

# TUSCALOOSA CITY COUNCIL MEETING SYNOPSIS

Tuesday, July 19, 2022

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

## **MEMBERS PRESENT**

Mayor Walt Maddox  
President Pro Tem Tyner  
Councilmembers Howard, Crow, Busby, Faile, Lanier

## **ABSENT**

Councilmember Wilson

**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**

## **CONSENT AGENDA**

Approved item "a" on the consent agenda. **(Ty/L)**

- a. Declaring property surplus and authorizing its disposal

## **PUBLIC HEARINGS**

Approved the ABC application of McFarland Food Mart LLC for an alcohol license at McFarland Food Mart in Tuscaloosa; 3906 McFarland Boulevard; 35405: **(Antonius Mills with A&F- Revenue and Officer Champion with the Tuscaloosa Police Department each gave departmental reports. The applicant was present to answer questions from the Council. No one else spoke in favor of or in opposition to the application.)**

- **22-050(a)** Retail Beer (off premises). **(Ty/C)**
- **22-050(b)** Retail Table Wine (off premises). **(Ty/L)**

*This item was initially tabled for 1 week due to the applicant's was absence **(C/H)**.*

*Upon the applicant's arrival, the item was moved back to the table for consideration (Motion to move back to the table for consideration: **C/H**)*

Approved the ABC application of Azul Tequila Mexican Restaurant LLC for an alcohol license at Azul Tequila Mexican Restaurant in Cottondale; 6343 Interstate Drive; 35453: **(Antonius Mills with A&F- Revenue and Officer Champion with the Tuscaloosa Police Department each gave departmental reports. The applicant was present to answer questions from the Council. No one else spoke in favor of or in opposition to the application.)**

➤ **22-051** Restaurant Retail Liquor license.**(L/C)**

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

Authorized disbursement from District 2 discretionary fund for the District 2 “Hope for the City” Event (A22-0734). **(L/H)**

Authorized a contract for engineering and related services with TTL, Inc. for the Jack Warner Parkway slope stabilization (A22-0731). **(Ty/L)**

Authorized Amendment 10 to the Fiscal Year 2022 General Fund Reserve for Future Improvements Fund Budget (A98-0470). **(B/L)**

Authorized the Chief Financial Officer to draw drafts for the McWrights Ferry Road Improvements Project Right of Way Acquisitions (A18-0165). **(C/Ty)**

Authorized creation and implementation of school supplies for Parking Tickets Program (A22-0671). **(B/L)**

*The Council suspended the rules of procedure. (Ty/C)*

Adopted Ordinance No. 9236 reappointing David Gay to the DCH Health Care Authority Board of Directors. **(introduction L/C; Unanimous C/Ty )**

Authorized the Mayor to execute an indemnification agreement with Alabama Power for the Martin Luther King Jr. Boulevard/ Jack Warner Parkway Improvements Project (A17-0445). **(H/C)**

*The Council returned to the regular agenda.*

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

### **FOR INTRODUCTION**

Adopted Ordinance No. 9237 appointing Francine Wasden to the Historic Preservation Commission. **(introduction Ty/L; Unanimous Ty/L)**

### **FOR ADOPTION**

### **AUDITING ACCOUNTS**

Authorized the payment of bills; total: \$159,032.66 **(Ty/B)**

**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 6:10 p.m. (H/L)**

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.

AUCTION

POLICE	
ITEM(S)	CITY ID NO.
2001 Chevrolet Silverado 1500	1697
2004 Ford F-150	1936
1993 Ford F-150 4x4	1223
Chevrolet Tahoe Rear Seats (9)	N/A

Adopted 7/19/2022  
(Ty/L - Y) w; Absent

  
City Clerk

Requested: Accounting & Finance  
Prepared: Accounting & Finance  
Agenda: 07/19/2022

RESOLUTION

RESOLUTION APPROVING APPLICATION OF  
MCFARLAND FOOD MART LLC  
DBA MCFARLAND FOOD MART  
FOR ABC LICENSE

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

McFarland Food Mart LLC  
dba McFarland Food Mart  
3905 McFarland Blvd  
Tuscaloosa, AL 35405

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

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

**22-050 (a)**

Adopted 7/19/2022  
(Ty/C - Y ; W - Absent)

  
City Clerk

RESOLUTION

RESOLUTION APPROVING APPLICATION OF  
MCFARLAND FOOD MART LLC  
DBA MCFARLAND FOOD MART  
FOR ABC LICENSE

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

McFarland Food Mart LLC  
dba McFarland Food Mart  
3905 McFarland Blvd  
Tuscaloosa, AL 35405

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

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

**22-050 (b)**

Adopted 7/19/2022  
(TYLL - Y; W - Absent)

  
City Clerk

RESOLUTION

RESOLUTION APPROVING APPLICATION OF  
AZUL TEQUILA MEXICAN RESTAURANT LLC  
DBA AZUL TEQUILA MEXICAN RESTAURANT  
FOR ABC LICENSE

Whereas, the Tuscaloosa City Council has approved the application of Azul Tequila Mexican Restaurant LLC dba Azul Tequila Mexican Restaurant for a Restaurant Retail Liquor to be granted from the Alcoholic Beverage Control Board at the following address, to-wit:

Azul Tequila Mexican Restaurant LLC  
dba Azul Tequila Mexican Restaurant  
6343 Interstate Drive  
Cottondale, AL 35453

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

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

**22-051**

Adopted 7/19/2022  
(L/C - Y; W - Absent)

  
City Clerk

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM  
Requested: Finance Date: 7/19/22  
Council Presentation: 7/19/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING DISBURSEMENT FROM DISTRICT 2 DISCRETIONARY FUND  
FOR THE DISTRICT 2 "HOPE FOR THE CITY" EVENT ON JULY 16, 2022  
(A22-0734)

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 \$700.00 (rental of McDonald Hughes (\$500.00) and snacks and refreshments (\$200.00)) be designated from discretionary funds for the Hope for the City event on July 16, 2022, which is located in Council District 2 from the District 2 Discretionary Fund, by, and as an act for, and on behalf of the City of Tuscaloosa.

FUNDING REQUIRED:  Yes  No  
10104050-99902

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By:   
Chief Financial Officer


COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading Adopted 7/19/22  
Unanimous \_\_\_\_\_  
Failed (L/C - Y / W - Absent)  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

  
City Clerk



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: SEM  
Requested: IPS Date: 07/19/2022  
Council Presentation: 07/19/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING A CONTRACT FOR ENGINEERING AND RELATED SERVICES  
WITH TTL, INC. FOR JACK WARNER PARKWAY SLOPE STABILIZATION  
(A22-0731)

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

That the Mayor be, and he is hereby, authorized to execute a contract for engineering and related services with TTL, Inc. for the Jack Warner Parkway Slope Stabilization in an amount not to exceed \$84,000.00, 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

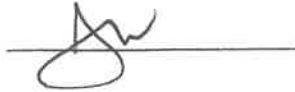
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed Adopted 7/19/2022  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous (Tyll-y; w-Absent)  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended ISA  
Comments: city clerk

APPROVED AS TO FORM



Prepared By: HF  
Requested: 07/19/22  
Presentation on: 07/19/22  
Suspension of Rules: No

RESOLUTION

AMENDING THE FISCAL YEAR 2022 GENERAL FUND RESERVE FOR FUTURE IMPROVEMENTS FUND BUDGET  
(AMENDMENT 10 - FY22 GFRFFI BUDGET)  
(A98-0470)

WHEREAS, the Council has determined to re-establish the GFRFFI for Fiscal 2022. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, as follows:

That the resolution previously enacted by the City Council designating a specific amount of the City of Tuscaloosa's General Fund Reserve Fund for Future Improvement (GFRFFI) as encumbered for certain designated public improvement and special projects of the General Fund Department in the stated amount for expenditures in the fiscal year, including continuing encumbrances of unexpended reserve funds in the stated amounts for those projects previously designated in prior years and confirmed therein, be further amended by the language and/or by the addition or subtraction in the amounts as indicated herein. Unless subsequently amended or repealed, any unexpended funds designated or amended herein or previously designated shall remain encumbered through Fiscal 2022.

That a net total of \$33,096,756 of the City of Tuscaloosa's General Fund Reserve Fund be budgeted and encumbered for General Fund 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 2022 General Fund Budget of the City of Tuscaloosa be, and the same is hereby, amended as follows:

EXPENSES			
PROJECT NAME	CURRENT BUDGET	CHANGE	REVISED BUDGET
Contingency	9,592,314	(84,000)	9,508,314
JWP Slope Stabilization	-	84,000	84,000
		<u>-</u>	<u>-</u>
		<u>-</u>	<u>-</u>
		<u>-</u>	<u>-</u>

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

FUNDING REQUIRED: Yes X No \_\_\_\_\_  
GF-RFFI

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By: Carly Handley  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed Adopted 7/19/22  
2nd Reading (B/L-y;w - Absent)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

[Signature]  
City Clerk

APPROVED AS TO FORM

*[Signature]*  
Office of the City Attorney

Prepared By: TDB  
Requested: Legal: Date 7/19/22  
Presentation on: 7/19/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DRAW DRAFTS FOR THE  
MCWRIGHTS FERRY ROAD IMPROVEMENTS PROJECT RIGHT OF WAY ACQUISITIONS  
(A18-0165)

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

McWrights Ferry Road Improvements Project Right of Way Acquisition Account Number  
23509030-16099

<u>Tracts</u>	<u>Payee</u>	<u>Amount</u>
39	Tuscaloosa Title Company, Inc. (Closing agent for Bobbie R. Busenlehner)	\$406,562.46

FUNDING REQUIRED:  Yes  No

23509030-16099  
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By: *[Signature]*  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous Adopted 7/19/22  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended (C/Cy; W-Absent)  
Comments: \_\_\_\_\_

*[Signature]*  
City Clerk

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comm. 7/19/22  
Presentation On: 7/19/22  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING CREATION AND IMPLEMENTATION OF SCHOOL SUPPLIES FOR  
PARKING TICKETS PROGRAM

(A22-0671)

WHEREAS, the Tuscaloosa City Council recognizes and determines that provision of school supplies for students serves a valid and important public purpose and promotes the prosperity and general welfare of the community; and,


WHEREAS, pursuant to Alabama Code Section 16-13-36 the Tuscaloosa City Board of Education is authorized to receive appropriations from the City of Tuscaloosa in support of its schools; and,

WHEREAS, the Tuscaloosa City Council further determines that accepting school supplies 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 School Supplies for Parking Tickets Program (hereinafter, "the Program"), whereby school supplies may be accepted in lieu of monetary payment for overtime parking citations.
2. That the Program time period shall be from August 1, 2022 through August 31, 2022.
3. That school supplies donated to the Program valued at \$10 or greater shall satisfy one (1) \$15 overtime parking ticket; that school supplies donated to the Program valued at \$20 or greater shall satisfy two (2) \$15 overtime parking tickets; and so on.
4. That City staff is authorized and directed to promulgate and advertise a list of acceptable school supplies and assigned values.
5. That all supplies received within the established time period shall be donated to the Tuscaloosa City Board of Education and thereafter distributed to students at the Board's discretion.

Adopted  
7/19/22

(B/L - Y ; W - Absent)  
  
City Clerk

ORDINANCE NO. 9236

AN ORDINANCE REAPPOINTING DAVID GAY TO THE  
DCH HEALTH CARE AUTHORITY BOARD OF DIRECTORS

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

That David Gay be, and he is hereby, reappointed to a six-year term on the DCH Health Care Authority Board of Directors, said term to end on the 1<sup>st</sup> day of July 2028 (Reference: Section 22-21-310 et al of the *Code of Alabama, 1975*).

STATE OF ALABAMA            )  
TUSCALOOSA COUNTY        )

I, Brandy P. Johnson, City Clerk of the City of Tuscaloosa, Alabama, hereby certify that the foregoing and attached is a full, true, and correct copy of Ordinance No. 9236 duly adopted by the City Council of Tuscaloosa at a regular meeting of said council held on the 19<sup>th</sup> day of July 2022, 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. The title of said ordinance is as follows: "AN ORDINANCE REAPPOINTING DAVID GAY TO THE DCH HEALTH CARE AUTHORITY BOARD OF DIRECTORS"

IN WITNESS WHEREOF, I have hereunto affixed my signature and the official seal of said city of Tuscaloosa this, the 20 day of July 2022.

Brandy P. Johnson  
City Clerk

Adopted 7/19/2022

introduction: (L/C - Y; W - Absent)  
unanimous: CITY - Y; W - Absent  
City Clerk

APPROVED AS TO FORM

Office of the City Attorney

Prepared JPW  
Requested: OCE Date: 7/19/2022  
Presentation on: 07/19/2022  
Suspension of Rules: Yes

RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INDEMNIFICATION AGREEMENT  
WITH ALABAMA POWER FOR THE MARTIN LUTHER  
KING JR. BOULEVARD/JACK WARNER PARKWAY  
IMPROVEMENTS PROJECT  
(A17-0445)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor is authorized to execute an indemnification agreement with Alabama Power Company for work to de-energize and install protective grounds on Alabama Power's South Tuscaloosa Loop 46 kV TL in the vicinity of the City's construction site on Martin Luther King, Jr. Boulevard and for the City to install a required electrical manhole/vault and associated underground duct bank underneath the energized 46 kV transmission line as part of the City Current roadway widening project for the Martin Luther King, Jr. Boulevard / Jack Warner Parkway Improvements Projects.

FUNDING REQUIRED:  Yes  No

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

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed Adopted 7/19/2022  
2<sup>nd</sup> Reading (H/C - y; w - Absent)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

City Clerk

ORDINANCE NO. 9237

AN ORDINANCE APPOINTING FRANCINE WASDEN  
TO THE HISTORIC PRESERVATION COMMISSION

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

THAT Francine Wasden be, and is hereby appointed as a member on the Historic Preservation Commission, said term to expire on May 31, 2025. (Reference: Act No. 2004-267 and Chapter 68 of Title 11 of the *Code of Alabama, 1975*; Ordinance No. 6590).

Adopted 7/19/22  
intro: (Ty/L-y ; w-Absent)  
Unanimous: (Ty/L-y ;  
w-Absent)

  
City Clerk


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:

Blue Cross Blue Shield of Alabama <i>Access2Day monthly account summary for June 2022 excess claims.</i>	\$108,346.78
Blue Cross Blue Shield of Alabama <i>Access2Day monthly account summary for July 2022.</i>	\$50,685.88

Adopted 7/19/22  
(Ty/B-y; W-Absent)  
  
City Clerk

TOTAL: \$159,032.66  
Prepared: City Clerk  
Requested: Accounting & Finance  
Agenda: 07/19/2022

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