

AGENDA

**REGULAR MEETING OF THE COUNCIL
CITY OF BIRMINGHAM, ALABAMA
CITY COUNCIL CHAMBERS – THIRD FLOOR CITY HALL**

March 31, 2009 - - 9:30 A.M.

WEB SITE ADDRESS: www.birminghamal.gov

INVOCATION: Reverend Edward Rogers, Pastor of Hopewell Baptist Church

PLEDGE OF ALLEGIANCE: Councilmember Roderick Royal

ROLL CALL

APPROVAL OF MINUTES FROM A PREVIOUS MEETING: December 16, 2008

MINUTES NOT READY: December 23, 2008 – March 24, 2009

COMMUNICATIONS FROM THE MAYOR

CONSIDERATION OF CONSENT AGENDA

All items designated as “Consent” are considered to be routine and non-controversial and will be approved by one motion. No separate discussion of these items will be permitted unless a Councilmember, the Mayor or Citizen interested in a public hearing so requests, if so, such item(s) will revert to its normal place on the Agenda Order of Business. All matters of permanent operation (“P”) will be read. All other matters will be announced by reading the Item Number only. All Public Hearings will be announced.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS FOR FINAL PASSAGE

- (ph) **ITEM 1.**
An Ordinance “TO FURTHER AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (Case No. **ZAC2009-00007**) to change zone district boundaries from CB-2 Contingency General Business District to B-3 Community Business District, filed by Walter Schoel III, representing the owners, LAKD Land Holdings, LLC, LAKD Distribution LLC, and LAKD HQ, LLC, for properties located at 3600, 3640, 3660 and 3666 Grandview Parkway, and situated in both the SW and NW¼ of Section 26, Township 18 South, Range 2 West and in the NW¼ of Section 35, Township 18 South, Range 2 West, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee)**
- (ph) **ITEM 2.**
An Ordinance “TO FURTHER AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (Case No. **ZAC2009-00008**) to change zone district boundaries from CB-2 Contingency General Business District to B-3 Community Business District, filed by Walter Schoel III, representing the owners, LAKD Land Holdings, LLC and LAKD Investments, LLC, for properties located at 3670 and 3690 Grandview Parkway, and situated in both the SW and SE¼ of Section 26, Township 18 South, Range 2 West, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended by the Z.A.C. and the Planning and Zoning Committee)**
- (ph) **ITEM 3.**
A Resolution amending Resolution No. 147-09, adopted by the Council February 17, 2009, approving an application for an On and Off Premise Beer and Wine License to be used at **Lempira**, 3947 Pinson Valley Parkway, Birmingham, to amend the resolution approving the application for an On and Off Beer License, due to resolution being incorrect. (Submitted and Recommended by Councillor Montgomery, Chairman, Public Safety Committee)

(ph)

ITEM 4.

A Resolution relative to the application of Sol's Sandwich Shop and Deli LLC for a Restaurant Retail Liquor License to be used at **Sol's**, 2 – 20th Street North, Suite 120, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (No Recommendation by the Public Safety Committee)

CONSENT(ph)

ITEM 5.

A Resolution relative to the application of Erik Tu Trinh for the transfer of an Off Premise Beer and Wine License to be used at **Hood Qwik Mart**, 213 Dugan Avenue P.C., and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 6.

A Resolution relative to the application of Mr. P's Deli, Inc. for the transfer of an On and Off Premise Beer and Wine License to be used at **Mr. P's Deli, Inc.**, 813 Shades Crest Road, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 7.

A Resolution relative to the application of O and F LLC for an On and off Premise Beer License to be used at Wings Plus #6, 1680 Montclair Road, Suite 1100, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 8.

A Resolution relative to the application of Sol Garden LLC for an On and Off Premise Beer and Wine License to be used at **Crestwood Coffee Company**, 5512 Crestwood Boulevard, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 9.

A Resolution relative to the application of Dondees After Dark, Inc. for a Lounge Retail Liquor Class I License to be used at **Mahogany Social Bar and Lounge**, 1700 – 3rd Avenue West, Suite B, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 10.

A Resolution relative to the application of A Steak in That Place LLC for a Restaurant Retail Liquor License to be used at **Smith's Oysters and Steaks**, 1101 Dunston Avenue, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 11.

A Resolution relative to the application of Do Dah Day, Inc. for a Special Events License 140 to be used at **Do Dah Day 2009**, May 16, 2009 in Caldwell Park, 1124 – 26th Street South and Rhodes Park, 2739 Highland Court, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

ITEM 12.

A Resolution relative to the application of Yarbrough Festival Foodservice Inc. for a Special Events License 140 to be used at **Magic City Art Connection 2009**, April 24-26, 2009 in Linn Park, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

(ph)

ITEM 13.

A Resolution relative to the application of **Willie B. High**, 4101 Park Avenue S.W., Birmingham, for an Itinerant Junk Dealer's Permit, and the **hearing** of all interested parties. (Submitted by the City Attorney) (No Recommendation Received from the Chief of Police) (Recommended by the Public Safety Committee) (Deferred from 3/10/09 to 3/24/09; and Deferred from 3/24/09 to 3/31/09)**

(ph)

ITEM 14.

A Resolution relative to the application of **Ricky Hindman**, Talladega, Alabama, for an Itinerant Junk Dealer's Permit, and the **hearing** of all interested parties. (Submitted by the City Attorney) (No Recommendation Received from the Chief of Police) (Recommended by the Public Safety Committee) (Deferred from 3/24/09 to 3/31/09)**

(ph)

ITEM 15.

A Resolution relative to the application of **Milton Marshall**, 436 West Smithfield Drive Dolomite, Birmingham, for an Itinerant Junk Dealer's Permit, and the **hearing** of all interested parties. (Submitted by the City Attorney) (No Recommendation Received from the Chief of Police) (Recommended Denial by the Public Safety Committee) (Held Over from 3/17/09 to 3/24/09; and Deferred from 3/24/09 to 3/31/09)**

CONSENT(ph)**ITEM 16.**

A Resolution relative to the application of Worley Brothers Auto Truck Parts and Scrap, d/b/a **Worley Brothers Scrap Iron and Metal of Alabama, LLC**, 1838 Vanderbilt Road, Birmingham, for a Scrap Metal Processors License, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Fire and Rescue Chief, the Director of Planning, Engineering and Permits and the Public Safety Committee) (No Recommendation Received from the Chief of Police and the Chief Health Officer) (**Please note** that this Application was received and disbursed by the City Clerk's Office on March 24, 2009 and is being advanced to the Council by the Public Safety Committee **in lieu of City Code Section (12-11-67g)** which reads as follows: "**(g) Upon receipt of all of such recommendations, the city clerk shall submit the application, together with such recommendation, to the council.**")**

ITEM 17.

A Resolution authorizing the Mayor to execute a Property Sales Contract with **Ralph A. Banks**, as seller, under which the City will purchase property located at 1600 – 8th Avenue West, Birmingham for public park purposes and other related recreational uses in connection with the creation of a new public park, for a purchase price of \$67,915.27, and authorizing the Director of Finance to pay the purchase price, as adjusted for usual and customary closing adjustments to the seller at closing. (Submitted by the City Attorney) (Recommended by the Mayor) (Deferred from 3/3/09 to 3/31/09)

ITEM 18.

A Resolution offering for sale the 1971 Ford Thunderbird, also known as the “Batmobile” to the surviving family of “**Willie J. Perry**” for a nominal charge of \$10.00, in consideration for his valuable and meaningful contributions to the people of Birmingham. (Submitted by the Mayor) (Recommended by the Purchasing Agent) (Deferred from 3/24/09 to 3/31/09)

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS**ITEM 19.**

An Ordinance “TO FURTHER AMEND THE GENERAL FUND BUDGET” by transferring \$100,000.00 from the Department of Public Works, Salaries and Wages, \$150,000.00 from the Fire Department Salaries and Wages, and \$100,000.00 from the Police Department, Salaries and Wages and appropriating \$350,000.00 to Non-Departmental – Claims. (Submitted by the Mayor) (Recommended by the Director of Finance)**

CONSENT**ITEM 20.**

A Resolution approving the plans prepared by **the Alabama Department of Transportation** and designated as Project No. BRF-0269(500) Bridge Replacement and Approaches on State Route 269 over Birmingham Southern Railroad, authorizing the Alabama Department of Transportation, in cooperation with the Federal Highway Administration, to proceed with the grading, draining, paving and otherwise improving and construction of said project in accordance with the plans., granting the Alabama Department of Transportation full use of and access to the dedicated widths of any existing streets for the construction of said project, permitting and allowing the Alabama Department of Transportation to close and barricade the said project and intersecting streets for as long as necessary while the project is being graded, drained, paved and otherwise improved. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)**

CONSENT**ITEM 21.**

A Resolution approving the appointment of **Bhate Environmental Associates, Inc.**, Birmingham, in an amount not to exceed \$3,680.00, to provide asbestos related services for the Eastlake Library Project, and authorizing the Mayor to execute the appointment letter. [**Appropriated in the FY2009 Budget; GL Account: 129_324.527-048**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

ITEM 22.

A Resolution requiring all individuals, agencies, non-profits, partnerships, corporations, limited liability companies, and other groups or entities, with the exception of contracts and transactions already covered by state competitive bid laws, seeking to do business with the City, to provide services to the City, or obtain funding of any sort from the City to complete the Transparency in City Government Disclosure Form prior to entering into any contract or agreement with or accepting any appointment or funds from the City. (Submitted and Recommended by the Mayor)**

ITEM 23.

A Resolution supporting the City’s participation, at no cost to the City or its residents, in the National League of Cities’ free “Prescription Discount Card” Program, at nine (9) nationally known pharmacies. (Submitted and Recommended by Councillor Royal)

CONSENT

ITEM 24.

A Resolution determining that the building or structure located at 349 Avenue E Pratt City, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 25

A Resolution determining that the building or structure located at 2206 Avenue H Ensley, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 26.

A Resolution determining that the building or structure located at 1423 – 19th Street Ensley, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 27.

A Resolution determining that the building or structure located at 3510 – 33rd Terrace North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 28.

A Resolution determining that the building or structure located at 1729 – 24th Street S.W., Birmingham, Commercial Building, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 29.

A Resolution determining that the building or structure located at 2405 – 20th Street North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 30.

A Resolution determining that the building or structure located at 721 Omega Street, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 31.

A Resolution determining that the building or structure located at 4101 F. L. Shuttlesworth Drive, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 32.

A Resolution determining that the building or structure located at 3013 – 33rd Terrace North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 33.

A Resolution determining that the building or structure located at 1437 Miles Street Dolomite, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 34.

A Resolution determining that the building or structure located at 7809 Division Avenue, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 35.

A Resolution determining that the building or structure located at 620 St. Charles Avenue S.W., Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 36.

A Resolution determining that the building or structure located at 504 Lexington Street Wylam, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 37.

A Resolution determining that the building or structure located at 1120 McMillon Avenue S.W., Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 38.

A Resolution determining that the building or structure located at 9417 Westfield Road, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 39.

A Resolution fixing a special assessment in the amount of \$8,060.00 against the property located at 2407 – 34th Avenue North, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 40.

A Resolution fixing a special assessment in the amount of \$1,010.00 against the property located at 1221 Avenue G Ensley, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 41.

A Resolution fixing a special assessment in the amount of \$2,680.40 against the property located at 1819 – 15th Street Ensley, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 42.

A Resolution fixing a special assessment in the amount of \$6,158.00 against the property located at 252 – 51st Street North, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 43.

A Resolution fixing a special assessment in the amount of \$7,488.00 against the property located at 52 – 18th Court South, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 44.

A Resolution fixing a special assessment in the amount of \$3,674.00 against the property located at 600 Albany Street Wylam, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 45.

A Resolution fixing a special assessment in the amount of \$10,255.00 against the property located at 2520 – 20th Avenue North, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 46.

A Resolution fixing a special assessment in the amount of \$3,990.80 against the property located at 3921 Mineral Avenue S.W., Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 47.

A Resolution fixing a special assessment in the amount of \$10,652.00 against the property located at 2925 – 30th Street S.W., Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 48.

A Resolution fixing a special assessment in the amount of \$22,203.80 against the property located at 2633 – 17th Street Ensley, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 49.

A Resolution fixing a special assessment in the amount of \$12,623.00 against the property located at 2540 – 25th Street West, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 50.

A Resolution fixing a special assessment in the amount of \$4,106.00 against the property located at 1404 – 91st Street North, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 51.

A Resolution fixing a special assessment in the amount of \$2,960.00 against the property located at 513 Oakmont Street Wylam, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 52.

A Resolution fixing a special assessment in the amount of \$5,654.00 against the property located at 7212 Naples Avenue, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 53.

A Resolution fixing a special assessment in the amount of \$12,886.40 against the property located at 20 – 9th Avenue West, Apartment Building A-G, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 54.

A Resolution fixing a special assessment in the amount of \$12,886.40 against the property located at 28 – 9th Avenue West, Apartment Building, Birmingham, for the cost incurred for the demolition of an unsafe building or structure (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 55.

A Resolution authorizing the Director of Planning, Engineering and Permits to issue a building permit to **Robert M. Johnson**, the owner or agent of the property located at 470 – 4th Street North, Birmingham, which was condemned by the Council October 16, 2007, in order to remove the weeds and trash from the premises within ten (10) days of permit issuance and to commence and make substantial repairs within 30 days of permit issuance, no previous permits having been requested. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

CONSENT

ITEM 56.

A Resolution authorizing the Director of Planning, Engineering and Permits to issue a building permit to **Randolph Jenkins**, the owner or agent of the property located at 1741 Lee Avenue S.W., Birmingham, which was condemned by the Council March 3, 2009, in order to remove the weeds and trash from the premises within ten (10) days of permit issuance and to commence and make substantial repairs within 30 days of permit issuance, no previous permits having been requested. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

ITEM 57.

A Resolution accepting the lump sum bid of **Bass Tile**, Helena, Alabama, in the amount of \$49,950.00, to install porcelain tile on the third floor at the Birmingham Police Department Headquarters Building, this being the lowest bid submitted meeting specifications, and authorizing the Mayor to execute the contract in accordance with said bid. [**Appropriated in the FY2008 Budget; 102_000.600-002**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Two Bids Submitted)

CONSENT**ITEM 58.**

A Resolution accepting the lump sum bid of **Competition Athletic Surfaces, Inc.**, Chattanooga, Tennessee, in the amount of \$28,050.00, to repair and resurface twelve (12) tennis courts at Lynn Park, this being the lowest bid submitted meeting specifications, and authorizing the Mayor to execute the contract in accordance with said bid. [**001_049_40200_40205.511-022**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (One Bid Submitted)

CONSENT**ITEM 59.**

A Resolution accepting the lump sum bid of **Coston General Contractors, Inc.**, Bessemer, Alabama, in the amount of \$497,266.00, to perform the George Ward Park Tennis Center Renovation, this being the lowest bid submitted meeting specifications, and authorizing the Mayor to execute the contract in accordance with said bid. [**Appropriated in the FY2008 Budget; PR129CP 003500 and PR129CP 002865**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Four Bids Submitted)

CONSENT**ITEM 60.**

A Resolution accepting the lump sum bid of **Tomlin Excavating Company, Inc.**, Tarrant, Alabama, in the amount of \$46,475.00, for the demolition and removal of hazardous material at the former A.G. Gaston Nursing Home, this being the lowest bid submitted meeting specifications, and authorizing the Mayor to execute the contract in accordance with said bid. [**Appropriated in the FY2008 Budget; PR105CP 003660**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Nine Bids Submitted)

CONSENT

ITEM 61.

A Resolution accepting and approving the bid of **Montgomery Environmental**, Birmingham, for the purchase of asbestos abatement services as needed at unit prices on file in the Office of the Purchasing Agent, for a period of one (1) year and month to month thereafter, for the Planning, Engineering and Permits Department, this being the lowest bid submitted. **[Appropriated in the FY 2009 Budget; GL Account: 102_000.513-025]** (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits) (Four Bids Submitted)

CONSENT

ITEM 62.

A Resolution authorizing the Director of Finance to make two (2) refunds in the total amount of \$5,216.06. (Submitted by the Mayor) (Recommended by the Director of Finance)**

ITEM 63.

A Resolution approving the estimated expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

ITEM 64.

A Resolution approving the estimated expense accounts of city employees. (Submitted by the Mayor) (Recommended by the Director of Finance)**

ITEM 65.

A Resolution setting a public hearing **May 12, 2009**, to consider the adoption of a resolution relative to an application for the renewal of the Cable Franchise Agreement by Bright House Networks, LLC. (Submitted by the City Attorney) (Recommended by Councillor Duncan)**

ITEM 66.

A Resolution setting a public hearing **April 21, 2009**, to consider the adoption of a resolution revoking the business licenses issued to **CJ's on the Parkway**, 9115 Parkway East, Birmingham. (Submitted by the City Attorney) (Recommended by Councillor Duncan)**

ITEM 67.

A Resolution setting a public hearing **May 12, 2009** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2009-00001**) to change zone district boundaries from PRD Planned Recreational District to B-3 Community Business District, filed by Tarver Consulting and Development Company, applicant, representing the owner, the City of Birmingham, for those City-owned properties comprising the Fair Park complex and generally located at 2331 Bessemer Road and situated in the NE¼ of Section 5, Township 18 South, Range 2 West. Birmingham. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended “Q”B-3 by the Birmingham Planning Commission and the Planning and Zoning Committee)**

OLD AND NEW BUSINESS

PRESENTATIONS

REQUESTS FROM THE PUBLIC

ADJOURNMENT

NOTE: The following matters were withdrawn:

A Resolution revoking the Junk Dealer’s Permit issued to Bagwell Auto, Inc. 3540 – 4th Street West, Birmingham, AL 35207.

A Resolution revoking the Junk Dealer’s Permit issued to Standard Iron and Metal, 1933 Vanderbilt Road, Birmingham, AL 35234.