

AGENDA

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

November 12, 2008 - - 10:00 A.M.

WEB SITE ADDRESS: www.birminghamal.gov

**INVOCATION: Chaplain Michael L. Raymo of Birmingham Veterans Administration
Medical Center**

PLEDGE OF ALLEGIANCE: Councilmember Maxine Herring Parker

ROLL CALL

APPROVAL OF MINUTES FROM PREVIOUS MEETINGS: July 29, August 5 and 12, 2008

MINUTES NOT READY: August 13 – November 4, 2008

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.

A Resolution relative to the application of Golden Jubilee, Inc. for an Off Premise Beer and Wine License to be used at **Woodlawn Shell**, 6400 – 1st Avenue North, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (No Recommendation by the Public Safety Committee)

(ph) ITEM 2.

A Resolution relative to the application of The Grape at Birmingham LLC for a Lounge Retail Liquor Class I License to be used at **The Grape at Birmingham LLC**, 214 Summit Boulevard, Suite 550, Birmingham, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (No Recommendation by the Public Safety Committee)

INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS

CONSENT

ITEM 3.

An Ordinance authorizing the Mayor to execute a Contract for Sale of Real Estate with **Mitchell Baldwin**, an Alabama corporation for the sale of real property located at 6448 Division Avenue, Birmingham, at the purchase price of \$75,000,000. and authorizing the Mayor to execute the statutory warranty deed and other instruments required to finalize the sale of the property. (Submitted by the Mayor) (Recommended by the Director of Community Development)**

CONSENT

ITEM 4.

An Ordinance authorizing the Mayor to execute a quitclaim deed and redemption deed with **Debra Payne** in the amount of \$1,380.54 for property located at 3321 51st Terrace North, Birmingham. (Submitted by the City Attorney) (Recommended by the Director of Finance)**

ITEM 5.

A Resolution approving the agreement with **Birmingham Board of Education**, Birmingham, in an amount not to exceed \$440,000.00, to purchase and distribute the remaining 14,000 XO laptop computers to City school children benefiting the public by improving the City's educational system, making technology available to City school children at no charge to them or their families, helping to develop skills for future employment, expanding and improving the available skilled labor force in the City, and promoting economic development, and authorizing the Mayor to execute the agreement. [**Appropriated in the FY 2009 Budget; GL Account: 102_000.527-050**] (Submitted by the Mayor) (Recommended by the Purchasing Agent)

CONSENT**ITEM 6.**

A Resolution approving the agreement with **Birmingham Health Care, Inc.**, Birmingham, in an amount not to exceed \$58,583.00, beginning July 1, 2008 to June 30, 2009, renewable annually subject to funds availability, to provide homeless individuals with substance/addiction disorders an effective eight-week Intensive Outpatient Treatment Program and continued follow-up with individual sessions and aftercare, provide paid workshops and on the job training for clients referred from the substance abuse program and those without substance abuse problems, work to meet the client's needs by first assessing the client's needs and then connecting them with the appropriate service either internal or external to assure accessibility to employment, food, shelter, clothing, or public assistance through its Case Management program, provide innovative and comprehensive day treatment to homeless children and those at risk for becoming homeless while providing social services and interactive parenting skills to their parents, and authorizing the Mayor to execute the agreement. [**GL Account: 001_400_96600_96611.550-007**] (Submitted by the Mayor) (Recommended by the Purchasing Agent)

CONSENT**ITEM 7.**

A Resolution approving the agreement with **Birmingham Urban League**, Birmingham, in an amount not to exceed \$65,000.00, beginning July 1, 2008 to June 30, 2009, renewable annually subject to funds availability, to provide academic enrichment and/or reinforcement training for adults and youth who have been assessed to be without a high school diploma, those on public assistance and those deficient in reading, language and mathematics, offer programs designed to address the academic, social and economic issues facing in school youth from twelve to eighteen, seek to prevent homelessness through its Comprehensive Housing Counseling Services program, by offering guidance and housing information, housing advocacy, housing default intervention, etc., and authorizing the Mayor to execute the agreement. [**GL Account: 001_400_966500_96514.550-006**] (Submitted by the Mayor) (Recommended by the Purchasing Agent)

CONSENT**ITEM 8.**

A Resolution approving the appointment of **Building and Earth Sciences, Inc.**, Birmingham, in an amount not to exceed \$3,300.00, to provide subsurface exploration and geotechnical services, and authorizing the Mayor to execute the appointment letter. [**Appropriated in the FY2009 Budget; GL Account: 129_352.652-099**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

CONSENT

ITEM 9.

A Resolution approving the appointment of **Building and Earth Sciences, Inc.**, Birmingham, in an amount not to exceed \$11,550.00, to provide subsurface exploration and geotechnical services for the Fountain Height Recreation Center Project (\$3,250.00), Police West Precinct Project (\$3,300.00), and Apple Valley Recreation Center Project (\$5,000.00), and authorizing the Mayor to execute the appointment letters. [**Appropriated in the FY2009 Budget; GL Accounts: 129_342.527-014; 129_342.527-014; and 129_352.527-014;**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

CONSENT

ITEM 10.

A Resolution approving the appointment of **Laura Claussen**, Warrior, Alabama, in an amount not to exceed \$25,000.00, to assist with paralegal services for the City of Birmingham Law Department, and authorizing the Mayor to execute the appointment letter. [**Appropriated in the FY2009 Budget; GL Account: 001_028_01600.527-014**] (Submitted by the Mayor) (Recommended by the Purchasing Agent)

ITEM 11.

A Resolution accepting the unit price bid of **Sunbelt Builders, Inc.**, 2320 Seventh Avenue South, Birmingham, in the amount of \$189,698.00, for earthwork at Leachate System Upgrades/New Georgia Landfill, this being the lowest bid submitted meeting specifications, and authorizing the Mayor to execute the contract in accordance with said bid. [**Appropriated in the FY 2008 Budget; PW125CP003580**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Three Bids Submitted)

CONSENT

ITEM 12.

A Resolution authorizing the Director of Finance to make four (4) refunds in the total amount of \$28,258.74. (Submitted by the Mayor) (Recommended by the Director of Finance)**

ITEM 13.

A Resolution approving the following **Expense Accounts:** (Submitted by the Mayor) (Recommended by the Director of Finance)**

R. Scott Colson, Assistant to the Mayor, Mayor's Office, Maebashi, Japan, \$2,032.46, October 9-14, 2008, to attend Maebashi, Japan 10th Anniversary of Friendship City & Maebashi Development Conference.

R. Scott Colson, Assistant to the Mayor, Mayor's Office, Baltimore, Maryland, \$953.54, October 16-18, 2008, to attend Youth Games Board/Planning Meeting.

Veneatria McKinnon, Committee Assistant, City Council Office, Raleigh, North Carolina, \$1,843.66, October 8-22, 2008 , to attend Japan-US 32nd Annual Joint Meeting.

ITEM 14.

A Resolution approving the following **Estimated Expense Account:** (Submitted by the Mayor) (Recommended by the Director of Finance)**

Terrie Lee-Burrell, Director, Mayor's Office, Auburn, Alabama, \$530.20, December 3-5, 2008, to attend Leadership Academy at Auburn University-Alabama Children's Policy Council-Department of Children's Affairs.

ITEM 15.

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

ITEM 16.

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

OLD AND NEW BUSINESS

PRESENTATIONS

REQUESTS FROM THE PUBLIC

ADJOURNMENT