

**AGENDA**

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

**December 4, 2007 - - 9:30 A.M.**

**WEB SITE ADDRESS: [www.informationbirmingham.com](http://www.informationbirmingham.com)**

**INVOCATION: Reverend Dr. David W. Craig, Pastor of Mt. Pilgrim Baptist Church**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**MINUTES NOT READY: October 2, 9, 16, 23, 30, November 6, 13, 20 and 27, 2007**

**COMMUNICATIONS FROM THE MAYOR**

**ANNOUNCEMENT OF BOARDS AND AGENCIES EXPIRATIONS – January, 2008**

**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 Jerome Cunningham for a Lounge Retail Liquor Class I License to be used at **Club Ice**, 400 – 2<sup>nd</sup> 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 Jerome Cunningham for a Division II Dance Permit to be used at **Club Ice**, 400 – 2<sup>nd</sup> 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)

**CONSENT** **ITEM 3.**  
A Resolution rescinding Resolution No. 899-07, adopted by the Council May 22, 2007, approving the application of Jimmie Jones for the transfer of an On and Off Premise Beer License to be used at **Pickle and Amp Sandwich Shop**, 2905 – 27<sup>th</sup> Street North, Birmingham, due to the death of the applicant. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

**CONSENT** **ITEM 4.**  
A Resolution rescinding Resolution No. 904-07, adopted by the Council May 22, 2007, approving the application of Jimmie Jones for a Lounge Retail Liquor Class I License to be used at **Pickle and Amp Lounge**, 2907 – 27<sup>th</sup> Street North, Birmingham, due to the death of the applicant. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

**CONSENT** **ITEM 5.**  
A Resolution rescinding Resolution No. 905-07, adopted by the Council May 22, 2007, approving the application of Jimmie Jones for a Division I Dance Permit to be used at **Pickle and Amp**, 2907 – 27<sup>th</sup> Street North, Birmingham, due to the death of the applicant. (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 Yee Ho Yoon for the transfer of an Off Premise Beer and Wine License to be used at **Oddo's Sav-A-Stop**, 232 – 9<sup>th</sup> Court North, 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 7.**

A Resolution relative to the application of Carlile BBQ LLC for the transfer of a Restaurant Retail Liquor License to be used at **Carlile's BBQ**, 3511 – 6<sup>th</sup> Avenue South, 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 Bergamo, Inc. for the transfer of a Restaurant Retail Liquor License to be used at **Silvertron Café**, 3813 Clairmont 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 9.**

A Resolution relative to the application of Sheynaz Corporation, Inc. for an Off Premise Beer and Wine License to be used at **S T Food Mart**, 4607 – 5<sup>th</sup> Avenue South, 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 10.**

A Resolution relative to the application of Claudia Agee for an Off Premise Beer License to be used at **Thomas Delicatessen**, 738 Carline Avenue Pratt City, 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 E. Martinez LLC for a Restaurant Retail Liquor License to be used at **Hacienda Mexican Grill**, 1676 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 12.**

A Resolution relative to the application of Derby Junction LLC for a Lounge Retail Liquor Class I License to be used at **Derby Junction LLC**, 2404 Derby Way, 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 13.**

A Resolution relative to the application of Jennifer Coshatt for a Division I Dance Permit to be used at **Derby Junction LLC**, 2404 Derby Way, 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 14.**

A Resolution relative to the application of Odysee Givens for a Lounge Retail Liquor Class I License to be used at **Northside Social Club and Lounge**, 2604 – 16<sup>th</sup> Street North, 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 15.**

A Resolution relative to the application of Odysee Givens for a Division I Dance Permit to be used at **Northside Social Club**, 2604 – 16<sup>th</sup> Street North, 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 16.**

A Resolution relative to the application of Anthony Earl Clark for a Lounge Retail Liquor Class I License to be used at **Onyx**, 615 – 8<sup>th</sup> Avenue West, 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 17.**

A Resolution relative to the application of Anthony Earl Clark for a Division I Dance Permit to be used at **Onyx**, 615 – 8<sup>th</sup> Avenue West, 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 18.**

A Resolution relative to the application of Yarbrough Festival Foodservice, Inc. for a Special Events License 140 to be used at **Papa Johns.com Bowl Street Festival**, December 21, 2007 in 5 Points South at Magnolia Avenue and 20<sup>th</sup> Street South, 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 19.**

A Resolution relative to the application of Special Event Room, Inc. for a Special Retail Liquor License 160 to be used at **Special Event Room, Inc.**, 5391 – 1<sup>st</sup> Avenue North, Suite B, 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 20.**

A Resolution relative to the application of Edward Maddox for a Division I Dance Permit to be used at **Special Event Room, Inc.**, 5391 – 1<sup>st</sup> Avenue North, 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 21.**

A Resolution relative to the application of **Birmingham AIDS Outreach** for the renewal of an Annual Bingo Permit to be used at 205 – 32<sup>nd</sup> Street South, Birmingham, on the first Monday of each calendar month, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

CONSENT(ph)

**ITEM 22.**

A Resolution relative to the application of **Team America Boxing** for the renewal of an Annual Bingo Permit to be used at 5324 Oporto-Madrid Boulevard, Birmingham, on Tuesdays and Fridays of each calendar week, and the **hearing** of all interested parties. (Submitted by Councillor Montgomery, Chairman, Public Safety Committee) (Recommended by the Public Safety Committee)

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**ITEM 23.**

An Ordinance amending the Business License Code of the City of Birmingham increasing the license fees due to the City in each and every category by one hundred percent (100%) or to the extent provided by law and upon institution of the business license fees that \$9,000,000.00 is to be used for capital improvements in the transit system within the City, and \$19,000,000.00 per year for thirty (30) years to fund a dome stadium. (Submitted and Recommended by the Mayor) (First Reading 11/27/07; Held Over from 11/27/07 to 12/4/07)\*\*

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**ITEM 24.**

An Ordinance amending the Sales Tax Code and the Use Tax Code to increase the sales and use tax by one cent per dollar for a period of six (6) years and upon institution of the increase in sales and use tax that \$5,000,000.00 per year be appropriated to be used for police and fire improvements; \$10,000,000.00 per year be appropriated to be used for economic development, \$15,000,000.00 per year be appropriated to be used for streets and sidewalks of which \$9,000,000.00 is to be used for capital improvements in accordance with \$1,000,000.00 per district to be directed by the Councilmember of each said district; creating a Vision Scholars Program; and declaring the Vision Scholars Program a public purpose. (Submitted and Recommended by the Mayor) (First Reading 11/27/07; Held Over from 11/27/07 to 12/4/07)\*\*

**ITEM 25.**

An Ordinance “TO FURTHER AMEND THE CAPITAL BUDGET” by transferring \$2,033.34 of Fund AV – Storm Sewers 1997-B Bond Fund from PIC Storm Water Sewer Improvement and \$23,255.56 of Fund AW – Sanitary Sewers 1997-B Bond Fund from PIC – Sanitary Sewers, and appropriating \$25,288.90 to 500 Block of Lance Road, PTK No. 91437 for sewer improvements. (Submitted by the Mayor and the Public Improvements Committee) (Recommended by the Director of Finance) (Deferred from 10/30/07 to 11/6/07; and Deferred from 11/6/07 to 12/4/07)\*\*

**ITEM 26.**

A Resolution authorizing the Mayor to execute a Redevelopment Agreement with **City Federal, LP** under which the City will provide a total of up to \$425,000.00 in connection with City Federal, LP’s renovation and redevelopment of the City Federal Building located at 2026 – 2<sup>nd</sup> Avenue North, Birmingham with \$175,000.00 to be used for repairing or replacing sidewalks, and installing lighting, landscaping and other related improvements around the redevelopment property, and up to \$250,000.00 to be paid from future, non-educational municipal real estate ad valorem tax revenue and to be used for building improvements. (Submitted by the City Attorney) (Recommended by the Mayor and the Administration, Budget and Finance Committee) (Deferred from 11/13/07 to 12/4/07)\*\*

**ITEM 27.**

A Resolution authorizing the Mayor to enter into an agreement with **JCHA Housing and Development Corporation** under which the City will provide up to \$1,565,900.00 in HOME Funds to be utilized as acquisition and rehabilitation financing for the rehabilitation of up to eleven (11) single-family detached units, to be secured by a construction mortgage on each rehabilitated single-family unit, and as part of the agreement the City will provide up to one hundred percent (100%) purchase financing, including costs associated with the acquisition/construction and conveyances of the property to qualified low/moderate income homebuyers. (Submitted by the Mayor) (Recommended by the Director of Community Development, the Housing Review Committee and the Administration, Budget and Finance Committee) (Deferred from 10/23/07 to 12/4/07)

**ITEM 28.**

A Resolution authorizing the Mayor to execute a Project Funding Agreement with **the Board of Trustees of the University of Alabama for the University of Alabama at Birmingham** under which the City initially will commit \$2,000,000.00 to U.A.B. to fund the development of the Richard C. and Annette N. Shelby Interdisciplinary Biomedical Research Building located at 1825 University Boulevard, Birmingham and expressing the City's intent, subject to the required approvals and other conditions set forth in the agreement, to provide additional funding to U.A.B. for the facility in the amount of \$2,000,000.00 in the City's fiscal year 2009 budget. (Submitted by the City Attorney) (Recommended by the Mayor and the Administration, Budget and Finance Committee) (Deferred from 11/13/07 to 12/4/07)\*\*

**INTRODUCTION AND FIRST READING OF ORDINANCES AND RESOLUTIONS**

**ITEM 29.**

An Ordinance "TO FURTHER AMEND THE CAPITAL FUND BUDGET" by transferring \$12,659.48 of Fund 45 Capital Improvement Fund from City Council PIC Committee TBD, \$14,000.00 from PIC Committee and \$1,840.52 from City Council PIC Funds, and appropriating \$28,500.00 to 1042 & 1046 Mesa Drive to correct storm drainage problem. (Submitted by the Mayor and the Public Improvement Committee) (Recommended by the Director of Finance)\*\*

**CONSENT**

**ITEM 30.**

An Ordinance authorizing the Director of Finance to pay **David L. Symonds and Jeffrey D. Higby** \$50.00 for street right of way to Parcel No. 10, in the East Lake Boulevard Widening Street Improvement Project in the vicinity of Highway 79, located at 3341 – 39<sup>th</sup> Street North, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)\*\*

**CONSENT**

**ITEM 31.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **Avondale Bricks, LLC** is allowed to enter upon City right of way to install and maintain seven (7) awnings to be located within the right of way at 130 – 41<sup>st</sup> Street South, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 32.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **Avondale Bricks, LLC** is allowed to enter upon City right of way to install and maintain six (6) planters to be located within the right of way at 130 – 41<sup>st</sup> Street South, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 33.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **Avondale Bricks, LLC** is allowed to enter upon City right of way to install and maintain five (5) sets of stairs to be located within the right of way at 130 – 41<sup>st</sup> Street South, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 34.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **Avondale Bricks, LLC** is allowed to enter upon City right of way to install and maintain a sign to be located within the right of way at 130 – 41<sup>st</sup> Street South, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 35.**

A Resolution authorizing the Mayor to execute an agreement with **The Birmingham News** to publish notices, ordinances, resolutions and other matters in the amount of \$23.80 per column inch of space, for a term of twelve (12) months beginning January 1, 2008 and expiring December 31, 2008. (Submitted by the Acting City Attorney) (Recommended by the City Clerk)

**CONSENT**

**ITEM 36.**

A Resolution authorizing the Mayor to execute an agreement with **The Birmingham Times** to publish notices, ordinances, resolutions and other matters in the amount of \$10.72 per column inch of space, for a term of twelve (12) months beginning January 1, 2008 and expiring December 31, 2008. (Submitted by the Acting City Attorney) (Recommended by the City Clerk)

CONSENT

**ITEM 37.**

A Resolution authorizing the Mayor to enter into a Right of Way Encroachment License Agreement whereby **LeerCorp** is allowed to enter upon City right of way to install and maintain nine (9) awnings and two (2) canopies to be located within the right of way at 1631 – 2<sup>nd</sup> Avenue North, Birmingham. (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

CONSENT

**ITEM 38.**

A Resolution authorizing the Mayor to make application to **the United States Department of Justice, Office of Justice Programs** for financial aid in the amount of \$150,000.00 to be used by the Birmingham Police Department for the Gang Resistance Education and Training Program. (Submitted by the Mayor) (Recommended by the Chief of Police)\*\*

**ITEM 39.**

A Resolution requesting the Mayor authorize the Traffic Engineering Department to erect a street sign on the corner of 30<sup>th</sup> Street and Pearson Avenue, Birmingham in the Germania Park Neighborhood, in memory of **Davis Jordan**. (Submitted by Councillor Witherspoon, Chairperson, Public Improvements and Beautification Committee) (Recommended by the Public Improvements and Beautification Committee)

**ITEM 40.**

A Resolution requesting the Mayor authorize the Traffic Engineering Department to erect a plaque in Wiggins Park located on Rambo Street and Nabors Road, in the Garden Highlands Neighborhood, in honor of **Cherry Turner**. (Submitted by Councillor Witherspoon, Chairperson, Public Improvements and Beautification Committee) (Recommended by the Public Improvements and Beautification Committee)

CONSENT

**ITEM 41.**

A Resolution determining that **The Gallery of Distinguished Citizens Ceremony**, to be held during the first quarter of 2008, serves a public purpose that promotes goodwill and serves a public interest and requesting that City funds in an amount not to exceed \$20,000.00 be used to pay for this event. **[CCN 2716 Professional Services]** (Submitted by the Council President) (Recommended by the Administration, Budget and Finance Committee)\*\*

**CONSENT**

**ITEM 42.**

A Resolution accepting and approving the bid of **Dorfman Museum Figures, Inc.**, Baltimore, Maryland, for the purchase of museum figures 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 Southern Museum of Flight, this being the lowest bid submitted. [**Appropriated in the FY2008 Budget; Condense Codes FAU and FAT; Object Code 2910; and Project Code 01418**] (Submitted by the Mayor) (Recommended by the Purchasing Agent and the Director of Southern Museum of Flight) (One Bid Submitted)

**CONSENT**

**ITEM 43.**

A Resolution authorizing the Director of Finance to pay **Lois B. Brown** \$350.00 for loss of shrubbery and conveyance of a temporary construction easement to Parcel No. 4, in the Florida Avenue Street Improvement Project located at 249 – 2<sup>nd</sup> Street Thomas, Birmingham. [**Fund DF, Project No. 03490**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 44.**

A Resolution authorizing the Director of Finance to pay **Larry H. Gunn and Judy D. Gunn** \$300.00 for loss of shrubbery and conveyance of a temporary construction easement to Parcel No. 2, in the Florida Avenue Street Improvement Project located at 316 – 3<sup>rd</sup> Street Thomas, Birmingham. [**Fund DF, Project No. 03490**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 45.**

A Resolution authorizing the Director of Finance to pay **Jeffrey B. K. Hall** \$250.00 for a temporary construction easement to Parcel No. 5, in the Florida Avenue Street Improvement Project located at 324 – 3<sup>rd</sup> Street Thomas, Birmingham. [**Fund DF, Project No. 03490**] (Submitted by the Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**ITEM 46.**

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

**ITEM 47.**

A Resolution setting a public hearing **January 8, 2008**, to consider the adoption of a resolution assenting to the vacation of 29.40 square feet of right-of-way on 2<sup>nd</sup> Avenue South and 24.25 square feet of right-of-way on 3<sup>rd</sup> Avenue South between 13<sup>th</sup> and 14<sup>th</sup> Streets South, on behalf of **Inland American Birmingham 14<sup>th</sup> Street, L.L.C.**, owner, to correct building encroachments at Collegiate Hall, **Case No. SUB2007-00130**. (Submitted by Councillor Witherspoon, Chairperson, Public Improvements Committee) (Recommended by the Subdivision Committee of the Birmingham Planning Commission and the Public Improvements Committee)\*\*

**ITEM 48.**

A Resolution setting a public hearing **January 15, 2008** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2007-00196**) to change zone district boundaries from R-3 Single Family District to R-4A Medium Density Residential District, filed by Gary Edwards, applicant, representing the owner, Community Concepts II, for property located at 8002 – 4<sup>th</sup> Avenue South, and situated in the SW¼ of Section 11, Township 17 South, Range 2 West, Birmingham. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (NOT Recommended by the Z.A.C. and the Planning and Zoning Committee)\*\*

**ITEM 49.**

A Resolution setting a public hearing **January 15, 2008** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2007-00197**) to change zone district boundaries from R-3 Single Family District to R-4A Medium Density Residential District, filed by Gary Edwards, applicant, representing the owner, Community Concepts II, for property located at 7804 – 2<sup>nd</sup> Avenue South, and situated in the NW¼ of Section 14, Township 17 South, Range 2 West, Birmingham. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended by the Z.A.C.) (No Recommendation by the Planning and Zoning Committee)\*\*

**ITEM 50.**

A Resolution setting a public hearing **January 22, 2008** to consider the adoption of an Ordinance “TO AMEND THE ZONING DISTRICT MAP OF THE CITY OF BIRMINGHAM” (**Case No. ZAC2007-00199**) to change zone district boundaries from R-1 Single Family District to M-1A General Industrial District, filed by Russ Jones of Davidson Media Alabama Stations, LLC, applicant, representing the owners, Judy and Franklin Steel, for properties located at 1806 Fay Drive and 1946 Dorroh Road, and situated in the NW¼ of Section 17, Township 17 South, Range 1 West, Birmingham. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended “Q”M-1A by the Z.A.C.) (NOT Recommended by the Planning and Zoning Committee)\*\*

**OLD AND NEW BUSINESS**

**REQUESTS FROM THE PUBLIC**

**PRESENTATIONS**

**ADJOURNMENT**

**\*\* -Attachments**

**P – Items of Permanent Operation**

**(ph) – Public Hearing**

**NOTE: The following matter was withdrawn:**

A Resolution revoking the Outdoor Café Permit issued to Book-A-Million, d/b/a **Joe Muggs News Stand**, 1101 – 20<sup>th</sup> Street South, Birmingham, AL 35205.