

## **AGENDA**

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

**January 19, 2010 - - 9:30 A.M.**

**WEB SITE ADDRESS: [www.birminghamal.gov](http://www.birminghamal.gov)**

**INVOCATION: Reverend Sarah J. Shelton, Pastor of Baptist Church of the Covenant**

**PLEDGE OF ALLEGIANCE: Councilmember Valerie Abbott**

**ROLL CALL**

**MINUTES NOT READY: August 4 – December 29, 2009 and January 12, 2010**

**COMMUNICATIONS FROM THE INTERIM MAYOR**

**NOMINATIONS TO BOARDS AND AGENCIES**

**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. ZAC2009-00132) to change zone district boundaries from R-3 Single Family District to B-1 Neighborhood Business District , filed by Tracie Todd, owner, for property located at 1544 Bessemer Road, and situated in the SE¼ of Section 7, Township 18 South, Range 3 West, Birmingham. and the **hearing** of all interested parties. (Submitted by Councillor Abbott, Chairperson, Planning and Zoning Committee) (Recommended “Q”B-1 by the Z.A.C. and the Planning and Zoning Committee) (Deferred from 1/12/2010 to 1/19/2010)\*\*

CONSENT(ph)

**ITEM 2.**

A Resolution authorizing the abatement of the nuisances existing on the following properties and the costs of such abatement to be assessed against and constitute a lien upon such properties, and the **hearing** of all interested parties: (Submitted by the City Attorney) (Recommended by Councillor Austin, Chairman, Public Improvements and Beautification Committee)

1	23-15-3-31-06.000-RR	6611 DIVISION AVE 35206	LOT 14 BLK 2-C EAST WOODLAWN
2	29-06-2-26-03.000-RR	2609 AVENUE I 35218	LOTS 5 & 6 BLK 26-I ENSLEY 5TH ADD
3	29-16-4-08-07.000-RR	1812 16TH ST SW 35211	LOT 4 BLK 27 MASON CITY
4	23-14-3-16-11.002-RR	925 73RD ST S 35206	LOT 2-A BLK 6 RESUR OF LOTS 1 & 2 BLK 6 EAST LAKE HIGHLANDS PB 213 PG 32
5	23-18-1-13-04.000-RR	3831 39TH AVE N 35217	LOT 23 BLK 2 HIGH CLIFF LD CO ADD TO BOYLES
6	29-01-3-15-07.000-RR	1413 10TH ST S 35205	N 37 FT OF LOT 4 T V WALTER & A M ROBERTSON SUR
7	23-15-1-28-12.000-RR	7306 DIVISION AVE 35206	LOT 3 BLK 18 EAST LAKE
8	23-15-1-27-10.000-RR	7300 1ST AVE S 35206	LOT 1 BLK 11 EAST LAKE
9	23-17-2-16-21.000-RR	4036 39TH AVE N 35212	LOT 22 BLK 9 INGLENOOK REALTY CO SUR OF BOYLES HG
10	23-08-4-02-30.000-RR	4321 46TH ST N 35217	LOTS 62+63 BLK 4 HUDSON CITY

11	23-08-4-02-24.000-RR	4417 46TH ST N 35217	LOT 46 BLK 4 HUDSON CITY LOT 47 & 48 BLK 4 HUDSON
12	23-08-3-21-10.000-RR	4405 42ND ST N 35217	LOT 2 BLK 6 MOUNTAIN PARK 7/25
13	23-07-4-07-20.000-RR	4342 PULASKI ST 35217	LOT 11 BLK 5 BOYLES PARK
14	23-18-1-12-09.000-RR	3913 39TH AVE N 35217	LOT 21 BLK 9 OAKVIEW
15	23-20-4-13-05.000-RR	825 50TH ST N 35212	LOT 5 BLK 6 WOODLAWN RLTY CO'S 1ST ADD
16	29-16-4-08-08.000-RR	1808 16TH ST SW 35211	LOT 3 BLK 27 MASON CITY
17	23-21-3-03-51.000-RR	122 54TH ST N 35212	LOT 4 BLK 1 WOODLAWN RLTY COS 2ND ADD TO WOODLAWN
18	13-33-4-15-37.000-RR	2045 CUNNINGHAM AVE 35217	LOTS 12 THRU 14 BLK 15 NORTH LAKE PARK
19	13-14-4-03-02.000-RR	928 SUN VALLEY RD 35215	LOT 17 BLK 18 REDSTONE LAND & DEVELOPMENT COS 6TH ADD TO THE
20	13-14-1-00-15.016-RR	1068 ALICIA DR 35215	LOT 4 BLK 3 SUNVIEW ACRES
22	23-02-3-15-12.000-RR	8704 2ND AVE N 35206	LOTS 36+37 BLK 16 ARDEN PARK
23	13-34-1-00-13.021-RR	121 HARVILL LN 35217	LOT 4 BLK 2 BEVERLY HILLS EAST 2ND SECTOR PB 183 PG 35
24	13-35-2-07-04.001-RR	1049 WALKER AVE 35217	LOTS 17 THRU 20 BLK 1 MAPLE GROVE 3RD ADD
25	22-12-3-04-84.000-RR-01	4514 30TH PL N 35207	LOTS 14 THRU 16 BLK 2 LINCOLN HEIGHTS PB 15 PG 68
26	22-12-3-04-81.000-RR	4506 30TH PL N 35207	LOT 18 BLK 2 LINCOLN HEIGHTS
27	22-12-3-04-82.000-RR	4508 30TH PL N 35207	LOT 17 BLK 2 LINCOLN HEIGHTS
28	22-12-3-12-12.000-RR	4216 29TH ST N 35207	LOT 5 & S 16 FT LOT 6 BLK 4 MOUNTAIN VIEW ADD TO N
29	22-12-3-12-13.000-RR	4220 29TH ST N 35207	N 34 FT LOT 6 BLK 4 MOUNTAIN VIEW ADD TO N BHAM
30	29-09-4-20-35.000-RR	1300 16TH ST SW 35211	N 1/2 OF LOTS 1 THRU 3 BLK 1 TODD & FEAGIN 1/105
31	29-06-2-40-10.000-RR	1446 27TH ST 35218	SE 150 FT OF LOT 6 BLK 3 ENSLEY LD COS 11TH ADD

32	30-02-1-31-08.000-RR	4308 9TH AVE 35224	LOT 9 BLK 12 PRATT LAND & IMPROVEMENT CO
33	22-13-4-05-14.000-RR	3324 33RD ST N 35207	LOT 14 BLK 3 WAGENSLERS ADD TO NORTH BHAM
34	22-30-1-15-03.000-RR	405 3RD WAY 35214	POB 300 FT W OF THE S INTER OF AVE E & 3RD WAY LANE TH W 50 FT ALG 3RD WAY LANE TH S 72 FT TH E 50 FT TH N 72 FT TOPOB CONTINUED
35	23-22-2-10-06.000-RR	6501 2ND AVE S 35212	LOT 14 BLK 4-D EAST WOODLAWN
36	23-22-2-11-07.000-RR	117 65TH ST SOUTH 35212	LOT 1 BLK 3-D EAST WOODLAWN
37	28-01-1-11-02.000-RR	776 OAK ST 35210	LOT 124 OVERTON LAND COS OVERTON NO 2 SUBDIVISION
38	30-35-2-20-02.000-RR	6101 IVY ST 35020	LOT 16 BL 29 BREWER PLACE
39	29-04-2-46-04.003-RR	SIDE IF 7 15TH ST W 35000	LOT 3 DIGIORGIOS RESURVEY PB 209 PG 93
40	29-08-74-22-03.007-RR	709 18TH WAY SW 35211	LOT 12 OAKWOOD SQUARE 152/26
41	29-20-1-10-02.000-RR	2315 ISHKOODA RD 35211	LOTS B THRU F BLK 1NABERS LAND COS 6TH ADD TO COLL
42	29-20-1-10-03.000-RR	2343 ISHKOODA RD 35211	LOTS G & H BLK 1 NABERS LAND COS 6TH ADD TO COLLEGE PARK
43	29-20-1-10-04.000-RR	1857 ISHKOODA LN 35211	LOTS J THRU N BLK 1 NABERS LAND COS 6TH ADD TO COL
44	29-20-1-10-05.000-RR	2365 ISHKOODA RD 35211	LOT O BLK 1 NABERS LD COS 6TH ADD TO COLLEGE PARK
45	12-06-1-00-75.000-RR	2 lots from 281 MARTIN DR 35215	LOT 4 MARTINWOOD GARDEN HOMES PHASE I 200/91
46	30-02-1-21-12.000-RR	4608 8TH AVE 35224	LOTS 13 & 14 BLK 8 RESUR OF ADLER WEAVER
47	30-02-1-05-03.000-RR	4617 5TH AVE 35224	LOT 5 BLK 2 RESUR OF ADLER WEAVER
48	23-26-3-05-07.000-RR	0 NO ADDRESS 35000	LOT 4 2ND AMENDED PLAT OF EAST WOOD VILLAGE 225/29 BEING A RESUR OF AMENDED SURVEY OF EASTWOOD

49	22-30-1-15-02.000-RR	409 3RD WAY LN 35214	N 1/2 OF E 1/2 LOT 3 BLK 4 HUEYS ORIGINAL SUB LESS THE N 10 FT FOR RD ROW
50	22-30-1-15-04.000-RR	355 AVENUE D 35214	POB 350 FT W OF THE S INTER OF AVE E & 3RD WAY LANE TH W 50 FT ALG 3RD WAYLANE TH S 72 FT TH E 50 FT TH N 72 FT TO POB
51	23-02-3-19-04.000-RR	8623 2ND AVE N 35206	LOTS 13 & 14 BLK 4 ARDEN PARK
52	23-15-2-01-52.000-RR	6521 41ST AVE N 35206	LOT 33 DELMAR TERRACE
54	28-01-4-02-03.000-RR	852 OAK ST 35210	LOT 134 OVERTON LD COS OVERTON SUB #2
57	13-36-4-12-06.000-RR	668 CAMP CIR 35215	LOT 10 ROEBUCK CREST ESTS
58	23-07-3-10-28.000-RR	3642 42ND AVE N 35207	LOT 16 BLK 8 M A HINES 1ST ADD TO HARRIMAN PARK
59	23-07-3-07-16.000-RR	3536 43RD AVE N 35207	LOT 24 BLK 3 HARRIMAN PARK
60	23-07-3-07-13.000-RR	3524 43RD AVE N 35207	LOT 27 BLK 3 HARRIMAN PARK
61	23-07-3-11-11.000-RR	3513 43RD AVE N 35207	LOTS 10 & 11 BLK 4 HARRIMAN PARK
62	23-07-3-04-05.000-RR	4505 36TH PL N 35207	LOT 2 BLK 1 M A HINES 1ST ADD TO HARRIMAN PARK
63	29-04-2-35-10.000-RR	1324 1ST AVE W 35204	LOT 2 BLK 18 COMPTON RISING
64	29-04-2-39-01.000-RR	1401 1ST AVE W 35204	LOTS 7 & 8 BLK 2 COMPTON RISING
65	29-04-2-35-09.000-RR	107 14TH ST W 35204	LOT 1 BLK 18 COMPTON RISING
66	22-23-3-19-07.000-RR	2207 16TH ST N 35204	S 15 FT OF LOT 11 & N 10 FT OF LOTS 12 & 13 BLK 353 NORTH BHAM
67	30-02-3-05-18.000-RR	1200 SEATTLE ST 35224	LOT 18 PIKES ADD TO MINNIEVILLE
68	30-35-2-13-01.000-RR	6001 PRATT ST 35228	LOT 16 BL 25 BREWER PLACE
69	30-35-2-19-05.000-RR	2211 LANE ST 35020	LOT 5 BL 1 HUDSON GROVE
70	23-15-1-21-13.000-RR	7422 1ST AVE S 35206	LOT 6 BLK 10 EAST LAKE
71	23-15-4-26-09.000-RR	7001 1ST AVE S 35206	LOT 18 BLK 1 EAST LAKE

72	21-36-2-08-03.000-RR	2817 JACKSON ST 35224	LOT 8 BLK A JAKE JACKSON SUR
73	23-15-3-14-01.000-RR	6825 1ST AVE S 35206	LOT 12 BLK 3-A EAST WOODLAWN
74	29-04-4-10-15.000-RR	417 11TH ST SW 35211	P O B 150 FT N W OF THE N INTE R OF FULTON AVE S W & S W 11TH ST TH N W 40 FT ALONG S W 11T H ST TO ALLEY TH N E 130 FT AL CONTINUED
75	23-02-3-12-08.000-RR	8611 4TH AV N 35206	LOT 18 BLK 18-C EAST LAKE LD COS 1ST ADD TO EAST LAKE
76	23-02-3-12-12.000-RR	8601 4TH AVE N 35206	LOT 22 BLK 18-C EAST LAKE LD COS 1ST ADD TO EAST L
77	23-15-2-01-50.000-RR	6529 41ST AVE N 35206	LOT 35 DELMAR TERR
79	23-15-2-01-54.000-RR	6513 41ST AVE N 35206	LOT 31 DELMAR TERRACE
80	30-25-3-12-02.000-RR	5405 WATSON AVE 35221	LOTS 31-32 BL 4 DOWNEYS 1ST ADD TO HILLMAN
81	23-15-3-14-03.000-RR	6817 1ST AVE S 35206	LOT 14 BLK 3-A WALKER LD CO ADD TO EAST WOODLAWN
82	21-36-2-08-02.000-RR	2813 JACKSON ST 35224	LOT 9 BLK A JAKE JACKSON SUR
83	22-24-3-18-09.000-RR	2708 19TH AVE N 35234	E 52 FT LOT 2 BLK 18 HASKELL & MULLERS
84	23-14-3-30-11.000-RR	753 70TH PL S 35206	LOT 14 BLK 5 HAWKINS ADD TO GATE CITY 6/25
85	22-24-3-02-05.000-RR	2909 NORWOOD BLVD 35234	P O B 300.4 FT SW OF SW INTER NORWOOD BLVD & 30TH ST N TH SW
86	29-30-2-16-10.000-RR	4224 GEORGE AVE SW 35221	LOT 10 BL 14 BEARDENDALE ADD
87	22-32-4-07-07.000-RR	2606 16TH ST 35208	LOTS 14 15 16 17 & 18 BLK 3 ENSLEY TERRACE LESS I-59 R/W
88	29-10-3-00-06.003-RR	IN FRONT OF 1721 DENNISON DR 35000	LOT 3C BLK 2 RESURVEY OF LOTS 2 & 3 & 4 BLK 2 HERITAGE TOWNE CENTRE SUB 168/80
89	23-21-3-10-21.000-RR	5104 1ST AVE N 35212	LOT 6 BLK 1 MONTGOMERY & PARKS SURVEY

90	30-02-4-02-15.000-RR	1226 FRISCO ST 35224	LOTS 12 13 14 AND S 3 FT OF LEGAL 2 LOT 11 BLK 1 ANDREW BURGIN SUR
92	22-25-2-27-04.000-RR	1500 WALNUT HILL CIR 35234	LOT 19 AND A STRY OF LAND 4 FT WIDE OFF OF S SIDE
93	23-19-4-13-04.000-RR	819 39TH ST N 35222	LOT 15 BLK 7 EAST BHAM
94	23-19-4-13-03.000-RR	823 39TH ST N 35222	LOT 14 BLK 7 EAST BHAM
95	23-19-4-09-09.000-RR	1104 COOSA ST 35234	LOT 2 BLK 45 EAST BHAM
96	23-19-4-25-16.000-RR	800 37TH PL N 35222	LOT 1 BLK 10 EAST BHAM
97	23-21-3-26-06.000-RR	5333 5TH AVENUE SOUTH 35212	LOT F- O M ALEXANDERS SUB OF LOTS 4 TO 9 BLK 12 MO
98	29-30-2-16-11.000-RR	4222 GEORGE AVE SW 35221	LOT 11 BL 14 BEARDENDALE ADD
99	23-20-4-34-02.000-RR	4761 1ST AVE N 35212	LOT 5 BLK 1 ELINOR
100	29-18-1-02-60.000-RR	6221 COURT O 35228	LOT 1 BLK 7 DOBBINS BROS CENTRAL PARK ADD 2ND SEC
101	29-06-2-06-05.000-RR	2317 AVENUE I 35218	LOTS 9 & 10 BLK 23 I ENSLEY 5TH ADD
102	29-06-2-07-07.000-RR	2318 AVENUE I 35218	LOT 8 BLK 23-H ENSLEY 1ST ADD
103	29-30-2-16-12.000-RR	4216 GEORGE AVE SW 35221	LOT 12 BL 14 BEARDENDALE ADD
104	29-30-2-02-10.000-RR	3941 RUTLEDGE AVE 35221	LOTS 3 & 4 BL 1 M A HINES 1ST ADD TO POWDERLY
105	22-19-2-06-07.000-RR	905 PRATT HWY 35214	POB N INTER OF RUSSELL ST & PRATT HWY TH E 147 FT
106	21-25-4-07-01.000-RR	417 IRVING ST 35224	LOTS 11+12 BLK 13 ENSLEY 10TH ADD
107	29-06-2-20-08.000-RR	2518 AVENUE H 35218	LOT 8 BLK 25-G ENSLEY 1ST ADD
109	23-20-2-13-03.000-RR	4456 9TH TER N 35212	LOTS 11 + 12 BLK 5 T Y CAIN
110	23-20-4-34-01.000-RR	4767 1ST AVE N 35212	P O B S W INTER OF 1ST AVE N & 48TH ST N TH S E 220 FT S ALG ST TO S LINE S E 1/4 SEC 20 T 17 S R 2W TH W 59 FT S ALG CONTINUED
111	23-31-1-43-01.000-RR	2915 6TH AVE S 35233	LOTS 1 THRU 8 BLK 441 BHAM

112	28-01-1-08-02.000-RR	729 OAK ST 35228	LOT 119 OVERTON LAND COS OVERTON NO 2 SUBDIVISION
114	13-36-3-11-30.000-RR	204 GARDEN CIR 35215	LOT 4 RESURVEY OF RED LANE GARDEN
115	29-04-2-45-03.000-RR	1517 LOMB AVE SW 35204	E 25 FT LOT 5 & W 11 FT OF LOT 6 BLK 31 COMPTON PLACE 10/17 LESS & EXC RD R/W
116	29-04-3-04-01.000-RR	11 15TH ST SW 35204	POB INTER OF E/L OF 16TH ST W & NW R/W OF RR TH
117	22-13-3-01-59.000-RR	2950 27TH AVE N 35207	LOTS 15 THRU 17 BLK 417 NO BHAM 1ST ADD
118	22-13-3-01-65.000-RR	2918 27TH AVE N 35207	LOT 9 B F POOLES SUB OF BLK 418 N BHAM
120	23-11-3-20-02.000-RR	7900 DIVISION AVE 35206	LOT 1 BLK 111 EAST LAKE
121	29-18-1-13-08.000-R	6220 COURT O 35228	LOT 12 BLK 1 DOBBINS BROS CENTRAL PARK 2ND SECTOR
122	24-05-1-19-07.001-RR	929 PARRISH LN 35235	COM SW COR OF NE 1/4 SEC 5 TP 17 R 1W TH E 206 FT TH N 460 FT TO SELY R/W TH NELY 83.6 FT TO POB TH 100.5 FT TH SLY CONTINUED
123	29-07-1-15-02.000-RR	1541 43RD ST 35208	LOT 2 BLK 7 STEINERS ADD TO BHAM-ENSLEY
124	30-16-1-01-39.000-RR	1131 ALEXANDER ST 35061	POB 308 FT W OF THE NW INTER OF ALEXANDER ST &
125	30-02-1-46-04.000-RR	4115 10TH AVE 35224	LOT 2 BLK 22 PRATT LAND & IMPROVEMENT CO
126	13-12-1-04-24.000-RR	429 WESTCHESTER DR 35215	LOT 21 BLK 10 VALLEY BROOK 3RD SECT

**CONSENT(ph)**

**ITEM 3.**

A Resolution authorizing the abatement of the nuisances existing on the following properties and the costs of such abatement to be assessed against and constitute a lien upon such properties, and the **hearing** of all interested parties: (Submitted by the City Attorney) (Recommended by Councillor Austin, Chairman, Public Improvements and Beautification Committee)

1	23-20-2-03-27.000-RR	1229 44ST ST N 35212	LOT 11 E B HANES R 2
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2	22-30-2-12-02.000-RR	215 BUTLER ST 35214	LOT 2 BLK J NOLANVILLE
3	23-03-3-02-03.000-RR	1512 89TH PL N 35206	LOT 9 BLK 1 SPRING HGLDS
4	23-15-1-18-01.000-RR	7421 3RD AVE N 35206	LOT 13 BLK 6-B EAST LAKE
5	23-14-3-16-05.000-RR	7325 OPORTO MADRID BLVD S 35206	LOT 18 BLK 6 E LAKE HGLDS EX W 10 FT TO CITY OF BH
6	23-14-3-16-04.000-RR	7327 OPORTO MADRID BLVD S 35206	LOT 17 BLK 6 E LAKE HGLDS EX W 8 FT TO CITY OF BHA
7	23-14-3-16-03.000-RR	7329 OPORTO MADRID BLVD S 35206	LOT 16 BLK 6 E LAKE HGLDS EX W 10 FT TO CITY OF BH
8	22-13-4-03-15.000-RR	3318 34TH ST N 35207	LOT 5 BLK 1 MCCARTYS ADD TO NORTH BHAM
9	22-13-4-27-04.000-RR	2915 33RD WAY N 35207	LOT 8 BLK 3 BRUCE ADD TO COLLEGEVILLE
11	22-33-3-13-28.000-RR	1224 BUSH CIR 35208	LOT 8 BLK 25 BUSH HILLS
12	23-03-1-02-03.000-RR	9427 8TH AVE N 35217	LOT 9 BLK 9 PENFIELD PARK NE 1/4 OF NE 1/4 SEC 3 TP 17
13	23-19-4-06-04.000-RR	817 APPALACHEE ST 35222	LOT 14 BLK 6 E BHAM
14	23-19-4-13-10.000-RR	800 APPALACHEE ST 35222	LOT 1 BLK 7 E BHAM
15	23-10-3-21-15.000-RR	4328 74TH PL N 35206	LOTS 41+42 BLK 2 TROTWOOD PARK
16	23-03-1-19-05.000-RR	9305 8TH AVE N 35206	LOT 2 BLK 1 PENFIELD PARK
17	23-19-4-06-08.000-RR	801 APPALACHEE ST 35222	LOT 18 BLK 6 EAST BHAM
18	30-01-2-10-07.000-RR	0 7TH TER 35224	LOT 24 BLK 15 ENSLEY 2ND ADD
19	23-03-2-12-29.000-RR	1524 90TH ST N 35206	LOTS 18 & 19 BLK 4 N VIEW GARDENS
20	13-33-4-12-09.000-RR	1945 EVERGREEN ST 35217	LOT 1 BLK 12 CARVER HGLDS
21	13-36-1-01-16.000-RR	606 ROEBUCK DR 35215	LOT 1 BLK 1 ROEBUCK PARK
22	12-30-4-01-06.000-RR	1027 GARRETT DR 35235	LOT 7 BLK 8 2ND ADD TO SHADY GLEN

23	12-30-4-09-58.000-RR	929 EDWARDS LAKE RD 35235	LOT 3 ENCHANTED FOREST 1ST SECTOR E-239
24	29-05-3-35-12.000-RR	2101 46TH PL W 35208	LOT 1 MRS MINNIE THOMAS RESUR OF LOTS 9-10-11 BLK 2 CENTRAL PARK 3RD SUR & LOT 1 BLK 3 OUTLAWS ADD TO CENTRAL PARK
25	29-07-1-26-02.000-RR	1849 47TH ST 35208	LOT 2 BLK 37 CENTRAL PARK
26	29-07-1-26-08.000-RR	1825 47TH ST 35208	LOT 8 BLK 37 EX SE 49.7 FT CENTRAL PARK
27	23-14-4-01-76.000-RR	7144 PARIS AV 35206	LOT 6 BLK 121 CENTRAL HGLDS ADD
28	23-18-4-06-13.000-RR	3320 38TH PL N 35217	LOT 21 BLK 2 DESHAZOS ADD TO INGLENOK
29	23-18-4-06-15.000-RR	3336 38TH PL N 35217	LOT 23 BLK 2 DESHAZOS ADD TO INGLENOK
30	23-17-2-16-18.000-RR	4024 39TH CT N 35212	LOT 19 BLK 9 INGLENOK RLTY CO SUR BOYLES HGLDS
31	23-17-2-06-12.000-RR	4004 40TH AVE N 35212	LOT 14 BLK 5 INGLENOK RLTY CO SUR BOYLES HGLDS
32	23-17-2-16-09.000-RR	4009 40TH AVE N 35212	LOT 10 BLK 9 INGLENOK RLTY CO BOYLES HGLDS
33	23-17-2-03-02.000-RR	4144 41ST AVE N 35212	LOT 2 BLK 2 INGLENOK RLTY CO SUR OF BOYLES HGLDS
34	23-17-2-03-01.000-RR	4142 41ST AVE N 35212	LOT 1 BLK 2 INGLENOK RLTY CO SUR OF BOYLES HIGHLANDS LESS
35	23-18-1-16-28.000-RR	3546 40TH ST N 35217	LOT 11 BLK 4 W M WBROOK ADD TO BOYLES
37	23-10-3-24-10.000-RR	4324 69TH ST N 35206	LOT 23 BLK 1 TROTWOOD PLACE SUR
38	23-10-3-24-12.000-RR	4330 69TH ST N 35206	LOT 21 BLK 1 TROTWOOD PLACE
39	23-10-3-19-08.000-RR	4319 74TH PL N 35206	N 20 FT OF LOT 14 & ALL LOT 15 & S 15 FT OF LOT 16
40	23-10-3-17-15.000-RR	4518 74TH PL N 35206	LOTS 40+41 BLK 7 TROTWOOD PARK TROTWOOD PARK

41	23-10-4-16-02.000-RR	7729 5TH AVE N 35206	NW 140 FT OF LOT 9 BLK 9-D EAST LAKE 1/217
42	23-10-4-11-12.000-RR	7800 5TH AVE N 35206	SE 140 FT OF LOT 1 BLK 10-E EAST LAKE
43	23-10-4-11-13.000-RR	7802 5TH AVE N 35206	SE 140 FT OF LOT 2 BLK 10-E EAST LAKE
44	23-19-4-13-13.001-RR	NEXT TO 818 APPALACHEE ST 350002	LOT 5 BLK 7 EAST BHAM LD CO MB 1 PG 7
45	22-31-4-30-08.000-RR	916 18TH ST 35218	P O B 176 FT S E OF NE INTER 18TH ST & AVE I TH E 55 S FT ALG 18TH ST TH NE 59 S FT TO ALLEY TH NW 48 S FT TO ALLEY CONTINUED
46	23-20-4-10-17.000-RR	4724 9TH AVE N 35212	LOT 10 AND W 15 FT LOT 11 EMMA GRAVES
47	13-36-1-01-15.000-RR	600 ROEBUCK DR 35215	LOT 2 BLK 1 ROEBUCK PARK
48	23-03-2-12-19.000-RR	1612 90TH ST N 35206	LOTS 15 & 16 BLK 4 HOOVERS RESUR OF BLKS 1 & 3 & 4
49	23-03-2-12-28.000-RR	1528 90TH ST N 35206	LOT 20 BLK 4 N VIEW GARDENS
50	23-03-2-16-06.000-RR	1537 90TH ST N 35206	LOT 4 BLK 5 N VIEW GDNS
51	30-02-1-11-12.000-RR	611 INDIANA ST 35224	N 1/2 OF S 1/2 LOTS 11 THRU 13 BLK 3 JOSEPH MARTIN SUR
52	23-20-1-12-10.000-RR	4517 13TH AVE N 35212	LOT 5 BLK 2 MEADOWLAWN
53	23-29-3-15-19.000-RR	4000 3RD AVE S 35222	LOTS 12 & 13 BLK 9 AVONDALE
54	22-24-3-29-04.001-RR	2520 20TH AVE N 35234	E 1/2 LOT 3 BLK 8 HASKELL & MUELLER SUR 1/357
55	22-26-1-09-15.000-RR	1409 21ST ST N 35234	LOT 5 BLK 2 SUDDUTH REALTY CO 5TH ADD
56	22-31-2-11-05.000-RR	1510 AVENUE E 35218	LOTS 19+20 BLK 15-D ENSLEY
57	29-06-2-07-05.000-RR	2323 AVENUE H 35218	LOT 6 BLK 23-H ENSLEY 1ST ADD
58	29-07-1-26-05.000-RR	1837 47TH ST 35208	LOT 5 BLK 37 CENTRAL PARK LAND CO

59	30-26-4-03-22.000-RR	5756 KING DR 35020	LOT 49 RESUR OF LOTS 28 THRU 66 ROOSEVELT-CAIRO VILLAGE ADD #2
60	23-03-1-19-06.000-RR	9301 8TH AVENUE NORTH 35206	LOT 1 BLK 1 PENFIELD PARK IN NE 1/4 OF NE 1/4 SEC
61	30-02-4-03-37.000-RR	1304 GULFPORT ST 35224	LOT 2 BLK 1 J H EDWARDS SUR LESS ST R O W
62	23-03-1-19-03.000-RR	9313 8TH AVE N 35206	LOT 4 BLK 1 PENFIELD PARK
63	23-03-2-11-02.000-RR	1716 90TH ST N 35206	P O B 200S FT W OF S INTER 62ND CT N & 67TH ST N T
64	23-03-2-11-03.000-RR	1720 90TH ST N 35206	PT OF BLK 2 PLEASANT VIEW HTS 17/40 DESC AS FOLS BEG 250 FT
65	23-03-2-17-04.000-RR	1721 90TH ST N 35206	POB 250S FT W OF S INTER 62ND AVE N & 67TH ST N TH
66	23-03-2-17-06.000-RR	1729 90TH ST N 35206	P O B 360S FT E OF INTER S LINE 62ND AVE N & W LIN
67	23-03-2-17-01.000-RR	8940 17TH AVE N 35206	P O B S INTER 62ND AVE N & 67TH ST N TH S 123S FT ALG 67TH ST N TO S LINE NW 1/4 SEC 3 T17S R2W TH W 150S FT ALG S
68	30-35-3-03-03.000-RR	5920 OWEN ST 35020	E 60 FT OF W 110 FT OF S FT OF LOT 5 OF MAP124
69	22-30-2-13-03.000-RR	209 BUTLER ST 35214	LOTS 3 & 4 BLK I NOLANVILLE
70	22-19-3-11-20.000-RR	240 BLOUNT ST 35214	BEG 290 FT W & 20 FT S OF INTER OF SW ROW PRATT HWY & N ROW NORTH STREET THENCE S-188 S FT SW-57S FT N-210 FT E-50
71	22-19-3-11-19.000-RR	300 BLOUNT ST 35214	BEG 340 FT W & 20FT S OF INTER OF SLY R/W PRATT HW
72	24-17-2-02-51.001-RR	4723 VALLEY DR 35210	LOTS 20 & 21 BROWNLEE HILLS 57/86
73	29-17-4-03-39.001-RR	Next To 1633 19TH ST SW 35211	LOT 18 BLK 8 W END HILLS 27/99
74	13-35-4-10-96.000-RR	9734 WILLIAMSBURG DR 35215	LOT 52 WILLIAMSBURG SQUARE 138/44 AMENDED MAP 139/13
75	13-13-3-12-03.000-RR	709 18TH AVE NW 35215	LOT 1-A BLK 32 RESUR OF LOTS 1 & 2 BLK 32 REDSTONE LAND & DEV COS 5TH SECT 120/44

76	22-29-3-27-09.000-RR	704 6TH WAY 35214	LOT 8 BLK 24 ENSLEY LAND CO ADD TO PRATT CITY
77	29-11-4-07-20.000-RR	421 22ND AVE S 35205	LOT 1 EUNICE F BROCATO ADD TO RED MTN TERRACE
78	23-07-4-04-06.000-RR	4317 PULASKI ST 35217	LOT 20 BLK 8 BOYLES PARK
79	23-08-3-09-13.000-RR	4224 46TH AVE N 35217	LOTS 3 & 4 BLK 6 BOYLES HIGHLANDS 7/107
80	23-07-4-16-21.000-RR	4232 JACKSON ST 35217	LOT 8 BLK 2 BOYLES PARK
81	23-07-4-11-19.001-RR	4336 GREENWOOD ST 35217	LOT 11 BLK 4 BOYLES PARK
82	23-15-2-20-03.000-RR	7115 3RD AVE N 35206	NE 36 FT OF LOT 15 & SW 7 FT OF LOT 14 BLK 3-B EAST LAKE
83	29-17-4-03-10.000-RR	1661 19TH ST SW 35211	LOT 12 BLK 8 WEST END HILLS
84	22-29-3-30-09.000-RR	903 6TH WAY 35214	LOT 9 BLK 27 ENSLEY LAND CO ADD TO PRATT CITY
85	22-29-3-30-07.000-RR	911 6TH WAY 35214	LOT 7 BLK 27 ENSLEY LD CO ADD TO PRATT CITY
88	22-29-2-09-10.000-RR-01	112 AVENUE U 35214	S 42 FT OF E 80 FT OF LOT 1BLK 3 W D YOUNG SU
89	22-31-1-38-05.000-RR	1101 12TH PL 35218	LOTS 16 + 17 BLK 4-K MORO PARK

**ITEM 4.**

A Resolution determining that the building or structure located at 1409 – 2<sup>nd</sup> Street Pratt City, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Deferred from 12/22/09 to 1/19/2010)

**ITEM 5.**

A Resolution determining that the building or structure located at 1409 – 2<sup>nd</sup> Street Rear (Garage/Apartment) Pratt City, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering, and Permits) (Deferred from 12/22/09 to 1/19/2010)

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

### **ITEM 6.**

An Ordinance “TO FURTHER AMEND THE GENERAL FUND BUDGET” by appropriating \$221,630.00 to Planning Engineering and Permits for various accounts from Fund Balance. (Submitted by the Interim Mayor) (Recommended by the Deputy Director of Finance)\*\*

### **ITEM 7.**

An Ordinance “TO FURTHER AMEND THE GRANTS FUND BUDGET” by appropriating \$5,000.00 to Planning Engineering and Permits for an award received from the Department of Agriculture and Industries. (Submitted by the Interim Mayor and the Budget and Finance Committee) (Recommended by the Deputy Director of Finance)\*\*

### **ITEM 8.**

An Ordinance “TO FURTHER AMEND THE GRANTS FUND BUDGET” by appropriating \$75,000.00 to Planning Engineering and Permits – Village Creek Linear Park from an award received. (Submitted by the Interim Mayor and the Budget and Finance Committee) (Recommended by the Deputy Director of Finance)\*\*

### **ITEM 9.**

An Ordinance “TO FURTHER AMEND THE GENERAL FUND BUDGET” by appropriating \$1,541,077.00 from Non Departmental Debt Service, 2004-A Warrants and \$1,541,007.00 to Non Departmental Debt Service, 2009-A Warrants, the 2004-A Warrants having been refinanced. (Submitted by the Interim Mayor and the Finance and Budget Committee) (Recommended by the Deputy Director of Finance)\*\*

### **ITEM 10.**

An Ordinance amending Section 5 of Ordinance No. 07-218, adopted by the Council December 4, 2007, entitled “The Birmingham Economic and Community Revitalization Ordinance Business License Fees and Designations.” (Submitted by the Acting Chief Assistant City Attorney) (Recommended by the Interim Mayor)\*\*

**ITEM 11.**

A Resolution approving the agreement with **Norwood Resource Center, LLC**, Birmingham, in a total amount not to exceed \$60,000.00, renewable annually subject to funds availability, to provide through the VITA program free tax preparation and electronic filing to the residents of North Birmingham and the Greater Birmingham area who cannot afford professional tax assistance, provide weekly computer classes through the Computer Learning Center program, provide Energy Bill Assistance through the JCCEO and the Low Income Housing Energy Assistance Program, provide other major programs such as, Low-Income Home Repair; Norwood Initiative; Womanhood, Motherhood, and Beyond Program; Family Home Repair Workshops; Fatherhood Initiative; Monthly Health Talking Circles; Financial Counseling; and G.I.F.T. Program, and authorizing the Interim Mayor to execute the agreement. [**Appropriated in the FY2010 Budget; GL Account: 001\_400\_96700\_96750.550-008**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Interim Mayor)

**ITEM 12.**

A Resolution approving the appointment of **Atlanta Art Conservation Center**, Atlanta, Georgia, in an amount not to exceed \$5,000.00 per year, renewable annually subject to funds availability, to provide complete conservation treatment on select paintings in the permanent collection for the Birmingham Museum of Art, and authorizing the Interim Mayor to execute the agreement. [**Appropriated in the FY2010 Budget; GL Account: 001\_080\_03500.527-050**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of the Museum of Art)

**ITEM 13.**

A Resolution approving an amendment to the appointment of **Williams Blackstock Architects**, Birmingham, to provide architectural and engineering design services for Parking Deck No. 3 Repairs in the additional amount of \$22,900.00, which increases the amount to be paid from \$28,840.00 to \$51,740.00, and authorizing the Interim Mayor to execute the amendment. [**Appropriated in the FY2010 Budget; GL Account: 102\_000.527-014; Project Code PEP127CP 003425**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

**ITEM 14.**

A Resolution approving the appointment of **Margaret K. Burnham, LLC**, Union, Maryland, in an amount not to exceed \$15,000.00 per year, renewable annually subject to funds availability, to provide ceramic treatment in the permanent collection for the Birmingham Museum of Art, and authorizing the Interim Mayor to execute the appointment letter. [**Appropriated in the FY2010 Budget; GL Account: 001\_080\_03500.527-050**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of the Museum of Art)

**ITEM 15.**

A Resolution approving the appointment of **Conservation of Fine Antiques**, Birmingham, in an amount not to exceed \$15,000.00 per year, renewable annually subject to funds availability, to provide complete conservation treatments on select furniture and wooden objects in the museum collection for the Birmingham Museum of Art, and authorizing the Interim Mayor to execute the appointment letter. [**Appropriated in the FY2010 Budget; GL Account: 001\_080\_03500.527-050**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of the Museum of Art)

**ITEM 16.**

A Resolution approving the appointment of **Gallet and Associates, Inc.**, Birmingham, in an amount not to exceed \$124,500.00, to provide special inspections and construction material testing services for the Fair Park Redevelopment Project, and authorizing the Interim Mayor to execute the appointment letter. [**Appropriated in the FY2010 Budget; GL Account: 102\_000.527-014; Project Code PEP102CP 003625**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

**ITEM 17.**

A Resolution approving an amendment to the appointment of **Operation New Birmingham**, Birmingham, to serve and assist with the promotion and facilitation of the 2010 Unity Breakfast, in the additional amount of \$7,500.00, which increases the amount to be paid from \$2,500.00 to \$10,000.00, and authorizing the Interim Mayor to execute the amendment. [**Appropriated in the FY2010 Budget; GL Account: 001\_000.527-014**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Interim Mayor)

**ITEM 18.**

A Resolution approving the appointment of **Volkert and Associates, Inc.**, Birmingham, in an amount not to exceed \$16,100.00, to provide professional engineering services relating to environmental compliance concerning the construction documents for improving the performance of the outfalls at the Eastern Landfill for the Public Works Department, and authorizing the Interim Mayor to execute the appointment letter. [**Appropriated in the FY2010 Budget; GL Accounts:125\_320.527-050 and 118\_320.527-050, Project Codes PW125CP 003580 and PW118EXP Misc99**] (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 19.**

A Resolution determining that the building or structure located at 501 – 15<sup>th</sup> Avenue North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

**CONSENT**

**ITEM 20.**

A Resolution determining that the building or structure located at 414 – 11<sup>th</sup> Court North, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

**CONSENT**

**ITEM 21.**

A Resolution determining that the building or structure located at 5916 Park Drive, Roosevelt City, Birmingham, to be unsafe, a public nuisance, and directing that it be demolished. (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering, and Permits)

**CONSENT**

**ITEM 22.**

A Resolution authorizing the Deputy Director of Finance to pay **Vivian Delois Barnes** \$100.00 for temporary construction easement to Parcel No. 25, Five Mile Road Phase I Street Improvement Project, located at 401 Orchid Road, Birmingham. [**Project No. PEP129CP002836**] (Submitted by the Interim Mayor) (Recommended by the Director of Planning, Engineering and Permits)

**CONSENT**

**ITEM 23.**

A Resolution approving payment to **Fuji Photo Film USA, Inc.**, in an amount not to exceed \$16,000.00 per year, renewable annually subject to the availability of funds, for a maintenance agreement on the digital photo min-lab for the Police Department, this being the only source of supply. **[Appropriated in the FY 2010 Budget; 001.043.26400.26406.26409.512.002]** (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Chief of Police)

**CONSENT**

**ITEM 24.**

A Resolution approving payment to **Leads Online LLC**, Dallas, Texas, in the amount of \$41,988.00, renewable annually subject to the availability of funds, for access to Total Track national search database of merchandise bought and sold through participating pawn shops, second hand stores, scrap metal dealers, etc. for the Police Department, this being the only source of supply, and authorizing the Interim Mayor to execute the agreement. **[Appropriated in the FY 2010 Budget; 035.043.527.050]** (Submitted by the Interim Mayor) (Recommended by the Purchasing Agent and the Chief of Police)

**CONSENT**

**ITEM 25.**

A Resolution authorizing the Director of Finance to make four (4) refunds in the total amount of \$6,320.13. (Submitted by the Interim Mayor) (Recommended by the Deputy Director of Finance)\*\*

**ITEM 26.**

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

Renee Kemp-Rotan, Administrative Assistant to the Mayor, Mayor's Office, \$1,584.07, October 5-10, 2009, to attend National Organization of Minority Architects Conference in St. Louis, Missouri.

Terry Burney, Chief Administrative Analyst, Mayor's Office, \$481.65, November 13-15, 2009, to site visit for possible recruitment in Mobile, Alabama.

**ITEM 27.**

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

Iris Kimbrough, Committee Assistant, City Council, \$194.02, January 19-20, 2010, to meet with the Governor in Montgomery, Alabama.

**CONSENT**

**ITEM 28.**

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

**CONSENT**

**ITEM 29.**

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

**CONSENT**

**ITEM 30.**

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

**ITEM 31.**

A Resolution setting a public hearing **March 2, 2010** to consider the adoption of an Ordinance to amend Title III: “Miscellaneous Regulations”, Article VI: Supplementary Regulations and Modifications, Section 2.4c; Article VII: Administration, Interpretation, Amendments, and Annual Review, Section 3, Subsection 4; and Article VIII: Zoning Board of Adjustment, Section 5 of the Zoning Ordinance of the City of Birmingham (Ordinance No. 90-130 as amended), filed by the Zoning Advisory Committee, in order to add increase the filing fees for garage sales, Zoning Advisory Committee requests, and Zoning Board of Adjustment requests; and correct a previous error in Ordinance 08-237 (ZAC2009-00082) which incorrectly amended Section 5: Powers and Duties of the Zoning Board of Adjustment (City Wide), **Case No. ZAC2009-00157.** (Submitted and Recommended by the Acting Chief Assistant City Attorney)\*\*

**OLD AND NEW BUSINESS**

**PRESENTATIONS**

**REQUESTS FROM THE PUBLIC**

**ADJOURNMENT**

**NOTE: The following matters were withdrawn:**

Those properties declared by Resolution No. 1793-09 on December 1, 2009 to be noxious and dangerous, whereon said weeds have been abated:

21	13-14-1-00-15.020-RR	1052 ALICIA DR 35215	LOT 21 BLK 1 SUNVIEW ACRES
53	28-01-1-08-07.003-RR	801 OAK ST 35210	PT LOT 128 OVERTON LAND COS OVERTON #2 SUB 35/1 DESC AS: BEG MOST SLY COR SD LOT 128 TH NE 92 FT TH NW 355 FT TH SW 92 CONTINUED
55	28-01-1-11-10.000-RR	781 WALNUT ST 35210	LOT 159 OVERTON LAND COS OVERTON NO 2 SUBDIVISION
56	29-12-2-07-04.001-RR	NEXT TO 1705 CULLOM ST S 35000	COM SE INTER 17TH AVE S & CULLOM ST TH S 153 FT TO POB TH CONT S 40 FT TH E 132 FT TH N 40 FT TH W 132 FT TO POB
78	23-15-2-01-51.000-RR	6525 41ST AVE N 35206	LOT 34 DELMAR TERR
91	22-24-4-21-27.000-RR	1314 32ND AVE N 35234	N 60 FT OF SE 1/4 OF BLK 676 BHAM
108	23-20-4-07-02.001-RR	4539 9TH CT N 35212	LOT 10 BLK 2 B H MATHEWS 4/92
113	28-01-1-08-04.001-RR-01	753 OAK ST 35210	PT OF LOT 121 OVERTON LD CO SUB 35/1 DESC AS FOLS BEG SE COR OF SD LOT 121 TH SW 138.9 FT TH NW 153 FT TH NE 116 FT CONTINUED
119	23-02-3-12-10.000-RR	8607 4TH AVE N 35206	LOT 20 BLK 18-C EAST LAKE LD COS 1ST ADD TO EAST LAKE

Those properties declared by Resolution No. 1851-09 on December 15, 2009 to be noxious and dangerous, whereon said weeds have been abated:

10	23-17-2-04-09.000-RR	4012 41ST AVE N 35212	LOT 9 BLK 1 INGLENOK RLTY CO SUR BOYLES HGLDS
36	23-17-2-04-08.000-RR	4016 41ST AVE N 35212	LOT 8 BLK 1 INGLENOK RLTY CO SUR OF BOYLES HGLDS
86	29-17-4-03-36.000-RR	1624 18TH WAY SW 35211	LOTS 13 & 14 BLK 9 WEST END MANOR
87	22-29-2-14-01.001-RR	118 AVENUE U 35214	N 48 FT OF E 110 FT OF LOT 1 BLK 6 W D YOUNGS SU