

**REGULAR MEETING
A G E N D A
MONTGOMERY CITY COUNCIL
TUESDAY, NOVEMBER 19, 2024 – 5:00 P.M.
COUNCIL AUDITORIUM**

Prayer by Councillor Andrew Szymanski or guest

Pledge of Allegiance

Approval of November 5, 2024 Work Session Meeting Minutes

Approval of November 5, 2024 Regular Council Meeting Minutes

Mayor's Message

Special Committee Reports

Public Communications on Agenda Items *(To address the Council during this time, the Roster must be signed before meeting begins indicating agenda item number to be discussed.)*

OLD BUSINESS

1. Mayoral Veto of Ordinance No. 51-2024 (Approval of Contracts). Reasons: 1. Council review and approval of all city contracts above \$50,000 creates an environment where the politicization of the contracting process can occur among council members, thus undermining the spirit of collaboration and equity across the City of Montgomery at large. 2. The review and approval of subject contracts creates an unnecessary layer of bureaucracy to a system that features numerous checks and balances adopted by subject matter experts and professionals on the city's staff. The Council's new review and approval policy, at minimum, will add an additional two weeks to the contract execution process averaging 28 days to complete. 3. Referencing state contracting law, the aforementioned increase in processing time will place the city in jeopardy of renegotiating competitively bid contracts; whereas, a bid proposal is only valid for 30 calendar days. After the period has expired, the selected contractor can compel the city to renegotiate at a higher rate. Over time, the accumulation of renegotiated fees could cost the city tens of thousands to millions of dollars in unnecessary fees and charges. 4. Summarily, the Mayor's office and city departments have proven to be trustworthy and transparent with the Council when it comes to contracting and the expenditure of funds. This ordinance will greatly diminish effectiveness and efficiency, while undermining the trust placed in the mayor and the professionals who serve the City of Montgomery.
2. Reconsideration of Resolution No. 123-2024, application for a Towing Company by Deanthony Rose, d/b/a D&D Towing & Recovery, 23 West Patton Avenue. (4)
3. Ordinance regulating parking of commercial vehicles on residential property. (Option 1) (Sponsored by Councillor Riley)
4. Ordinance regulating parking of commercial vehicles on residential property. (Option 2) (Sponsored by Councillor Riley)
5. Ordinance amending Section 3-9 of the Code of Ordinance – Hours of Sale of Alcoholic Beverages.
6. Ordinance rezoning 5 parcels containing 9.5 acres (+/-) located on the south side of Edna Brake Lucas Drive, approximately 600 feet west of Sprott Drive, from an AGR-1 (Residential Agriculture) Zoning District to an M-1 (Light Industrial) Zoning District. Planning Commission made NO RECOMMENDATION. There was no 2nd to the motion to approve; therefore, no action was taken. (RZ-2024-019)

7. Ordinance rezoning one lot located on at the northeast corner of Atlanta Highway and Wares Ferry Road (aka 3701 Atlanta Highway) from an O-2 (Office) Zoning District to a B-2-Q (Commercial-Qualified) Zoning District; restricted to a Daycare. Application requested B-2; Planning Commission recommended B-2-Q; restricted to a Daycare. No appeal received. (RZ-2024-020) WITHDRAWN BY APPLICANT.
8. Ordinance Rezoning two lots on the north side of Yarbrough Street, approximately 160 feet west of Broadview Street (aka 1751 Yarbrough Street) from an R-65-d (Duplex Residential) Zoning District to a B-2-Q (Commercial-Qualified) Zoning District; restricted to a Small Outdoor Café and Bistro. Applicant requested B-2; Planning Commission Recommended B-2-Q (Commercial-Qualified) restricted to a small outdoor café and bistro. No appeal received. (RZ-2024-021)
9. Ordinance repealing Ordinance No. 40-2024 (Gun/ID Requirement). Sponsored by Councillor Pruitt.
10. Resolution encouraging all supporting municipalities to adopt a resolution encouraging Alabama Legislature to adopt legislation supporting photo identification for concealed carry and providing penalties. (Sponsored by Councillor Pruitt)
11. Application for a Towing Company by Christopher Thorn, d/b/a Clutch Roadside & Auto, no physical location.
12. Resolution repealing the legislation which created Montgomery City/County Personnel Board and expressing Council's intent to adopt an ordinance creating a City Personnel Board in accordance with Act 2024-337.
13. Ordinance modifying the District Plan of the City of Montgomery Tourism Improvement District.
14. Ordinance amending the Code of Ordinances, Section 6-208 – Collections/overdue charges regarding the Montgomery Tourism Improvement District.
15. Resolution extending the Moratorium on automated carwashes for an additional six months. (Sponsored by Councillor Grimes)
16. Application for a Towing Company by Anwar Hossain, d/b/a Montgomery Repo and Towing Inc., 621 Air Base Boulevard.

NEW BUSINESS

17. Review of Precise Billiards, 546 E. Patton Avenue. (Sponsored by Councillor Szymanski)
18. Resolution authorizing execution of Agreement for Feasibility Study for Montgomery portion of Selma to Montgomery Trail.
19. Resolution authorizing execution of Agreement for Feasibility Study and Master Plan for Trails in Cypress Park.
20. Resolution authorizing execution of Agreement to assist COM with Management of ARPA Trails Projects.
21. Application for a Lounge Retail Liquor – Class I License by The Magnum Opus Cigar Lounge LLC, d/b/a Magnum Opus Cigars, 2921 Chestnut Street. (3)
22. Application for a Special Retail-More Than 30 Days Liquor License by PCH Hotels and Resorts Inc., d/b/a Montgomery Café and Catering, 201 Dexter Avenue. (Sponsored by Councillors Johnson and Jinright)
23. Application for a Special Retail-More Than 30 Days Liquor License by PCH Hotels and Resorts Inc., d/b/a Montgomery Café and Catering, 770 Washington Avenue. (Sponsored by Councillors Johnson and Jinright)

24. Application for a Restaurant Retail Liquor License by PCH Hotels and Resorts Inc., d/b/a Montgomery Café and Catering, 401 Adams Avenue. (Sponsored by Councillors Johnson and Jinright)
25. Resolution declaring public nuisances, authorizing immediate abatement and assessing cost of abatement of public nuisances on various lots pursuant to Chapter 12 of the Code of Ordinances.

Council as a Committee

Public Communications on Non-Agenda Items *(To address the Council during this time, the City Clerk must have been contacted prior to Noon Monday)*

Happy Thanksgiving