

**REGULAR MEETING  
COUNCIL OF THE CITY OF MONTGOMERY  
OCTOBER 18, 2016 – 5:00 P.M.**

The Council met in regular session on Tuesday, October 18, 2016, at 5:00 p.m., in the Council Auditorium, City Hall, with the following members present:

**PRESENT: BOLLINGER, LYONS, GREEN, LEE, JINRIGHT --5**  
**ABSENT: LARKIN, BURKETTE, BELL, PRUITT --4**

President Charles Jinright presided as Chairman of the meeting, and Brenda Gale Blalock, City Clerk, served as the Clerk of the meeting. The meeting was opened with the invocation by Councillor Jinright and the Pledge of Allegiance.

Councillor Larkin entered the Council Chamber at 5:03 p.m.

Councillor Burkette entered the Council Chamber at 5:03 p.m.

Councillor Bell entered the Council Chamber at 5:03 p.m.

Councillor Bollinger made a motion to adopt the October 4, 2016, Work Session Minutes, as circulated, which motion carried with the following vote:

<b>AYES:</b>	<b>BOLLINGER, LYONS, LARKIN, BURKETTE, GREEN, BELL, JINRIGHT</b>	<b>--7</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>LEE</b>	<b>--1</b>
<b>ABSENT:</b>	<b>PRUITT</b>	<b>--1</b>

Councillor Pruitt entered the Council Chamber at 5:06 p.m.

Councillor Pruitt left the Council Chamber at 5:17 p.m.

Councillor Bollinger made a motion to adopt the October 4, 2016, Regular Council Minutes, as circulated, which motion carried with the following vote:

<b>AYES:</b>	<b>BOLLINGER, LYONS, LARKIN, BURKETTE, GREEN, BELL, LEE, JINRIGHT</b>	<b>--8</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>PRUITT</b>	<b>--1</b>

Councillor Pruitt entered the Council Chamber at 5:21 p.m.

The Clerk stated she was in receipt of the following Mayoral Veto of Resolution No. 189-2016. The reason for the veto is satisfactory payments made.

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RESOLUTION NO. 189-2016

A RESOLUTION DENYING AND/OR REVOKING RIGHT TO OPERATE BUSINESSES FOR FAILURE TO PURCHASE BUSINESS LICENSES AND PAY SALES TAX

WHEREAS, the City Council of the City of Montgomery has authorized and approved the issuance of business licenses and collection of taxes for businesses in the City of Montgomery and Police Jurisdiction; and

WHEREAS, A. Rahman, d/b/a Perfume Collections and A. Rahman, d/b/a Instyle, 1000 Eastdale Mall Kiosk, Montgomery, Alabama 36117, have been advised they are in violation of the Montgomery City Code of Ordinances for failure to purchase business licenses and pay sales tax; and

WHEREAS, A. Rahman, d/b/a Perfume Collections and A. Rahman, d/b/a Instyle, 1000 Eastdale Mall Kiosk, Montgomery, Alabama 36117, continues to operate the businesses without purchase of a business licenses, pay sales tax or otherwise complying with Chapter 16 of the City of Montgomery Code of Ordinances; and

WHEREAS, the City Council desires to deny and/or revoke: 1. A. Rahman, d/b/a Perfume Collections and 2. A. Rahman, d/b/a Instyle, 1000 Eastdale Mall Kiosk, Montgomery, Alabama 36117, the right to operate businesses in the City of Montgomery and authorizes the Finance Department to close the businesses; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Council denies and/or revokes: 1. A. Rahman, d/b/a Perfume Collections and 2. A. Rahman, d/b/a Instyle, 1000 Eastdale Mall Kiosk, Montgomery, Alabama 36117, the right to operate businesses in the City of Montgomery and authorizes the Finance Department to close the businesses. The owner/proprietor of the businesses must appear before the City Council prior to the issuing of any future business licenses.

STATE OF ALABAMA  
COUNTY OF MONTGOMERY  
CITY OF MONTGOMERY

I, Brenda Gale Blalock, City Clerk of the City of Montgomery, Alabama, DO HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution which was duly adopted by the Council of the City of Montgomery, Alabama, at its regular meeting held the 4<sup>th</sup> day of October, 2016.

Given under my hand and the official SEAL of the City of Montgomery, Alabama, this the 5<sup>th</sup> day of October, 2016.

*Brenda Gale Blalock*  
BRENDA GALE BLALOCK, CITY CLERK  
10-18-14 - Council upheld Mayor's Veto.  
BGB

*Veto*  
APPROVED: \_\_\_\_\_

\_\_\_\_\_  
TODD STRANGE, MAYOR

*Satisfactory payments made.*  
*[Signature]*

189-2016

Councillor Lee made a motion to sustain the Mayor's Veto, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

**RESOLUTION NO. 191-2016**

**RESOLUTION AUTHORIZING AMENDMENT TO HYUNDAI POWER TRANSFORMERS USA, INC. PROJECT AGREEMENT**

WHEREAS, the City of Montgomery (“City”), among others, entered into that certain Project Agreement effective July 16, 2010, with Hyundai Power Transformers USA, Inc. (formerly known as Hyundai Electric Systems Alabama, Inc.), herein referred to as the “Company”, as amended by that certain First Amendment thereto dated May 10, 2011 and that certain Second Amendment thereto dated September 18, 2014 (the Project Agreement, as so amended, is herein referred to as the “Project Agreement”), pursuant to which certain incentives were agreed to be provided to the Company; and

WHEREAS, in connection with the agreement to provide those incentives, Company represented that, at full operation, it will employ a total of not less than 480 full-time employees, and the capital investment within the corporate limits of the City would be at least \$90,000,000; and

WHEREAS, the Company has met the Initial Jobs Target of 300 jobs by the Initial Jobs Target Date (as revised by previous amendments to the Project Agreement) but the Company has represented to the parties to the Project Agreement (including the City) that, due to unanticipated changes in the Company’s business environment, the Company’s employment levels will remain at the current levels as opposed to growing into the Final Jobs Target level of 480 jobs as contained in the Project Agreement; and

WHEREAS, the Company has requested that the City and Montgomery County (“County”) agree to modify their clawback provisions relating to jobs levels from 95% of 480 jobs to correlate to State clawback provisions based on a job level of 300 jobs, so that the clawback will be applicable if the Company based on failure to maintain a job level of 95% of 300 jobs (i.e., 285 jobs); and

WHEREAS, the City is willing to modify the local government clawback provisions to utilize the revised job level provided that the County also agrees and the Company will be required to maintain the revised job level for a 4-year job maintenance period, all as more specifically set forth in the proposed Third Amendment to the Project Agreement presented herewith; and

WHEREAS, based on the public benefits received in connection with the Project Agreement, the City deems it to be in the best interests of the City and wise and expedient to approve the Third Amendment so that the Company can continue its capital investment and jobs within the City for the benefit of its citizens; and

WHEREAS, the City Council desires to authorize and approve the City’s execution and delivery of such Third Amendment and such other ancillary documents, instruments and writings as are necessary or required to consummate the transactions set forth in the Third Amendment to Project Agreement.

NOW THEREFORE, the City Council of the City of Montgomery does hereby find, resolve and determine as follows:

1. That the Third Amendment to Project Agreement in the form attached as Exhibit 1 to the minutes of the meeting at which this Resolution is adopted, is hereby adopted, approved and ratified as if set forth herein in its entirety, and the City is hereby authorized and empowered to enter into, execute, deliver and perform under such Third Amendment to Project Agreement; and

2. That the Mayor is hereby approved, authorized and empowered, for and as the act of the City, to execute and deliver, the Third Amendment to Project Agreement, with such changes to the document as are approved by the Mayor with his execution

thereof being binding on the City, and his execution and delivery thereof are hereby approved, ratified and authorized; and

3. That the Mayor, and his designees, are each hereby further authorized and empowered to take any and all such actions necessary or required to effectuate the intent of this Resolution.

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### THIRD AMENDMENT TO PROJECT AGREEMENT

**THIS THIRD AMENDMENT TO PROJECT AGREEMENT** (the "Third Amendment") is hereby made and entered into as of the \_\_\_ day of \_\_\_\_\_, 2016 by and among the **State of Alabama** (the "State"); the **City of Montgomery**, a body corporate and politic (the "City"); **Montgomery County, Alabama**, a body corporate and politic (the "County"); **The Industrial Development Board of the City of Montgomery**, a non-profit public corporation ("IDB"); and **Hyundai Power Transformers USA, Inc.** (formerly known as Hyundai Electric Systems Alabama, Inc.), a Delaware corporation, which is a wholly owned subsidiary of Hyundai Heavy Industries Co., Ltd., a Korean limited partnership (the "Company"). The City, County and IDB are herein referred to as the "Local Parties."

#### WITNESSETH:

WHEREAS, the parties have hereto entered into a Project Agreement effective July 16, 2010; a First Amendment to Project Agreement dated May 10, 2011; and a Second Amendment to Project Agreement dated September 18, 2014 (collectively referred to herein as the "Project Agreement"), relating to the location of a power transformer manufacturing facility ("Facility," as defined in the Project Agreement) in the City of Montgomery, Alabama, and certain other agreements relating thereto;

WHEREAS, the Company met the Initial Jobs Target of three hundred (300) Full-Time Employees by the revised Initial Jobs Target Date;

WHEREAS, the Company has represented to the State and Local Parties that, due to unanticipated changes in the Company's business environment, it is anticipated that the Company's headcount will remain at current levels as opposed to original projections;

WHEREAS, the State and Local Parties have determined that it is in the best interests of the citizens of the State of Alabama, the City of Montgomery and Montgomery County and in the long term would further economic development within the City, County and State to allow the Local Parties to revise the claw-back provision relating to the Second Installment in a manner that is consistent with the State claw-back provision relating to the Second Installment;

NOW THEREFORE, for and in consideration of the foregoing premises, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto hereby further amend the Project Agreement as follows:

1. Paragraph 4(d)(iii) of the Project Agreement is hereby deleted and, in lieu thereof, the following is inserted as a new Paragraph 4(d)(iii) to read as follows:

(iii) if the Average of Full-Time Employees for the four-year period beginning on the later of (i) the date of achievement of the Initial Jobs Target, but beginning not later than the Initial Jobs Target Cure Date (if applicable), or (ii) the date of receipt of the Second Installment from the State, and ending four years thereafter (the "Initial Jobs Maintenance Period") is less than ninety-five percent (95%) of

300 (i.e., 285), the Company shall pay, subject to the limitations on maximum recapture amounts and credits as set forth in subsection 4(g) below, to the Local Governments jointly the sum of Ten Thousand Dollars (\$10,000) per Full-Time Employee, for each Full-Time Employee or fraction thereof by which said Average is less than 300 Full-Time Employees. The "Average" of Full-Time Employees for the Initial Jobs Maintenance Period shall be determined by adding the sum of the Monthly Averages of Full-Time Employees for each month of such year and dividing the sum of such Monthly Averages by twelve.

2. This Third Amendment may be executed in one or more counterparts, all of which, when the counterpart signature pages of each party are attached, shall be considered one and the same agreement, and shall become a binding agreement when one or more counterparts has been signed by each party and delivered to the other parties.

3. Except as amended or modified hereby, the terms and conditions and provisions of the Project Agreement, including but not limited to, the indemnity and hold harmless provisions therein, are hereby confirmed as in full force and effect. Capitalized terms used, but not defined herein, shall have the meaning set forth in the Project Agreement.

[Execution begins on following page]

IN WITNESS WHEREOF, each of the parties has hereunto caused this Third Amendment to be executed on its behalf by duly authorized officer.

**STATE:**

STATE OF ALABAMA

By: \_\_\_\_\_  
Governor

Attest: Frederick G. Blalock  
City Clerk

CITY:

CITY OF MONTGOMERY

By: [Signature]  
Mayor



**COUNTY:**

MONTGOMERY COUNTY, ALABAMA

By: Montgomery County Commission

Attest: \_\_\_\_\_  
County Administrator

By: \_\_\_\_\_  
Chairman

**IDB:**

INDUSTRIAL DEVELOPMENT BOARD  
OF THE CITY OF MONTGOMERY

By: \_\_\_\_\_  
Chairman

**COMPANY:**

HYUNDAI POWER TRANSFORMERS  
USA, INC.

By: \_\_\_\_\_  
President

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**Councillor Lee made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The rules having been suspended, Councillor Green made a motion to adopt the foregoing resolution, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The Clerk stated Agenda Item No. 3 is moot and has been withdrawn.**

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

**RESOLUTION NO. 192-2016**

**A RESOLUTION REVOKING BUSINESS LICENSES  
FOR FAILURE TO PAY SALES TAX AND AUTHORIZING  
SHOW CAUSE HEARING**

**WHEREAS, the City Council of the City of Montgomery has authorized and approved the collection of taxes for businesses in the City of Montgomery and police jurisdiction; and**

**WHEREAS, Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway Montgomery, AL 36117, have been advised they are in violation of the Montgomery City Code of Ordinances for failure to pay sales and have failed to remit same; and**

**WHEREAS, the City Council desires to revoke the business license of the business identified above and more specifically set forth in Exhibit A, which procedures requires the Council to adopt a resolution of revocation and schedule a show cause hearing why this business should not be revoked prior to finalization of revocation as set forth in Section 16-36 of the Montgomery City Code of Ordinances:**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that, the Director of Finance is hereby instructed to revoke the Business License of Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway, Montgomery, Alabama 36117, more specifically identified in Exhibit A, and City Clerk is instructed to schedule a show cause hearing and notify licensee.**

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City of **Montgomery**, Alabama

*Todd Strange, Mayor*

*Montgomery City Council Members*  
Charles W. Jimright - President    Richard Bollinger    Arch Lee  
Tracy Larkin - Pro Tem    David Burkette    Brantley Lyons  
Fred F. Bell    William Green, Jr.    Glen Pruitt, Jr.

*Barry O. Crabb, Finance Director*

TO: MAYOR TODD STRANGE  
THROUGH: BRENDA BLALOCK  
CITY CLERK  
FROM: BARRY CRABB *bc*  
FINANCE DIRECTOR  
DATE: October 12, 2016

*Exhibit A*

RE: REQUEST TO REVOKE BUSINESS LICENSE  
ACCOUNT# 009804

I am hereby requesting that you ask the City Council to revoke any license under which the following business is operating in the City of Montgomery, because of failure to file sales tax, to order the owner to appear before the City Council to "Show Cause" why the license should not be revoked and the business closed by the City of Montgomery by and through the Finance Department. In addition, I request that the owner/proprietor of the business appear before the City Council prior to him/her being awarded any future business license.

NAME OF BUSINESS: Tenda Chick  
NAME OF OWNER: Brian Moore  
ADDRESS: 5951 Atlanta Hwy

Please let me know if you need any further information.

*P. O. Box 1111 • Montgomery, Alabama 36101-1111 • Phone (334)625-2036 • Fax (334)625-2994*

**Senior Staff Attorney Mickey McInnish was present representing the City of Montgomery.**

**Councillor Burkette made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

**RESOLUTION NO. 193-2016**

**A RESOLUTION REVOKING BUSINESS LICENSES  
FOR FAILURE TO PAY SALES TAX AND AUTHORIZING  
SHOW CAUSE HEARING**

**WHEREAS, the City Council of the City of Montgomery has authorized and approved the collection of taxes for businesses in the City of Montgomery and police jurisdiction; and**

**WHEREAS, Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, Montgomery, AL 36117, has been advised he is in violation of the Montgomery City Code of Ordinances for failure to pay sales and have failed to remit same; and**

**WHEREAS, the City Council desires to revoke the business license of the business identified above and more specifically set forth in Exhibit A, which procedures requires the Council to adopt a resolution of revocation and schedule a show cause hearing why this business should not be revoked prior to finalization of revocation as set forth in Section 16-36 of the Montgomery City Code of Ordinances:**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that, the Director of Finance is hereby instructed to revoke the Business License of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, Montgomery, AL 36117, more specifically identified in Exhibit A, and City Clerk is instructed to schedule a show cause hearing and notify licensee.**

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City of **Montgomery**, Alabama

*Todd Strange, Mayor*

*Montgomery City Council Members*  
Charles W. Jinsight - President    Richard Bollinger    Arch Lee  
Tracy Larkin    Pro Tem    David Burkette    Brantley Lyons  
Fred F. Bell    William Green, Jr    Glen Pruitt, Jr

*Barry O. Crabb, Finance Director*

TO: MAYOR TODD STRANGE

THROUGH: BRENDA BLALOCK  
CITY CLERK

FROM: BARRY CRABB *BC*  
FINANCE DIRECTOR

*Exhibit A*

DATE: October 12, 2016

RE: REQUEST TO REVOKE BUSINESS LICENSE  
ACCOUNT# 029782

I am hereby requesting that you ask the City Council to revoke any license under which the following business is operating in the City of Montgomery, because of failure to file sales tax, to order the owner to appear before the City Council to "Show Cause" why the license should not be revoked and the business closed by the City of Montgomery by and through the Finance Department. In addition, I request that the owner/proprietor of the business appear before the City Council prior to him/her being awarded any future business license.

NAME OF BUSINESS: Smooth Vapor

NAME OF OWNER: Jesse Buckner

ADDRESS: 6536 Atlanta Hwy

Please let me know if you need any further information.

*P. O. Box 1111 • Montgomery, Alabama 36101-1111 • Phone (334) 625-2036 • Fax (334) 625-2994*

**Senior Staff Attorney Mickey McInnish was present representing the City of Montgomery.**

**Councillor Burkette made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated Agenda Item No. 6 is now in compliance and item withdrawn.

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

**RESOLUTION NO. 194-2016**

**WHEREAS, The Mansion LLC, d/b/a Sky Bar, 3627 Debbie Drive, has filed an application for Lounge Retail Liquor – Class I License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, The Mansion LLC, d/b/a Sky Bar, 3627 Debbie Drive, be and is hereby approved for Lounge Retail Liquor – Class I License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.**

Ms. Melinda Futrell was present representing this item. No one was present in opposition of this item.

Councillor Green made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The rules having been suspended, Councillor Green made a motion to adopt the foregoing resolution, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

**RESOLUTION NO. 195-2016**

**WHEREAS, Bombers Pub and Grill LLC, d/b/a Bombers Pub and Grill, 2015 Congressman William Dickinson Drive, has filed an application for Lounge Retail Liquor – Class I License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Bombers Pub and Grill LLC, d/b/a Bombers Pub and Grill, 2015 Congressman William Dickinson Drive, be and is hereby approved for Lounge Retail Liquor – Class I License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.**

Mr. Todd Reaves, Manager, was present representing this item. No one was present in opposition of this item.



Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The rules having been suspended, Councillor Lyons made a motion to adopt the foregoing resolution, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS, Sweet LLC, d/b/a City Tobacco and Beverage, 1614 South Decatur Street, has filed an application for Lounge Retail Liquor – Class II (Package) License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Sweet LLC, d/b/a City Tobacco and Beverage, 1614 South Decatur Street, be and is hereby approved for Lounge Retail Liquor – Class II (Package) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.**

Ms. Kim Coleson was present representing this item. Mr. Brandon Brazil and a representative of the Cloverdale-Idlewood Neighborhood Association were present in opposition of this item. Their concerns were noise, trash, close to churches and 2 day schools and abuts their historic district.

Councillor Larkin made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The rules having been suspended, Councillor Larkin made a motion to deny the foregoing resolution, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

**RESOLUTION NO. 196-2016**

**WHEREAS, Cindy L. Yarbrough's term on the Montgomery Clean City Commission will expire November 29, 2016; and**

WHEREAS, Councillor Pruitt has requested that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Cindy L. Yarbrough be and is hereby reappointed to the Montgomery Clean City Commission for a three-year term, with term ending November 29, 2019.

Councillor Pruitt made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Pruitt made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 3065 Dudley Street.

Councillor Larkin made a motion to authorize the demolition of an unsafe structure at 3065 Dudley Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 611 Grove Street.

Councillor Larkin made a motion to authorize the demolition of an unsafe structure at 611 Grove Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 462 McKinney Street.

Councillor Larkin made a motion to authorize the demolition of an unsafe structure at 462 McKinney Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 1312 Peach Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 1312 Peach Street, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 4300 Rainbow Road.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 4300 Rainbow Road, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 1621 Sanford Street.

Councillor Larkin requested this item be carried over to the next regular council meeting which was the consensus of the Council.

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 2543 Todd Road.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 2543 Todd Road, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 120 W. Woodland Drive.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 120 W. Woodland Drive, which motion carried with the following vote:

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

**RESOLUTION NO. 197-2016**

**WHEREAS, it has been determined that an accumulation of Dangerous Nuisances exist on the properties described in Exhibit "A" attached hereto; and**

**WHEREAS, the owners of the described parcels of property have been identified utilizing the Revenue Commissioner's Records in the Montgomery County Court House as those persons listed in Exhibit "A" attached hereto; and**

**WHEREAS, the described parcels of property are all within the corporate limits of the City of Montgomery.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that pursuant to the provisions of Chapter 12 of the Code of Ordinances of the City of Montgomery, the nuisances on the properties described in Exhibit "A" are declared to be public nuisances, ordered to be immediately abated, and authorizing the assessment of the cost of the abatement of the nuisances.**

**LEFT BLANK INTENTIONALLY**

**Councillor Burkette made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The rules having been suspended, Councillor Burkette made a motion to deny the foregoing resolution, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**The Clerk stated she was in receipt of the following requests for authorization of payment from the Council Contingency Account, which are approved by Mayor Strange contingent upon receiving the required paperwork:**

MEMORANDUM

To: Brenda Blalock, Clerk, City of Montgomery  
From: Tracy Larkin, Councilor, 3<sup>rd</sup> District  
Re: Council Contingency Funds

Date: October 18, 2016

Please submit the following request(s) for Contingency Funds:

Montgomery Working Women's Network.....\$500.00

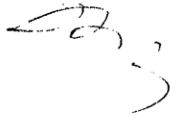
Attn: Deborah Warren; purpose: program needs.

Bell's Essential Services.....\$500.00

Attn: Linda Bell; purpose: program needs.

Montgomery Public Schools (Truancy Project).....\$500.00

Attn: Sophia Johnson; Truancy Incentive Project.



MEMORANDUM

TO: Mayor Todd Strange  
FROM: Brenda Gale Blalock *BGB*  
City Clerk  
DATE: October 17, 2016  
RE: District 5 – request for Council Contingency Funds

Councillor Green is requesting the following be presented to Council for their authorization:

1. \$1000.00 to Southern Meadows/Ridgecrest Neighborhood Association. (need W-9 and e-verify)
2. \$1000.00 to Brentwood Neighborhood Association. (need W-9 and e-verify)
3. \$1000.00 to Seth Johnson Neighborhood Association. (need W-9 and e-verify)

*MS*

MEMORANDUM

TO: Mayor Todd Strange  
FROM: Brenda Gale Blalock *BGB*  
City Clerk  
DATE: October 12, 2016  
RE: District 7 – request for Council Contingency Funds

Councillor Lee is requesting the following be presented to Council for their authorization:

1. \$1500.00 to ACTS/CDC. (We have all required paperwork)



**Councillor Jinright requested to add \$500.00 to ACTS/CDC; \$500.00 to Montgomery Ballet; and \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project.**

**Councillor Lee requested to add \$500.00 to Montgomery Ballet and \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project.**

**Councillor Bollinger requested to add \$500.00 to Montgomery Ballet; \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project; and \$500.00 to ACTS/CDC.**

**Councillor Green requested to add \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project.**

**Councillor Larkin requested to add \$500.00 to Chisholm Improvement Association; \$500.00 to MACOA; and \$500.00 to ACTS/CDC.**

**Councillor Burkette requested to add \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project and \$500.00 to Hayneville Road Community Center.**



**Councillor Pruitt requested to add \$500.00 to MPS/Dept. of Student Supports-Truancy Incentive Project.**

**Mayor Strange approved these additions contingent upon receipt of required paperwork.**

**Councillor Larkin made a motion to authorize the payment of allocations from the Council Contingency Account, with additions, which motion carried with the following vote:**

<b>AYES:</b>	<b>UNANIMOUS</b>	<b>--9</b>
<b>NAYS:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSTAINED:</b>	<b>NONE</b>	<b>--0</b>
<b>ABSENT:</b>	<b>NONE</b>	<b>--0</b>

**There being no further business to come before the Council, the meeting duly adjourned at 5:45 p.m.**

*/S/*  
**BRENDA GALE BLALOCK, CITY CLERK**

*/S/*  
**CHARLES W. JINRIGHT, PRESIDENT**  
**COUNCIL OF THE CITY OF MONTGOMERY**