

**REGULAR MEETING
COUNCIL OF THE CITY OF MONTGOMERY
NOVEMBER 15, 2016 – 5:00 P.M.**

The Council met in regular session on Tuesday, November 15, 2016, at 5:00 p.m., in the Council Auditorium, City Hall, with the following members present:

PRESENT:	BOLLINGER, LYONS, GREEN, BELL, LEE, PRUITT, JINRIGHT	--7
ABSENT:	LARKIN, BURKETTE	--2

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 The Rev. Raymonda Speller of Community Congressional Church of Christ and the Pledge of Allegiance.

Councillor Burkette entered the Council Chamber at 5:02 p.m.

Councillor Larkin entered the Council Chamber at 5:02 p.m.

Councillor Bollinger made a motion to adopt the November 1, 2016, Work Session Minutes, as circulated, which motion carried with the following vote:

AYES:	BOLLINGER, LYONS, LARKIN, GREEN, BELL, LEE, JINRIGHT	--7
NAYS:	NONE	--0
ABSTAINED:	BURKETTE, PRUITT	--2
ABSENT:	NONE	--0

Councillor Bollinger made a motion to adopt the November 1, 2016, Regular Council Minutes, as circulated, which motion carried with the following vote:

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

Councillor Bollinger made a motion to (1) disband Ad Hoc Committee on Magnet Schools; (2) assign to the Health, Education & Recreation Standing Committee; (3) add Councillor Green to the Standing Committee for this endeavor; (4) request an opinion from the Ethics Commission regarding an employee of the Montgomery Public Schools being a participating and voting member of this endeavor; and (5) charge the Standing Committee to meet with Mayor Strange and his staff to look at alternatives to help improve our public schools, which was the consensus of the Council.

The Clerk stated Agenda Item No. 1 has been withdrawn by Mr. Karrh.

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

ORDINANCE NO. _____

**GRANTING TO CONSTRUCT, INSTALL, AND MAINTAIN AN OPEN CARPORT
STRUCTURE OVER A PORTION OF THE RIGHT-OF-WAY OF BELMONT AVENUE**

Be it ordained by the Council of the City of Montgomery, Alabama:

- 1. That a license containing the hereinafter prescribed terms and conditions be, and the same hereby is, granted unto Charles W. Bush and Romae E. Bush and their successors and assigns in the ownership of the parcel hereinafter described to allow construction, installation, maintenance, and use of the following:**

An open carport structure over and on a portion of the right-of-way of Belmont Avenue owned by the City of Montgomery and described as follows:

Commence at the northwest property corner; thence east along the north property line a distance of 15.25 feet to the point of beginning; thence north a distance of 2.67 feet to a point; thence east a distance of 28.1 feet to a point; thence south a distance of 10.00 feet to a point; thence west along the property line a distance of 29.42 feet to the point of beginning. Said described parcel extends 2.67 feet on the R.O.W. on the west side and 10.00 feet on the R.O.W. on the east side over a distance of 28.00 feet within the right-of-way of Belmont Avenue containing 178 square feet, more or less.

2. By accepting this permit, the aforesaid Charles W. Bush and Romae E. Bush and their successors and assigns (hereinafter collectively referred to as "Licensee") in interest in the above described parcel, do assume and agree to be bound by the several duties and obligations imposed upon them by the following terms and conditions of this License, namely:
 - a. The City authorizes and permits the Licensee to construct, operate and maintain an carport structure within the right-of-way previously described in accordance with, and subject to the terms of this License.
 - b. Upon allowing construction of said carport structure, no liability will attach to the City of Montgomery from its existence, use or maintenance, and the Licensee has agreed to indemnify and hold harmless the City of Montgomery from any and all liability arising from the construction, maintenance or use of said carport structure.
 - c. The above described carport structure will be allowed to remain upon the written approval by the City Building Inspector and the City Engineer.
 - d. No other construction of any type will be built under the terms of this License.
 - e. The City of Montgomery shall have authority to enter upon said right-of-way for the maintenance and repair of its facilities located therein.
 - f. Licensee is to remove said structure any time upon 30 days written notice from the City and agrees to remove said structure at no expense to the City should notice be given, and in the absence of the Licensee's compliance with such request to remove said structure, the City is hereby authorized to remove said structure at the expense of the Licensee.
 - g. Should the City determine that it is necessary to enlarge or reconstruct or improve the street or any facility located in said rights-of-way, the City shall be held harmless should such enlargement, reconstruction, or improvement damage or injure any physical property, including the open carport structure.
 - h. This License shall expire at the end of thirty (30) years.
3. That the Mayor and the City Clerk be, and are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Montgomery, Alabama the "License Agreement" containing the above terms.

LICENSE AGREEMENT

STATE OF ALABAMA)

MONTGOMERY COUNTY)

WHEREAS, Charles W. Bush and Romae E. Bush (hereinafter referred to as Licensee) wish to construct, operate, and maintain an open carport structure on and over a hereinafter described parcel of right-of-way owned and maintained by the City of Montgomery (hereinafter referred to as Licensor); and

WHEREAS, the City of Montgomery, Alabama, a municipal corporation, wishes to permit and license Licensee to construct, operate and maintain said structure;

NOW THEREFORE, in consideration of the premises and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Licensee and Licensor agree as follows:

1. Licensor hereby authorizes and licenses Licensee to construct, operate and maintain an open carport structure upon, over, and above the parcel of right-of-way owned and maintained by Licensor, the said property being more particularly described as follows:

Commence at the northwest property corner; thence east along the north property line a distance of 15.25 feet to the point of beginning; thence north a distance of 2.67 feet to a point; thence east a distance of 28.1 feet to a point; thence south a distance of 10.00 feet to a point; thence west along the property line a distance of 29.42 feet to the point of beginning. Said described parcel extends 2.67 feet on the R.O.W. on the west side and 10.00 feet on the R.O.W. on the east side over a distance of 28.00 feet within the right-of-way of Belmont Avenue containing 178 square feet, more or less.

2. Licensee agrees that no liability will attach to the City from the use or maintenance of the structure and does hereby indemnify and hold Licensor harmless from any and all liability arising out of the existence, use or maintenance of said structure.
3. Licensee agrees to permit the city to enter upon said property for the maintenance and repair of its facilities located therein, and further agrees to remove said structure at any time upon 30 days written notice from the city, and agrees to remove said carport structure at no expense to the Licensor should such notice be given, and in the absence of Licensee's compliance with such request they authorize Licensor to remove said carport structure at Licensee's expense. Licensee shall also have the right to remove the carport structure at any time upon 30 days written notice to Licensor.
4. Licensee agrees that a copy of this agreement shall be recorded in the office of the Judge of Probate of Montgomery, County, Alabama, at the expense of Licensee and the copy, when recorded, shall be furnished to Licensor for its files.
5. Licensee agrees that should the city determine that it is necessary to enlarge, reconstruct or improve any facilities located in, upon, or near the above-described portion of right-of-way, as a further consideration for this agreement, Licensee shall hold Licensor harmless should such enlargement, reconstruction or improvement damage or injure any of the said carport structure the subject of this agreement or any part thereof.
6. This License Agreement and the license that it conveys shall expire at the end of thirty (30) years from the passage of the ordinance granting the said license.

IN WITNESS WHEREOF, OWNERS CHARLES W. AND ROMA E. BUSH, OWNERS, HAVE SET HAND AND SEAL, THIS THE 14 DAY OF OCTOBER, 2016.

LICENSEE

CHARLES W. BUSH
Owner

ROMAE E. BUSH
Owner

IN WITNESS WHEREOF, THE CITY OF MONTGOMERY, ACTING THROUGH ITS MAYOR, HAS SET HIS HAND AND SEAL, THIS THE ___ DAY OF _____, 2016.

BY: Todd Strange
ITS: Mayor

ATTEST:

BY: Brenda Gale Blalock
ITS: City Clerk

It was the consensus of the Council to carry this item over to the next regular council meeting.

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

RESOLUTION NO. 205-2016

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, as follows:

SECTION I. That the Council of the City of Montgomery, Alabama, proposes to consider the adoption of the National Electrical Code 2017 Edition pursuant to the provisions of the Code of Alabama, 1975, Section 11-45-8, and will hold a public hearing thereon at the meeting of the City Council to be held in the Council Chambers, City Hall, Montgomery, Alabama, on the 6th day of December, 2016, at 5 p.m., at which time all interested persons are invited to attend and express themselves upon this subject.

SECTION II. Three (3) copies of said proposed National Electrical Code, 2017 Edition, shall be filed in the office of the City Clerk on or before the 15th day of November, 2016, for the use and examination of the public from that date through the 6th day of December, 2016.

SECTION III. That the City Clerk of the City of Montgomery be and is hereby authorized, empowered and directed to cause fifteen (15) days notice to be given of the time, place and purpose of the public hearing provided for in SECTION I above, by publication of this resolution once a week for two successive weeks in the Montgomery Advertiser, a newspaper of general circulation in the City of Montgomery, the first of which publications shall be made on or before the 21st day of November, 2016. The City Clerk is further directed to cause her certificate to be attached to the record of this resolution stating the time and manner in which publication of this resolution was affected.

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:

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

The rules having been suspended, Councillor Burkette 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 state this item is carried over to the December 6, 2016 Regular Council Meeting for action following public hearing:

ORDINANCE NO. _____

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Code of Ordinances of the City of Montgomery Alabama, Article IV. Electrical Code, Sec. 5-111. Adoption of electrical code. be and is hereby amended to read as follows:

“Sec. 5-111. Adoption of electrical code.

Pursuant to the authority granted to the cities and towns of Alabama by the Code of Alabama 1975, Section 11-45-8, as amended, there is hereby adopted by the City Council of Montgomery, Alabama, for the purpose of prescribing regulations governing the installation of wiring and apparatus for electrical purposes, all of that certain code printed in book form known as the National Electrical Code, 2017 Edition, and prepared by National Fire Protection Association, One Batterymarch Park, Quincy, Massachusetts, of which Code not less that three (3) copies have been and are now filed in the Office of the City Clerk of the City of Montgomery, Alabama and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the corporate limits and police jurisdiction of the City of Montgomery, Alabama.”

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

RESOLUTION NO. 206-2016

WHEREAS, pursuant to Resolution No. 1-2016, Judge Milton Westry was reappointed as Municipal Judge for a two-year term with term ending January 5, 2018; and

WHEREAS, Judge Milton Westry has served honorably and well during his term of office as Municipal Judge of the City of Montgomery, Alabama; and

WHEREAS, Mayor Todd Strange recommends that Resolution No. 1-2016 be amended to reappoint Judge Westry as a full time judge and extend his term to end January 5, 2020, as provided in ALA Code § 12-14-30 (1975).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Resolution No. 1-2016 be amended to reappoint Judge Milton Westry as Full Time Municipal Judge of the City of Montgomery, Alabama for a four-year term, with term ending January 5, 2020.

Councillor Burkette made a motion to suspend the rules in order that the foregoing ordinance 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 Burkette made a motion to adopt the foregoing ordinance, 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 for the Show Cause Hearing on the proposed finalization of revocation of the business license of Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway. No one was representing this item. Staff Attorney Mickey McInnish was present representing the City. The Chairman declared that the show cause hearing was closed.

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

RESOLUTION NO. _____

WHEREAS, pursuant to Resolution No.192-2016, the Business License of Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway, Montgomery, AL 36117, was revoked, and Brian Moore scheduled for a Show Cause Hearing as to why his business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway, 5951 Atlanta Highway, was afforded a hearing on November 15, 2016, concerning said license; and

WHEREAS, after reviewing all the facts, the City Council is of the opinion that the revocation of the business license of Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway, should be finalized by adoption of this resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that said Council finalizes the revocation of said license and the Director of Finance is hereby instructed to revoke the Business License of Brian Moore, d/b/a Tenda Chick, 5951 Atlanta Highway, Montgomery, AL 36117.

It was the consensus of the Council to carry this item over to the next regular council meeting.

The Clerk reported that the Show Cause Hearing on the proposed revocation of the business license of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, was no longer needed because the business has been brought into compliance.

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

RESOLUTION NO. _____

WHEREAS, pursuant to Resolution No.193-2016, the Business License of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, Montgomery, AL 36117, was revoked, and Jesse Buckner scheduled for a Show Cause Hearing as to why his business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, was afforded a hearing on November 15, 2016, concerning said license; and

WHEREAS, after reviewing all the facts, the City Council is of the opinion that the revocation of the business license of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, should be finalized by adoption of this resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that said Council finalizes the revocation of said license and 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.

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

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:

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

Councillor Lee made a motion to adopt the foregoing resolution.

Councillor Lee made a motion to substitute the following resolution:

RESOLUTION NO. 207-2016

WHEREAS, pursuant to Resolution No. 193-2016, the Business License of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, Montgomery, Alabama 36117, was revoked, and Jesse Buckner scheduled for a Show Cause Hearing as to why his business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, he had brought his establishment into compliance:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that no further action is needed by the Council regarding the business license of Jesse Buckner, d/b/a Smooth Vapor, 6536 Atlanta Highway, Montgomery, Alabama 36117.

The Chairman called for the vote on the motion to substitute the foregoing resolution, which motion carried with the following vote:

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

The Chairman called for the vote on the motion to adopt the foregoing resolution, as substituted, 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. 208-2016


**A RESOLUTION REVOKING BUSINESS LICENSE
FOR FAILURE TO PAY SALES
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, Zsa Zsa Couch, d/b/a Zsa Zsa's Boutique, 7004 Vaughn Road, Montgomery, AL 36116, have been advised they are in violation of the Montgomery City Code of Ordinances for failure to pay sales tax 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 Zsa Zsa Couch, d/b/a Zsa Zsa's Boutique, 7004 Vaughn Road, Montgomery, AL 36116, more specifically identified in Exhibit A, and City Clerk is instructed to schedule a show cause hearing and notify licensee.

 City of Montgomery, Alabama	<i>Todd Strange, Mayor</i> <small>Montgomery City Council Members Charles W. Jinnright - President Richard Bollinger Arch Lee Tracy Larkin - Pro Tem David Burkette Bramley Lyons Fred T. Bell William Green, Jr. Glen Pruitt, Jr.</small> <i>Barry O. Crabb, Finance Director</i>
TO: MAYOR TODD STRANGE	
THROUGH: BRENDA BLALOCK CITY CLERK	<i>Exhibit A</i>
FROM: BARRY CRABB <i>BC</i> FINANCE DIRECTOR	
DATE: November 9, 2016	
RE: REQUEST TO REVOKE BUSINESS LICENSE ACCOUNT#029482	
<p>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.</p>	
NAME OF BUSINESS:	Zsa Zsa's Boutique
NAME OF OWNER:	Zsa Zsa Couch
ADDRESS:	7004 Vaughn Rd., Montgomery, 36116
<p>Please let me know if you need any further information.</p>	
<small>P. O. Box 1111 • Montgomery, Alabama 36101-1111 • Phone (334) 625-2036 • Fax (334) 625-2994</small>	

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

Councillor Bollinger 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 Bollinger 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 following proposed resolution:

RESOLUTION NO. 209-2016

**A RESOLUTION REVOKING BUSINESS LICENSE
FOR FAILURE TO PAY SALES
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, Elton Dyess, d/b/a Little Caesar's Dalraida, 4021 Atlanta Highway, Montgomery, AL 36109, have been advised they are in violation of the Montgomery City Code of Ordinances for failure to pay sales tax 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 Elton Dyess, d/b/a Little Caesar's Dalraida, 4021 Atlanta Highway, Montgomery, AL 36109, more specifically identified in Exhibit A, and City Clerk is instructed to schedule a show cause hearing and notify licensee.

LEFT BLANK INTENTIONALLY

TO: MAYOR TODD STRANGE
THROUGH: BRENDA BLALOCK
CITY CLERK
FROM: BARRY CRABB *BC*
FINANCE DIRECTOR
DATE: November 9, 2016
RE: REQUEST TO REVOKE BUSINESS LICENSE
ACCOUNT#029275

Exhibit 4

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: Little Caesar's Dalraida
NAME OF OWNER: Elton Dyess
ADDRESS: 4021 Atlanta Hwy., Montgomery, 36109

Please let me know if you need any further information.

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

Councillor Bollinger 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 Bollinger 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 following proposed resolution:

RESOLUTION NO. 210-2016

**A RESOLUTION DENYING AND/OR REVOKING RIGHT
TO OPERATE A BUSINESS FOR FAILURE
TO PURCHASE BUSINESS LICENSE**

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, Henry Terrell Green, d/b/a Perfect Hand Car Wash Detail & Auto Sales, 579 Oliver Road, Suite D, Montgomery, AL 36116, has been advised he is in violation of the Montgomery City Code of Ordinances for failure to purchase business license; and

WHEREAS, Henry Terrell Green, d/b/a Perfect Hand Car Wash Detail & Auto Sales, 579 Oliver Road, Suite D, Montgomery, AL 36116, continues to operate the business without purchase of a business license 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 Henry Terrell Green, d/b/a Perfect Hand Car Wash Detail & Auto Sales, 579 Oliver Road, Suite D, Montgomery, AL 36116, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Council denies and/or revokes Henry Terrell Green, d/b/a Perfect Hand Car Wash Detail & Auto Sales, 579 Oliver Road, Suite D, Montgomery, AL 36116, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business. The owner/proprietor of the business must appear before the City Council prior to the issuing of any future business license.

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

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:

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

The rules having been suspended, Councillor Green 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 following proposed resolution:

RESOLUTION NO. 211-2016

**A RESOLUTION DENYING AND/OR REVOKING RIGHT
TO OPERATE A BUSINESS FOR FAILURE
TO PURCHASE BUSINESS LICENSE**

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, Frederick Rudolph, d/b/a Frederick Rudolph – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, has been advised he is in

violation of the Montgomery City Code of Ordinances for failure to purchase business license; and

WHEREAS, Frederick Rudolph, d/b/a Frederick Rudolph – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, continues to operate the business without purchase of a business license 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 Frederick Rudolph, d/b/a Frederick Rudolph – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Council denies and/or revokes Frederick Rudolph, d/b/a Frederick Rudolph – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business. The owner/proprietor of the business must appear before the City Council prior to the issuing of any future business license.

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

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:

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

The rules having been suspended, Councillor Green 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 following proposed resolution:

RESOLUTION NO. 212-2016

A RESOLUTION DENYING AND/OR REVOKING RIGHT TO OPERATE A BUSINESS FOR FAILURE TO PURCHASE BUSINESS LICENSE

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, Arthur Williams, d/b/a Arthur Williams – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, has been advised he is in violation of the Montgomery City Code of Ordinances for failure to purchase business license; and

WHEREAS, Arthur Williams, d/b/a Arthur Williams – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, continues to operate the business without purchase of a business license 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 Arthur Williams, d/b/a Arthur Williams – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Council denies and/or revokes Arthur Williams, d/b/a Arthur Williams – Next Level Barbershop, 5537 Wares Ferry Road Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business. The owner/proprietor of the business must appear before the City Council prior to the issuing of any future business license.

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

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:

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

The rules having been suspended, Councillor Lee 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 that Agenda Item No. 15 has been withdrawn.

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

RESOLUTION NO. 213-2016

**A RESOLUTION DENYING AND/OR REVOKING RIGHT
TO OPERATE A BUSINESS FOR FAILURE
TO PURCHASE BUSINESS LICENSE**

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, Christian Harris, d/b/a U S Agencies, 6150 Atlanta Highway, Montgomery, AL 36117, has been advised he is in violation of the Montgomery City Code of Ordinances for failure to purchase business license; and

WHEREAS, Christian Harris, d/b/a U S Agencies, 6150 Atlanta Highway, Montgomery, AL 36117, continues to operate the business without purchase of a business license 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 Christian Harris, d/b/a U S Agencies, 6150 Atlanta Highway, Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Council denies and/or revokes Christian Harris, d/b/a U S Agencies, 6150 Atlanta Highway, Montgomery, AL 36117, the right to operate a business in the City of Montgomery and authorizes the Finance Department to close the business. The owner/proprietor of the business must appear before the City Council prior to the issuing of any future business license.

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

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:

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

The rules having been suspended, Councillor Green 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 that Agenda Item No. 17 has been 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. 214-2016

WHEREAS, Geraldine Moss, d/b/a A Touch of Soul Café, 115 Montgomery Street, has filed an application for a Restaurant Retail Liquor 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, Geraldine Moss, d/b/a A Touch of Soul Café, 115 Montgomery Street, be and is hereby approved for a Restaurant Retail Liquor License, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Ms. Geraldine Moss was present representing this item. No one was present in opposition to this item.

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:

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

The rules having been suspended, Councillor Larkin 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 215-2016

WHEREAS, M and C Group Inc., d/b/a WOW Wings Sports Café, 1240 Eastdale Mall, has filed an application for a Restaurant Retail Liquor 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, M and C Group Inc., d/b/a WOW Wings Sports Café, 1240 Eastdale Mall, be and is hereby approved for a Restaurant Retail Liquor License, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to this item.

Councillor Bollinger 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 Bollinger 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 216-2016

WHEREAS, 1361 Sunrise Inc., d/b/a Ripley Street Package Store, 1365 North Ripley Street, has filed an application for a 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, 1361 Sunrise Inc., d/b/a Ripley Street Package Store, 1365 North Ripley Street, be and is hereby approved for a Lounge Retail Liquor – Class II (Package) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to this item.

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:

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

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

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

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

RESOLUTION NO. 217-2016

WHEREAS, Tapan LLC, d/b/a Pure 9, 9 West South Boulevard, has filed an application for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) Licenses, 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, Tapan LLC, d/b/a Pure 9, 9 West South Boulevard, be and is hereby approved for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to this item.

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:

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

The rules having been suspended, Councillor Burkette 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 218-2016

WHEREAS, JAIKABIR INC., d/b/a Big Cat, 2949 Forbes Road, has filed an application for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) Licenses, 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, JAIKABIR INC., d/b/a Big Cat, 2949 Forbes Road, be and is hereby approved for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to 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:

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

The rules having been suspended, Councillor Green 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 219-2016

WHEREAS, Jai Mataji 2016 Inc., d/b/a Kwik Serve 5, 1705 Carter Hill Road, has filed an application for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) Licenses, 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, Jai Mataji 2016 Inc., d/b/a Kwik Serve 5, 1705 Carter Hill Road, be and is hereby approved for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to this item.

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:

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

The rules having been suspended, Councillor Larkin 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 220-2016

WHEREAS, Jai Balaji 2015 Inc., d/b/a Kwik Serve 2, 3201 Eastern Boulevard, has filed an application for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) Licenses, 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, Jai Balaji 2015 Inc., d/b/a Kwik Serve 2, 3201 Eastern Boulevard, be and is hereby approved for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargott was present representing this item. No one was present in opposition to 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:

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

The rules having been suspended, Councillor Lyons 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 221-2016

WHEREAS, Jaisai 2015 Inc., d/b/a Marathon Food Mart, 2585 Congressman W. L. Dickinson Drive, has filed an application for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) Licenses, 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, Jaisai 2015 Inc., d/b/a Marathon Food Mart, 2585 Congressman W. L. Dickinson Drive, be and is hereby approved for Retail Beer (Off Premises Only) and Retail Table Wine (Off Premises Only) License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Hargott had left the Council Chamber early. No one was present in opposition to 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:

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

The rules having been suspended, Councillor Lyons 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 all objections and protests to the following proposed resolution:

RESOLUTION NO. 222-2016

WHEREAS, Sinclairs East Inc., d/b/a Sinclairs 20th Anniversary Celebration, 7847 Vaughn Road, has filed an application for a Special Events Retail Liquor 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, Sinclairs East Inc., d/b/a Sinclairs 20th Anniversary Celebration, 7847 Vaughn Road, be and is hereby approved for a Special Events Retail Liquor License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Jack Owen was present representing this item. No one was present in opposition to this item.

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 following proposed resolution:

RESOLUTION NO. 223-2016

WHEREAS, the City Attorney's term on the Emergency Communications District Board of Commissioners will expire November 20, 2016; and

WHEREAS, it has been requested that the City Attorney continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the City Attorney be and is hereby reappointed to the Emergency Communications District Board of Commissioners for a four-year term, with term ending November 20, 2020.

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:

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

The rules having been suspended, Councillor Lee 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 following proposed resolution:

RESOLUTION NO. 224-2016

WHEREAS, the Director of Emergency Management Agency's term on the Emergency Communications District Board of Commissioners will expire November 20, 2016; and

WHEREAS, it has been requested that the Director of Emergency Management Agency continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the Director of Emergency Management Agency be and is hereby reappointed to the Emergency Communications District Board of Commissioners for a four-year term, with term ending November 20, 2020.

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:

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

The rules having been suspended, Councillor Burkette 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 2150 Council Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 2150 Council 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 3468 Gilmer Avenue.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 3468 Gilmer Avenue, 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 1906 Kenny Avenue.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 1906 Kenny Avenue, 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 2031 Luverne Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 2031 Luverne 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 2054 Luverne Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 2054 Luverne 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 527 McKinney Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 527 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 531 McKinney Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 531 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 534 Oak Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 534 Oak 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 3882 Oak Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 3882 Oak 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 560 Pleasant Avenue.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 560 Pleasant Avenue, 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 1242 Rosa L. Parks Avenue.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 1242 Rosa L. Parks Avenue, 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 921 Sayre Street.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 921 Sayre 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 2240 South Forbes Road.

Councillor Burkette made a motion to authorize the demolition of an unsafe structure at 2240 South Forbes Road, which motion carried with the following vote:

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

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

RESOLUTION NO. 225-2016

WHEREAS, the Council of the City of Montgomery, Alabama ordered that the listed parcels of property in Exhibit "A" attached hereto be abated of the public nuisances described therein; and

WHEREAS, pursuant to Section 11-53B-1, et. seq. Code of Alabama, 1975, the Housing Code Division of the City of Montgomery is presenting to the City Council the cost of abating said unsafe structures in Exhibit "A" attached hereto:

NOW. THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the amount set opposite each described parcel of land contained in Exhibit "A" attached hereto shall constitute special assessments against such parcels of land and these assessments are hereby confirmed and shall constitute a lien on and against each respective parcel of land for the cost of removing the described unsafe structure. It is directed that a copy of the resolution be delivered to the Revenue Commissioner's Records, County of Montgomery. Said lien shall be superior to all other liens on said property except liens for taxes, and shall continue in force until paid.

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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:

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

The rules having been suspended, Councillor Burkette 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 following proposed resolution:

RESOLUTION NO. 226-2016

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 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:

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

The rules having been suspended, Councillor Burkette 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 she was in receipt of the following requests for authorization of payment from the Council Contingency Account, which were approved by Mayor Strange contingent upon receiving the required paperwork:

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MEMORANDUM

TO: Mayor Todd Strange
FROM: Brenda Gale Blalock *BGB*
City Clerk
DATE: November 15, 2016
RE: District 2—request for Council Contingency Funds

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

1. \$500.00 to Madison Park Community Re-Union Organization. (we have all paperwork)

5,000
[Signature]

MEMORANDUM

TO: Ms. Brenda Gale Blalock
City Clerk

FROM: Fred F. Bell, District 6

Date: November 15, 2016

RE: Request for Allocation of Funds

I am requesting the following funds, from the Rental Tax Fund, be allocated to the listed recipients:

1. \$ 500.00 F. Scott Fitzgerald Museum
2. \$ 1200.00 Cougars Football League (Paperwork will be sent under separate e-mail)
3. \$ 500.00 Alpha Phi Alpha MLK Foundation
4. \$ 1000.00 MACOA

I am requesting that the following funds, from District 6 Contingency Fund, be allocated to the below-listed recipients.

5. \$ 700.00 Moss Wood Pine Forest Neighborhood Association
6. \$ 700.00 Monterey/Hunter's Point Neighborhood Association
7. \$ 700.00 Macedonia Neighborhood Association

If my requests are in order, please pass them on to the proper person for approval. If there are questions, please let me know.

Again, thanks for your help.

FB

FFB/crb

FB
to City Clerk
501 C 3 Return.

MEMORANDDUM

To: Brenda Blalock, Clerk, City of Montgomery
From: Tracy Larkin, Councilor, 3rd District
Re: Contingency Funds
Date: November 15, 2016

Please process the following appropriations from Council Contingency Funds:

Capitol Heights Civic Association.....\$500.00
Attn: Beverly Lynn; Purpose: Municipal Workers Appreciation Event

ECHO.....\$500.00
Attn: Aieda Harris; Purpose: Children's Feeding Program

F. Scott Fitzgerald Museum.....\$500.00
Attn: Willie Thompson; Purpose: Building Maintenance

Robert E. Lee High School Volleyball.....\$350.00
Attn: Coach Carolyn Williams; Purpose: Team related expenses

A handwritten signature in black ink, appearing to be "Tracy Larkin", is located in the lower middle section of the page.

~~255~~ 7

District 6
Contingency Funds

1. 500.00 Liberty Learning Foundation
2. 1000.00 Echo
3. 500. Willness Foundation of Central

Jack Blee

Liberty Learning Foundation \$500.00
F Scott Fitzgerald Museum \$500.00
Cancer Wellness Foundation \$500.00
Echo \$500.00

LL
S
MDC

Councillor Jinright requested to add \$500.00 to Montgomery Cancer Wellness Foundation; \$500.00 to Liberty Learning Foundation; and \$500.00 ECHO.

Councillor Bollinger requested to add \$1,000.00 to MACOA; \$500.00 to Cancer Wellness Foundation; and \$500.00 to Liberty Learning Foundation.

Councillor Pruitt requested to add \$1,000.00 to Carriage Hills Neighborhood Association; \$1,000.00 to Bell Station Neighborhood Association; \$1,000.00 to Brighten Estates Neighborhood Association; \$1,000.00 to Greater Bell Road Neighborhood Association; and \$600.0 to Huntington Ridge Neighborhood Association.

Councillor Bell requested to add \$500.00 to MPS Truancy Program.

Councillor Lyons requested to add \$500.00 to Montgomery Cancer Wellness Foundation; \$500.00 to Liberty Learning Foundation; and \$500.00 to MACOA.

Councillor Green requested to add \$500.00 to Liberty Learning Foundation; \$500.00 to Montgomery Cancer Wellness Foundation; and \$500.00 to F. Scott Fitzgerald Museum.

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

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

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

Councillor Bell left the Council Chamber at 6:22 p.m.

Councillor Bell entered the Council Chamber at 6:26 p.m.

The Clerk stated she was in receipt of the following Legal Notice to be advertised in the Montgomery Independent November 24 and December 1, 2016, for hearing before the Council on December 20, 2016:

LEGAL NOTICE

Notice is hereby given that the Council of the City of Montgomery, Alabama, will meet at December 20, 2016, at 5:00 p.m., for the purpose of considering the adoption of the ordinance hereinafter set forth amending the Zoning Ordinance of the City of Montgomery, Alabama, adopted September 17, 1963, and notice is hereby given that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the adoption of such ordinance.

**BRENDA GALE BLALOCK
CITY CLERK**

ORDINANCE NO. _____

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA as follows:

SECTION 1. That the Zoning Ordinance of Montgomery, Alabama, adopted September 17, 1963, be amended by removing the following described property from an R-75-s (Single-Family Residential) Zoning District to an R-75-d (Duplex Residential) Zoning District.

Lot A of J. F. Richards Plat No. 1 as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 42 at Page 142, otherwise known as 3140 Old Selma Road.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

There being no further business to come before the Council, the meeting duly adjourned at 6:26 p.m.

BRENDA GALE BLALOCK, CITY CLERK

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