



CITY OF LEEDS, ALABAMA

REGULAR COUNCIL MEETING AGENDA

City Hall Annex - Meeting Room - 1412 9th St, Leeds, AL 35094

August 21, 2023 @ 6:00 PM

To view this meeting online:
<https://meet.goto.com/CityofLeeds>

CALL COUNCIL MEETING TO ORDER

ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

CUTOFF FOR PUBLIC COMMENT SIGN-UP

Anyone wishing to address the Council during the Public Comment section of the meeting must have completed their registration by this point in the meeting.

APPROVE COUNCIL MINUTES

1. Minutes from August 07, 2023

REPORTS OF OFFICERS:

2. Mayor's Report: Mayor David Miller
3. Police Department: Chief Irwin
4. Fire Department: Chief Parsons
5. Municipal Court: Magistrate Roberts
6. Development Services Department: City Administrator Watson
Over-time report
7. Public Works Department: Public Works Director Warren
8. Social Services Department: Director Bryan

PUBLIC HEARING

9. Consider Determination of Certain Conditions to be a Public Nuisance at Cahaba Crossing Common Area

OLD BUSINESS:

10. Consider Determination of Certain Conditions to be an Unsafe Building at 1731 Whitmire Street
11. Resolution 23-000769: Consider Declaring Certain Conditions to be a Public Nuisance at 8349 Kent Avenue

NEW BUSINESS:

12. Resolution 23-000744: Consider Declaring Certain Conditions to be a Public Nuisance at Cahaba Crossing Common Area

13. Resolution 2023-08-07: Consider Approval of closing certain City bank accounts and establishing new banking relationship

PUBLIC COMMENTS

All comments are to be limited to 2 minutes

ADJOURNMENT

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 205-699-2585.

If you wish to speak at this meeting, please use the following web address:

<https://www.cognitofrms.com/CityOfLeeds1/PublicParticipationSpeakersSignUpSheet>

QR code to sign up



File Attachments for Item:

1. Minutes from August 07, 2023



CITY OF LEEDS, ALABAMA

REGULAR COUNCIL MEETING MINUTES

City Hall Annex - Meeting Room - 1412 9th St, Leeds, AL 35094

August 07, 2023 @ 6:00 PM

CALL COUNCIL MEETING TO ORDER

Mayor David Miller called the meeting to order at 6:01 pm.

ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

PRESENT

Mayor David Miller
Council member Kenneth Washington
Council member Eric Turner
Council member Johnny Dutton
Council member Angie Latta
Council member Devoris Ragland-Pierce

INVOCATION

Council member Eric Turner

PLEDGE OF ALLEGIANCE

Mayor David Miller

CUTOFF FOR PUBLIC COMMENT SIGN-UP

APPROVE COUNCIL MINUTES

1. Minutes from July 17, 2023

Motion to approve Minutes from July 17, 2023 made by Council member Turner, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

REPORTS OF OFFICERS:

2. Mayor's Report: Mayor David Miller

Mayor Miller reported on 1.) collaboration with ALDOT and Goodwyn, Mills & Cawood for a downtown makeover with ADA compliant sidewalks, new lighting and signaling. Work will be completed in phases as to not disturb downtown businesses; 2.) mural at the Library and 3.) children's playground equipment installation coming soon.

3. Police Department: Chief Irwin

Chief Irwin gave a report of the Walmart arsonist's arrest and how the neighbors helped with the gambling machine bust on Elliott Lane.

4. Fire Department: Assistant Chief Courington
No Report
5. Municipal Court: Magistrate Roberts
No Report
6. Development Services Department: City Administrator Watson
Mr. Watson reminded Council that the over-time report is in their packet.
7. Public Works Department: Public Works Director Warren
Mr. Warren reported on the bush-hog list in Council's packet and the July bulk waste tonnage.
8. Social Services Department: Director Bryan
Ms. Bryan reported on how well the Seniors are enjoying the summer with a garden and a trip to the Leeds Arts Council to see *Something Rotten*.

PUBLIC HEARING

9. Consider Determination of Certain Conditions to be a Public Nuisance at 0 Clairmont Drive
Mr. Jody Courson, Development Services Department, reported on the overgrowth of the detention pond for Clairmont Park. There was no other public comment. Item was referred to Council.

Public Hearing closed at 6:10 pm.

OLD BUSINESS:

10. Ordinance RA23-000007: Consider a Modification to the Zoning Ordinance of the R-5, Garden Home District, and to Delete the R-6, Patio Home District

Motion to approve Ordinance RA23-000007 made by Council member Turner. The motion fails for a lack of a second.

Council member Turner questioned the Council as to their lack of interest. Mr. Washington stated that he has requested more information from the Leeds Planning Commission, and no one has responded. No one else replied to Mr. Turner's query.

NEW BUSINESS:

11. Resolution R23-000820: Consider Declaring Certain Conditions to be a Public Nuisance at 0 Clairmont Drive

Motion to approve Resolution R23-000820 made by Council member Ragland-Pierce, Seconded by Council member Latta. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce
12. Resolution 2023-08-01: Consider Approval of 2024 Council Meeting Calendar

Motion to approve Resolution 2023-08-01 made by Council member Dutton, Seconded by Council member Turner. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

13. Resolution 2023-08-02: Consider Replacement of Non-Compliant Curb Ramps on Highway 119

Motion to approve Resolution 2023-08-02 made by Council member Dutton, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

14. Resolution 2023-08-03: Consider Approval of Invoices for Fire Department Equipment Purchases with Grant Proceeds

Motion to approve Resolution 2023-08-03 made by Council member Turner, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

15. Resolution 2023-08-04: Consider Certain Right of Way Acceptance and Maintenance for Unali Lane

Motion to approve Resolution 2023-08-04 made by Council member Washington, Seconded by Council member Dutton. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

16. Resolution 2023-08-05: Consider Certain Right of Way Acceptance and Maintenance for Ashley Drive and Weaver Way

Motion to approve Resolution 2023-08-05 made by Council member Washington, Seconded by Council member Dutton. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

17. Resolution 2023-08-06: Consider Appointment to the City of Leeds Board of Education

Motion to appoint Carla "Crickett" Ford in Resolution 2023-08-04 made by Council member Dutton, Seconded by Council member Ragland-Pierce. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

PUBLIC COMMENTS

Council member Washington addressed some negative public comments made about him and the Mayor.

Council member Turner questioned the recent lawsuits made against the City. City Attorney Barnett stated that they are a work in progress and will brief the Council at the next Executive Session.

Mr. Albert Daw, 8615 Swafford Avenue, wants the City to amend the zoning ordinance to allow tiny homes and/or manufactured homes in residential areas. He has several small lots which cannot be developed as a result. Also, he requested more affordable housing in Leeds.

ADJOURNMENT

Motion to adjourn made by Council member Turner. Voting Yea: Mayor Miller, Council member Washington, Council member Turner, Council member Dutton, Council member Latta, Council member Ragland-Pierce

The meeting adjourned at 6:30 pm.

David Miller, Mayor

Attest:

Toushi Arbitelle, City Clerk

File Attachments for Item:

6. Development Services Department: City Administrator Watson
Over-time report

Department Hours- OT

From 07/25/23 to 08/07/23

Department	OT	Totals
	268:50	268:50
ADM-1	14:06	14:06
CRT-11	1:33	1:33
DEV-50	9:00	9:00
FIRE1-26	61:30	61:30
FIRE2-26	32:00	32:00
POL-22	128:05	128:05
STR-80	22:36	22:36

File Attachments for Item:

9. Consider Determination of Certain Conditions to be a Public Nuisance at Cahaba Crossing Common Area

PUBLIC
NUSIANCE
CAHABA CROSSING
26-05-16-1-001-036.022

**CITY OF LEEDS
RESOLUTION 23-000744**

RESOLUTION IN DETERMINATION OF CERTIAN CONDITIONS TO BE AN ANNOYANCE AND PUBLIC NUISANCE IN VIOLATION OF CHAPTER 32 OF THE CODE OF ORDINANCES, FOR THE CITY OF LEEDS, AL.

WHEREAS, in accordance with, without limitation, Code of Ordinances for the city of Leeds, Alabama Chapter 32, §11-47-117, and 11-67-60 to 11-67-67 Code of Alabama 1975 (cumulatively referred to as the "Law"), the City Council of the City of Leeds has the authority to determined that certain conditions upon certain properties in the city of Leeds are offensive, produce an annoyance, constitute a threat to the general public health, safety and welfare of the City of Leeds, Alabama and are in fact a public nuisance; and

WHEREAS, employees or agents of the City of Leeds have identified certain conditions to be a nuisance in violation of the law as existing on certain property at CAHABA CROSSING LEEDS, AL 35094, Parcel ID: 26-05-16-1-001-036.022 which is identified in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, in accordance wit the Law, the City Council of the City of Leeds, after considering the report and the associated notices as presented by staff, may find that the subject conditions identified by the supporting information and documentation related to the subject Property(ies) are a public nuisance and order the immediate abatement of such conditions; and

WHEREAS, the City Council of the City of Leeds may hold a public hearing if requested by the property owner to have the opportunity of being heard and to discuss the conditions as presented; and

WHEREAS, in accordance with the Law, the City of Leeds is to keep an account of the cost of abating or removing the nuisance on any such property when the owner fails to comply with the provided notices; and

WHEREAS, in accordance with the Law, the City Council of the City of Leed desires to make a determination as to whether or not a public nuisance actually exists at the subject Property(ies), based on the information as presented, and potentially order the abatement of any such nuisance(s).

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds follows:

1. All of the Recitals above are true and correct and are hereby incorporated herein as if fully set forth
2. The conditions identified by the Notice(s) of the Public Nuisance, in relation to the Property(ies) identified on the report as Attached hereto as Exhibit A including the requisite notices and supporting information as provided to the Property owner and posted at the Property, and all hereby declared to be a public nuisance in the City of Leeds.
3. The identified public nuisance(s) is relation to the subject Property(ies) shall be abated and/or removed by the City, if necessary, with costs assessed to the subject Property.
4. City staff is to create a report of the related costs for abating or removing any remaining nuisance(s) from the Property and to provide such report back to the City Council for approval of the costs related to the same.
5. The provisions of the Resolution are severable. If any part of the Resolution is determined to be invalid, unenforceable or unconstitutional, such determination shall not affect any other part of this Resolution.
6. The City Budget is amended to fund the deceleration of public Nuisance abatements.

ADOPTED and APPROVED this the 08/21/2023
CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR

DATE

ATTEST:

AYES	_____
NAYS	_____
ABSENT FROM VOTING	_____
ABSTAIN	_____

Toushi Arbitelle,
CITY CLERK

I, Toushi Arbitelle, City Clerk of the City of Leeds, hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 08/21/2023

Toushi Arbitelle, City Clerk



Confidential Document:

Date Taken:08/16/2023
Address: CAHABA CROSSING

Taken by:Jody Courson
Case Number:23-000744



Confidential Document:

Date Taken:08/16/2023
Address: CAHABA CROSSING

Taken by:Jody Courson
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Date Taken:08/16/2023
Address: CAHABA CROSSING

Taken by:Jody Courson
Case Number:23-000744

File Attachments for Item:

10. Consider Determination of Certain Conditions to be an Unsafe Building at 1731 Whitmire Street



EXHIBIT D
RESOLUTION 22-000085
ABATEMENT OF NUISANCE CONDITIONS
1731 WHITMIRE ST

WHEREAS, the main structure at the property in the City having the address of 1731 WHITMIRE ST (the "Structure") and owned by WALKER MARY PETERSON ("Owner") ; and

WHEREAS, the City's Building Inspector previously has determined that the condition of the Structure is unsafe, uninhabitable, and dangerous and constitutes a Nuisance pursuant to City of Leeds Ordinance 2013-10-04 and the International Property Maintenance Code (the "Building Nuisance Declaration"); and

WHEREAS, notice of Building Nuisance Declaration has been provided to the Owner of the subject property; and

WHEREAS, the City Council conducted a public hearing on 07/17/2023, concerning the condition of the Structure and potential abatement of those conditions.

NOW WHEREFORE, having conducted a public hearing, received comments from citizens, considered the Building Nuisance Determination, and considered photographic and other evidence of the condition of the Structure, the Council of the City of Leeds does hereby FIND and RESOLVE as follows:

1. The Nuisance Determination of the Building Inspector is affirmed.
2. The Owner of the subject property has been provided due and proper notice of the Nuisance Determination on at least two occasions, but has not taken action to abate the nuisance concerning the Structure.
3. The City Building Inspector is directed to (1) contact the Owner of the property and direct that action be taken by the owner within thirty (30) days of this Resolution to demolish the Structure and remove and properly dispose of all resulting debris; and (2) if the Owner does not take such action, retain a contractor for the City to demolish the Structure and remove and properly dispose of all resulting debris, with the expense thereof to be the responsibility of either the Owner or borne by the City and later assessed to the property following submission of those costs to the Council at a subsequent public meeting.

ADOPTED and APPROVED this 21st day of August, 2023.

CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR
ATTEST:

TOUSHI ARBITELLE, CITY CLERK

DATE
AYES: _____
NAYS: _____
ABSENT FROM VOTING: _____
ABSTAIN: _____

In my capacity as City Clerk of the City of Leeds, I hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on the 21st day of August 2023.

City Clerk

File Attachments for Item:

11. Resolution 23-000769: Consider Declaring Certain Conditions to be a Public Nuisance at 8349 Kent Avenue

**CITY OF LEEDS
RESOLUTION 23-000769**

RESOLUTION IN DETERMINATION OF CERTIAN CONDITIONS TO BE AN ANNOYANCE AND PUBLIC NUISANCE IN VIOLATION OF CHAPTER 32 OF THE CODE OF ORDINANCES, FOR THE CITY OF LEEDS, AL.

WHEREAS, in accordance with, without limitation, Code of Ordinances for the city of Leeds, Alabama Chapter 32, §11-47-117, and 11-67-60 to 11-67-67 Code of Alabama 1975 (cumulatively referred to as the "Law"), the City Council of the City of Leeds has the authority to determined that certain conditions upon certain properties in the city of Leeds are offensive, produce an annoyance, constitute a threat to the general public health, safety and welfare of the City of Leeds, Alabama and are in fact a public nuisance; and

WHEREAS, employees or agents of the City of Leeds have identified certain conditions to be a nuisance in violation of the law as existing on certain property at 8349 KENT AVE LEEDS, AL 35094, Parcel ID: 2500163002009000 which is identified in Exhibit A attached hereto and incorporated herein (the "Property"); and

WHEREAS, in accordance wit the Law, the City Council of the City of Leeds, after considering the report and the associated notices as presented by staff, may find that the subject conditions identified by the supporting information and documentation related to the subject Property(ies) are a public nuisance and order the immediate abatement of such conditions; and

WHEREAS, the City Council of the City of Leeds may hold a public hearing if requested by the property owner to have the opportunity of being heard and to discuss the conditions as presented; and

WHEREAS, in accordance with the Law, the City of Leeds is to keep an account of the cost of abating or removing the nuisance on any such property when the owner fails to comply with the provided notices; and

WHEREAS, in accordance with the Law, the City Council of the City of Leed desires to make a determination as to whether or not a public nuisance actually exists at the subject Property(ies), based on the information as presented, and potentially order the abatement of any such nuisance(s).

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds follows:

1. All of the Recitals above are true and correct and are hereby incorporated herein as if fully set forth
2. The conditions identified by the Notice(s) of the Public Nuisance, in relation to the Property(ies) identified on the report as Attached hereto as Exhibit A including the requisite notices and supporting information as provided to the Property owner and posted at the Property, and all hereby declared to be a public nuisance in the City of Leeds.
3. The identified public nuisance(s) is relation to the subject Property(ies) shall be abated and/or removed by the City, if necessary, with costs assessed to the subject Property.
4. City staff is to create a report of the related costs for abating or removing any remaining nuisance(s) from the Property and to provide such report back to the City Council for approval of the costs related to the same.
5. The provisions of the Resolution are severable. If any part of the Resolution is determined to be invalid, unenforceable or unconstitutional, such determination shall not affect any other part of this Resolution.
6. The City Budget is amended to fund the deceleration of public Nuisance abatements.

ADOPTED and APPROVED this the 08/21/2023
CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR

DATE

ATTEST:

AYES	_____
NAYS	_____
ABSENT FROM VOTING	_____
ABSTAIN	_____

Toushi Arbitelle,
CITY CLERK

I, Toushi Arbitelle, City Clerk of the City of Leeds, hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 08/21/2023

Toushi Arbitelle, City Clerk

File Attachments for Item:

12. Resolution 23-000744: Consider Declaring Certain Conditions to be a Public Nuisance at Cahaba Crossing Common Area

**CITY OF LEEDS
RESOLUTION 23-000744**

RESOLUTION IN DETERMINATION OF CERTIAN CONDITIONS TO BE AN ANNOYANCE AND PUBLIC NUISANCE IN VIOLATION OF CHAPTER 32 OF THE CODE OF ORDINANCES, FOR THE CITY OF LEEDS, AL.

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WHEREAS, the City Council of the City of Leeds may hold a public hearing if requested by the property owner to have the opportunity of being heard and to discusses the conditions as presented; and

WHEREAS, in accordance with the Law, the City of Leeds is to keep an account of the cost of abating or removing the nuisance on any such property when the owner fails to comply with the provided notices; and

WHEREAS, in accordance with the Law, the City Council of the City of Leed desires to make a determination as to whether or not a public nuisance actually exists at the subject Property(ies), based on the information as presented, and potentially order the abatement of any such nuisance(s).

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds follows:

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3. The identified public nuisance(s) is relation to the subject Property(ies) shall be abated and/or removed by the City, if necessary, with costs assessed to the subject Property.
4. City staff is to create a report of the related costs for abating or removing any remaining nuisance(s) from the Property and to provide such report back to the City Council for approval of the costs related to the same.
5. The provisions of the Resolution are severable. If any part of the Resolution is determined to be invalid, unenforceable or unconstitutional, such determination shall not affect any other part of this Resolution.
6. The City Budget is amended to fund the deceleration of public Nuisance abatements.

ADOPTED and APPROVED this the 08/21/2023
CITY OF LEEDS, ALABAMA

DAVID MILLER, MAYOR

DATE

ATTEST:

AYES	_____
NAYS	_____
ABSENT FROM VOTING	_____
ABSTAIN	_____

Toushi Arbitelle,
CITY CLERK

I, Toushi Arbitelle, City Clerk of the City of Leeds, hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on 08/21/2023

Toushi Arbitelle, City Clerk

File Attachments for Item:

13. Resolution 2023-08-07: Consider Approval of closing certain City bank accounts and establishing new banking relationship

RESOLUTION NO. 2023-08-07

AUTHORIZING TERMINATION OF CERTAIN CITY BANKING RELATIONSHIPS

WHEREAS, the City has various banking relationships with several banking institutions; and

WHEREAS, Cadence Bank is closing its bank in the City of Leeds; and

WHEREAS, as a matter of convenience, it is prudent for the City to terminate its current accounts with Cadence and move the subject funds to ServisFirst.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEEDS, ALABAMA, AS FOLLOWS:

- 1. The above Recitals are true and correct and included herein as if fully set forth.
- 2. The City Council hereby finds it to be a necessary and in the best interest of the City and hereby approves the termination of all municipal accounts currently held at Cadence Bank (i.e. account #s ending as -13-6 & -12-8) and to move any all related funds to ServisFirst Bank in the City of Leeds.
- 3. Those City officials deemed to be authorized to sign on behalf of the City at Service First Bank shall be as follows:
 - a. Mayor – David Miller .
 - b. Mayor Pro Tempore - Kenneth Washington .
 - c. Finance Committee Chairman – Johnny Dutton .
 - d. Finance Committee member – Angela Latta .
- 4. The Mayor, City staff, and City Attorneys shall have the full authority to do those things, perform those functions, and to sign necessary documentation in order to carry out the actions so authorized herein.

APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Leeds, Alabama on this the 21st day of August 2023.

AYES: _____
NAYS: _____
ABSENT FROM VOTING: _____
ABSTAIN: _____

CITY OF LEEDS, ALABAMA

David Miller, MAYOR

DATE

ATTEST:

City Clerk

In my capacity as the City Clerk of the City of Leeds, I hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on the 21st day of August 2023.

Toushi Arbitelle, City Clerk

File Attachments for Item:

14. Resolution 2023-08-08: Consider Adopting Transportation Plan pursuant to the Rebuild Alabama Act

RESOLUTION 2023-08-08
ADOPTING TRANSPORTATION PLAN
PURSUANT TO THE REBUILD ALABAMA ACT

WHEREAS, the Alabama legislature in Act. No. 2019-2 adopted the Rebuild Alabama Act.

WHEREAS, the Rebuild Alabama Act provides for an allocation among the municipalities of the state on the basis of the ratio of population of each municipality to the total population of all municipalities of the state a portion of the additional taxes levied under the Act to be used for transportation infrastructure, improvement, preservation and maintenance.

WHEREAS, the Act provides that the municipal governing body of the City of Leeds shall adopt an annual Transportation Plan no later than August 31st which shall provide a detailed list of projects for which expenditures are intended to be made in the next fiscal year and shall be based upon an estimate of the revenues anticipated from the fund in which the additional revenue is deposited during the next fiscal year; and

WHEREAS, the Act further provides that any such funds received from the Rebuild Alabama Act shall be used only for the following:

1. The maintenance, improvement, replacement, and construction of roads and bridges;
2. Matching funds for federal road or bridge projects;
3. Debt repayment for road and bridge projects; or
4. Joint road and bridge projects with one or more municipalities and/or counties; and such other uses as are defined in the Act.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Leeds as follows:

1. The City Council of the City, Alabama hereby passes this Resolution as its Transportation Plan submitted in compliance with the Rebuild Act, Act No. 2019-2.
2. Pursuant to the Act, the City of Leeds estimates that its anticipated allocation from the Rebuild Alabama Act fund for the fiscal year 2024 will be approximately \$158,000, with increasing allocations for each fiscal year thereafter.
3. Pursuant to the Act, the City of Leeds anticipates expending funds received pursuant to the Act, in part or in whole, to fund any of the following listed projects, (Attached). The list may be updated and adopted by the City of Leeds on a yearly or as needed basis.
4. The City Clerk is hereby authorized and instructed to post a copy of this Resolution as its Transportation Plan which must be all time be posted at City Hall and on the City of Leeds website.
5. The City Clerk is hereby authorized and directed to establish a separate fund maintained by the City of Leeds for receipt and deposit of funds received pursuant to the Act, the proceeds of which shall be expended solely for the maintenance, improvement, replacement and construction of roads and bridges maintained by the City and such other uses as are authorized by the Act.

APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Leeds, Alabama on this the 21st day of August 2023.

AYES: _____
NAYS: _____
ABSENT FROM VOTING: _____
ABSTAIN: _____

CITY OF LEEDS, ALABAMA

David Miller, MAYOR

DATE

ATTEST:

City Clerk

In my capacity as the City Clerk of the City of Leeds, I hereby certify that the above Resolution was duly adopted by the City Council of the City of Leeds at a regular meeting held on the 21st day of August 2023.

Toushi Arbitelle, City Clerk

REBUILD ALABAMA ACT

REVENUE MEASURES

Incremental Fuel Tax Increase

- State gasoline and diesel tax will be increased by **6 cents per gallon** on October 1, 2019, **2 cents per gallon** on October 1, 2020, and **2 cents per gallon** on October 1, 2021.
 - Once fully implemented, the total 10 cent per gallon gas tax increase will **only cost the average driver \$4.58 a month (A cup of coffee)**.
- The new revenues raised through these increases in the gas and diesel tax will be distributed as follows:
 - 66.67% to the State of Alabama. 25% to the Counties, and 8.33% to the Municipalities.

Indexing

- Alabama's fuel tax will be indexed to the National Highway Construction Cost Index (NHCCI) which is issued by the Federal Highway Administration. The index feature will be implemented as follows:
 - Index will begin on June 1, 2023 and **only every other year after that** (2025, 2027, 2029, etc.).
 - Indexing factor the annual percentage change in the NHCCI.
 - Regardless of growth in NHCCI, the gas tax **cannot increase more than 1 cent per gallon at a time**.

Electric Vehicle Fees

- Electric vehicles (EVs) will now pay an annual registration fee. **Battery electric vehicles (BEVs) will pay \$200, and plug-in hybrid vehicles (PHEVs) will pay \$100.**
- Revenue collected for EVs will be distributed through the Rebuild Alabama Fund for use in **the construction and maintenance of a modern-day public road and highway system.**
- The State will dedicate 25% of the collected EV funds to support an **EV infrastructure grant program** that will provide funding to municipalities, counties, universities, and other public institutions to pay for a portion of the costs of developing EV charging station infrastructure.

ACCOUNTABILITY AND OVERSIGHT

Restrictions on New Revenue

- ALDOT, Counties, and Municipalities **cannot use the new revenue for:**
 - **Salaries or other compensation** that are not direct project costs, purchase or maintenance of equipment, or **building structures or buildings** that are not installed as part of a road or bridge project.
- ALDOT, Counties, and Municipalities can only use the new revenue for:
 - **Maintenance or construction of roads and bridges, match funds for federal road or bridge projects,** or the payment of any debt, subject to certain limits in the Act. associated with road or bridge projects.
- ALDOT's proceeds flow to the **Rebuild Alabama Fund** that will be audited annually and ALDOT will annually report to the **Joint Transportation Committee itemized specific projects.**
- County/municipality proceeds shall be audited and reported by the Examiners of Public Accounts.

PORT FUNDING

Funding for Alabama State Docks

- Up to \$10,200,000 annually will be distributed for the purpose to finance the improvement of the ship channel providing access to the facilities of the Alabama State Docks.
 - Such funds to service bond indebtedness **not to exceed \$150,000,000.** Funds will terminate at the earlier of June 1, 2035 or when the debt is retired.
 - Funds will finance **25 percent of the improvement project** of the Alabama State Docks and **federal funds**

will finance the majority 75 percent portion.

2024 FY Proposed Projects From Receipts of Funds from the Rebuild Alabama Act
Act No. 2019-2

THESE PROJECTS LISTED BELOW ARE BASED ON THE FOLLOWING CRITERIA:

1. The maintenance, improvement, replacement, and construction of roads and bridges.
2. Matching funds for federal road or bridge projects;
3. Debt repayment for road and bridge projects; or
4. Joint road and bridge projects with one or more municipalities and/or counties; and such other uses as are defined in the Act.

PROJECT

1. Hwy 78 Widening Project - Project No. STPAA-0004 (928)

ATTACHMENT TO THE CITY OF LEEDS TRANSPORTATION PLAN