

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 6, 2025

The Council of the City of Mobile, Alabama, met in the City Council’s Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, May 6, 2025, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Absent: Daves

The meeting was called to order. The Council reviewed and discussed the agenda for their meeting to be held today at 10:30 a.m.

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 6, 2025

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, May 6, 2025, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Chaplain Tony Leager, Public Safety Chaplain offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small
Vice-Chairman: Gregory
Councilmembers: Penn, Carroll, Reynolds, and Woods
Absent: Daves

STATEMENT OF RULES BY PRESIDING OFFICER

The Presiding Officer provided an overview of the City Council’s Rules of Procedure.

APPROVAL OF MINUTES

Minutes of April 29, 2025 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson gave comments concerning public safety legislation, Senate Bill 119, recently passed by Governor Kay Ivey in Montgomery, Alabama.

Mayor Stimpson said that the internal tabletop exercise to plan for and respond to a mock disaster held by City department leaders was very successful.

Mayor Stimpson invited Kim Carmody to the podium to inform citizens about the new Mobile Parks and Recreation Department May – August 2025 Activity Guide.

Mayor Stimpson read a proclamation declaring May 4 – 10, 2025 as “Children’s Mental Health Week” in Mobile.

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Mayor Stimpson read a proclamation declaring May 4-10, 2025 as “National Travel and Tourism Week” in Mobile.

NOTE: Councilmember Gregory recognized the 5th – 8th grade Student Government Association students from St. Ignatius Catholic School in attendance today.

NOTE: Councilmember Carroll read a proclamation declaring May 2025 as “Mobile Historic Preservation Month” in Mobile.

NOTE: Councilmember Small read and presented a special proclamation to legendary Blount High School Coach Ben Harris in honor of his contributions to football since 1988. Coach Harris will be the first coach in the State of Alabama to be inducted into the National High School Football Hall of Fame in Canton, Ohio on June 14, 2025.

ADOPTION OF THE AGENDA

Councilmember Penn moved to adopt the agenda, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the agenda adopted.

APPEALS

Request of Karrie Nelson for a waiver of the Noise Ordinance at Mardi Gras Park on November 1, 2025, from 11:00 a.m. – 3:00 p.m. (District 2).

Councilmember Small moved to grant the waiver, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the waiver granted.

Request of Tiffany Montaigne for a waiver of the Noise Ordinance at Mardi Gras Park on November 26 & 27, 2025, from 6:30 a.m. – 11:00 a.m. (District 2).

Councilmember Small moved to grant the waiver, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the waiver granted.

Request of LaToya Smith for a waiver of the Noise Ordinance at Langan Park on July 19, 2025, from 12:00 p.m. – 6:00 p.m. (District 7).

Councilmember Small moved to grant the waiver, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the waiver granted.

PUBLIC HEARINGS

PUBLIC HEARING TO CONSIDER THE PROPOSED MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 3674 AND 3680 DAUPHIN STREET (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to consider the proposed modification of a previously approved planned unit development for property located at 3674 and 3680 Dauphin Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Rick Polacek, 6163 Bayou Road, comments about bicycling advocacy and City planning for cyclists.

James Williams, 2504 Convoy Street, housing and housing repair for elderly and disabled.

AGENDA ITEMS:

Reggie Hill, Mobile, Al, offered comments about resolutions 01-645, 09-652, 09-653, 13-684, and 09-683.

ORDINANCES HELD OVER

AMEND CHAPTER 25, ARTICLE 1, “GARBAGE AND TRASH”, SECTION 5, “HOUSEHOLD GARBAGE” AND ARTICLE III “ENFORCEMENT”, SECTION 33, “PENALTIES”, OF THE MOBILE CITY CODE. The following ordinance which was introduced and read at the regular meeting of April 22, 2025, and held over until the regular meetings of April 29, 2025, and May 6, 2025, was called up by the Presiding Officer.

ORDINANCE: 25-018-2025

Sponsored by: Councilmember Woods

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE AS FOLLOWS:

Mobile City Municipal Code Section 25-5 is amended and restated as follows:

(a) Frequency. Pickup of household garbage is once per week based on the household address. Holiday schedules may vary.

(b) Garbage cart issuance. The city will assign an initial ninety-six-gallon or sixty-four-gallon garbage cart to newly constructed residential units. All existing households eligible for collection are required to have a city-assigned garbage cart. An additional or replacement garbage cart may be assigned to the address by the city for a fee (for a total limit of two (2) per household). Title of the garbage cart shall at all times remain with the city. Payment options can be found by checking the city website at www.CityofMobile.org or by calling Mobile 311 at 251-208-5311.

(c) Garbage carts.

(1) All household garbage shall be contained inside plastic bags and placed inside of a city-issued garbage cart. All garbage carts shall be closed to prevent animals from

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scattering the garbage. Garbage carts overloaded so that lids will not close will not be picked up.

(2) No intentional marking, drawing, or writing, or the intentional etching onto the exterior of the garbage cart is allowed. Address may be added to the inside of the lid using any preferred method except etching.

(3) Removal of garbage cart from the assigned address shall be prohibited.

(4) If the garbage cart is damaged by the city beyond the point of serviceability, it will be replaced or repaired at no cost to the homeowner.

(5) Failure to comply with any provision of 25-5(c) shall be a violation punishable under article III hereof.

(d) Quantity. Each household shall be limited up to two (2) city-issued garbage carts. Unauthorized garbage carts will not be picked up.

(e) Maintenance. Garbage carts that have deteriorated to the extent of having jagged or sharp edges capable of causing injury to the garbage collectors or others whose duty it is to handle these carts, will not be collected. Deteriorated carts must be replaced at the cost of household. Garbage carts shall be kept cleaned, maintained, sanitized, and free of any other forms of deterioration inside and outside.

(f) Location. All garbage carts shall be placed curbside and not placed in the street. Garbage carts should be placed with the handle facing away from the street to ensure the cart is aligned with the garbage truck loading mechanism. Carts placed in medians or on vacant lots will not be collected. Carts shall not obstruct the flow of traffic. Garbage carts not serviced on the scheduled route due to placement or obstruction (i.e., blocked by vehicles, etc.) will not receive additional/return service.

(g) Time. Household garbage containers shall be placed by the curb no earlier than 5:00 am the day before regular collection day, and empty containers should be returned to the household as soon as possible, but not later 6:00 am the day following collection day. If a resident does not know the collection day for their area, they may request this information by contacting Mobile 311 at 251-208-5311 or check the city website at www.cityofmobile.org. It shall be a violation of this chapter punishable under article III hereof to allow a container to remain by the curb beyond the time stated above.

(h) Hazardous materials/waste. It shall be a violation punishable under article III hereof to place these materials, as defined in 25-2, in garbage carts even if they are in a plastic bag.

(i) Scrap tires. It shall be a violation punishable under article III hereof to place these materials, as defined in 25-2, in garbage carts.

(j) Service on private roads. Garbage pickup on private roads can be arranged if the roads are sized, and owner maintained sufficiently to allow for the access and movement of city public services vehicles. Contact public services for procedures and requirements. The city reserves the right to deny or cease service.

Mobile City Municipal Code Section 25-33 is amended and restated as follows:

Sec. 25-33. - Penalties.

(a) It shall be unlawful for any person to violate any provision of chapter 25.

(b) First violation of chapter. For a first-time violation of this chapter, a defendant may elect to plead guilty before a magistrate. The penalty shall be a fifty dollars (\$50.00) fine, plus court costs. A defendant in lieu of appearing before a magistrate may sign a guilty plea and waiver of trial provisions on a municipal offense ticket or uniform nontraffic citation and complaint ("UNTCC") and deliver the amount of the fine and costs to the clerk

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of the municipal court, or mail the correct amount pursuant to this section to the clerk of the municipal court, P.O. Box 2446, Mobile, Alabama 36652.

(c) Subsequent violations of chapter. For subsequent violations of this chapter a court appearance is required.

(d) Each day a separate violation. Each day a violation of this chapter is committed or permitted to continue shall constitute a separate offense.

(e) Penalty. Any person who appears in municipal court and is found guilty of a violation of this chapter may, in the discretion of the court, be punished by a fine of up to three hundred fifty dollars (\$350.00); or, in the alternative, may be subject to any lawful order including without limitation, community service or remedial action, including but not limited to picking up litter.

(f) Revocation or suspension of business license. Three (3) convictions of chapter 25 within a twelve-month period for offenses by a business establishment, or its agents, will result in immediate placement on the city council agenda for consideration of the suspension or revocation of the business license. See the City of Mobile Code, chapter 34.

(g) Schedule of fines. A schedule of fines for violations of this chapter shall be published in the municipal court magistrate's fine schedule, which appears at section 1-32 of the City Code.

The ordinance was read by the City Clerk, whereupon Councilmember Woods moved to adopt the ordinance, which was seconded by Councilmember Reynolds

Councilmember Woods moved to amend the ordinance as follows:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE AS FOLLOWS:

Mobile City Municipal Code Section 25.5 is amended and restated as follows:

(a) Frequency. Pickup of household garbage is once per week based on the household address. Holiday schedules may vary.

(b) Garbage cart issuance. The City will assign an initial ninety-six-gallon or sixty-four-gallon garbage cart to newly constructed residential units. All existing households eligible for collection are required to have a City-assigned garbage cart. An additional or replacement garbage cart may be assigned to the address by the City for a fee (for a total limit of two (2) per household). Title of the garbage cart shall at all times remain with the City. Payment options can be found by checking the City website at www.cityofmobile.org or by calling Mobile 311 at 251-208-5311.

(c) Garbage carts.

(1) All household garbage shall be contained inside plastic bags and placed inside of a City issued garbage cart. All garbage carts shall be closed to prevent animals from scattering the garbage. Garbage carts overloaded so that lids will not close will not be picked up.

(2) No intentional marking, drawing, or writing, or the intentional etching onto the exterior of the garbage cart is allowed. Address may be added to the inside of the lid using any preferred method except etching.

(3) Removal of garbage cart from the assigned address shall be prohibited.

(4) If the garbage cart is damaged by the City beyond the point of serviceability, it will be replaced or repaired at no cost to the homeowner.

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(5) Failure to comply with any provision of 25-5(c) shall be a violation punishable:

(a) First violation of chapter. For a first-time violation of this chapter, a defendant may elect to plead guilty before a magistrate. The penalty shall be a fifty dollars (\$50.00) fine, plus court costs. A defendant in lieu of appearing before a magistrate may sign a guilty plea and waiver of trial provisions on a municipal offense ticket or uniform nontraffic citation and complaint ("UNTCC") and deliver the amount of the fine and costs to the clerk of the municipal court or mail the correct amount pursuant to this section to the clerk of the municipal court, P. O. Box 2446, Mobile, Alabama 36652.

(b) Penalty. Any person who appears in municipal court and is found guilty of a violation of this chapter may, in the discretion of the court, be punished by a fine of up to three hundred fifty dollars (\$350.00); or, in the alternative, may be subject to any lawful order including without limitation, community service or remedial action, including but not limited to picking up the litter.

(d) Quantity. Each household shall be limited up to two (2) City-issued garbage carts. Unauthorized garbage carts will not be picked up.

(e) Maintenance. Garbage carts that have deteriorated to the extent of having jagged or sharp edges capable of causing injury to the garbage collectors or others whose duty it is to handle these carts, will not be collected. Deteriorated carts must be replaced at the cost of household. Garbage carts shall be kept cleaned, maintained, sanitized, and free of any other forms of deterioration inside and outside.

(f) Location. All garbage carts shall be placed curbside and not placed in the street. Garbage carts should be placed with the handle facing away from the street to ensure the cart is aligned with the garbage truck loading mechanism. Carts placed in medians or on vacant lots will not be collected. Carts shall not obstruct the flow of traffic. Garbage carts not serviced on the scheduled route due to placement or obstruction (i.e., blocked by vehicles, etc.) will not receive additional/return service.

(d) Time. Household garbage containers shall be placed by the curb no earlier than 12:00 p.m. the day before regular collection day, and empty containers should be returned to the household as soon as possible, but not later than 6:00 a.m. the day following collection day. If a resident does not know the collection day for their area, they may request this information by contacting Mobile 311 at 251-208-5311 or check the City website at www.cityofmobile.org. It shall be a violation of this chapter punishable under Article III hereof to allow a container to remain by the curb beyond the time stated above.

(e) Hazardous materials/waste. It shall be a violation punishable under Article III hereof to place these materials, as defined in 25-2, in garbage carts even if they are in a plastic bag.

(f) Scrap tires. It shall be a violation punishable under Article III hereof to place these materials, as defined in 25-2, in garbage carts.

(g) Service on private roads. Garbage pickup on private roads can be arranged if the roads are sized, and owner maintained sufficiently to allow for the access and movement of City public services vehicles. Contact public services for procedures and requirements. The City reserves the right to deny or cease service.

The move was seconded by Councilmember Carroll and following comments from Councilmember Woods, and Gregory the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

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The Presiding Officer declared the amendment adopted.

The Presiding Officer called for the vote on the original motion as amended and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance adopted as amended.

CIP RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC COMPANY, INC. FOR STREET LIGHT LUMINARIES; \$169,800.02. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-644-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>23239</u>	2025	(2060) TRAFFIC ENGINEERING	62 STRESSCRETE K124 PARAGON LED DECORATIVE STREET LIGHT LUMINAIRES FOR TRAFFIC ENGINEERING (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$169,800.02	<u>(75199)</u> <u>GRAYBAR</u> <u>ELECTRIC CO INC</u>

The resolution was read by the City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

RESOLUTIONS HELD OVER

AUTHORIZE MASTER SERVICES AGREEMENT WITH SAWGRASS CONSULTING, LLC FOR 2025 CIP CITY-WIDE STREET ASSESSMENT; \$420,000.00. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-645-2025

Sponsored by: Mayor Stimpson and Councilmembers Penn, Carroll, Small Reynolds, Daves, Woods, and Gregory

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BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, That the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and the company Sawgrass Consulting, LLC, for work as outlined in the contract attached hereto, regarding 2025 Capital Improvement Plan (CIP) City-Wide Street Assessment, and made a part hereof as set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Sawgrass Consulting, LLC

Project Name: Master Services Agreement (D1-7)
 COM Project #2025-3005-04

Cost: \$420,000.00

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE ITEM BASED BID FOR MEDICAL EQUIPMENT. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-646-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5932</u>	Equipment Medical	173	See bid tabulation	Eight months, renewable for up to three additional eight-month periods.	<u>Various. See bid tabulation.</u>

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

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APPROVE PURCHASE ORDER TO BEARD EQUIPMENT COMPANY FOR JOHN DEERE MOWER FOR AZALEA CITY GOLF COURSE; \$51,940.00. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-647-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>21160</u>	2025	(F6130) AZALEA CITY GOLF COURSE	2 72IN JOHN DEERE 1550 ROTARY DECK MOWERS FOR AZALEA CITY GOLF COURSE (SEALED BID 5941)	\$51,940.00	<u>(22254) BEARD EQUIPMENT COMPANY</u>

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER TO BEARD EQUIPMENT FOR JOHN DEER BUNKER RAKE AND DAKOTA SAND TOPDRESSER FOR AZALEA CITY GOLF COURSE; \$55,382.52. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-648-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
<u>21099,</u> <u>21164</u>	2025	(F6130) AZALEA CITY GOLF COURSE	JOHN DEERE 1220 SAND BUNKER RAKE AND DAKOTA 410 SAND TOPDRESSER FOR AZALEA CITY GOLF COURSE (SEALED BID 5942)	\$55,382.52	<u>(22254) BEARD EQUIPMENT COMPANY</u>

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The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER(S) TO JERRY PATE TURF & IRRIGATION, INC. FOR CLUB CAR UTILITY CARTS AND GREEN ROLLER FOR AZALEA CITY GOLF COURSE; \$92,165.57. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-649-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
21162 , 21165 , 21167	2025	(F6130) AZALEA CITY GOLF COURSE	FOUR CLUB CAR UTILITY CARTS AND ONE GREENS ROLLER FOR AZALEA CITY GOLF COURSE (SEALED BID 5942)	\$92,165.57	(101098) JERRY PATE TURF & IRRIGATION INC

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

APPROVE PURCHASE ORDER TO SITEONE LANDSCAPE SUPPLY, LLC FOR RAINBIRD IRRIGATION SYSTEM FOR MPRD; \$76,170.00. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-650-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>20929</u>	2025	(2012) PARKS MAINTENANCE	RAINBIRD IRRIGATION SYSTEM CONTROLLERS, SENSORS, ETHERNET CARTRIDGES, PEDESTALS, AND CABINETS FOR MPRD (BUYBOARD COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$76,170.00	(293780) <u>SITEONE LANDSCAPE SUPPLY LLC</u>

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

TRANSFER FUNDS FROM CIVIC CENTER NEW PARKING FACILITY PROJECT TO CIVIC CENTER MARKETING PROJECT FOR CIVIC CENTER NEW CONSTRUCTION AND DEMO PROJECT; \$430,434.17. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 09-652-2025

Sponsored by: Mayor Stimpson and Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sums of \$177,803.00 from Civic Center New Parking Facility Project C0806 (20002000.48010) and \$252,631.17 from Civic Center Marketing Project C0859 (20002000.48010), be transferred to Civ Center New Construction and Demo Project C0976 (20002000.48010).

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

TRANSFER FUNDS FROM POLICE DEPARTMENT SUPPORT SERVICES DIVISION TO PUBLIC SAFETY ADMINISTRATIVE DIVISION FOR SECURITY CAMERA SYSTEM IMPROVEMENTS FOR CITY PARKS; \$300,000.00. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 09-653-2025

Sponsored by: Mayor Stimpson

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WHEREAS, the City of Mobile desires to allocate additional resources to enhance its system of security cameras within, and in proximity to, its city parks; and

WHEREAS, the initial fiscal year 2025 estimate for the actions necessary to enhance this system is \$300,000; and

WHEREAS, available funding with the city's general fund budget has been identified for this project; and

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following reallocations be made to the fiscal year 2025 General Fund budget: Transfer \$300,000 from the police department support services division, account code 10041542 - 40010 to the public safety administrative division, account code 10041500 – 42200.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC. FOR 2024 PAYGO RESURFACING; \$70,000.00. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-654-2025

Sponsored by: Mayor Stimpson and Councilmembers Daves, Woods, and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, That the Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, on behalf of the City of Mobile, a contract between the City of Mobile and Geotechnical Engineering Testing, Inc., for services related to testing and evaluating soils and materials in connection with the design and construction of the **2024 PAYGO Resurfacing – Commission District 2 (Project No. 2025-3005-02)**, as more fully set forth in the contract attached hereto and made a part hereof by reference. A copy of said contract is on file in the Office of the City Clerk.

Name of Company: Geotechnical Engineering Testing, Inc.

Project Name: 2024 PAYGO Resurfacing Commission District (D2-7)
COM Project #2025-3005-02

Cost: \$70,000.00

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE CONTRACT WITH HARWELL AND COMPANY, LLC FOR 2024 PAYGO RESURFACING; \$4,285,804.12. The following resolution which was introduced and read

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at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-655-2025

Sponsored by: Mayor Stimpson and Councilmembers Daves, Woods, and Gregory

WHEREAS, bids for street repairs for districts 5,6 and 7 were received and opened on March 19, 2025.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from Harwell and Company, LLC., in the amount of \$4,285,804.12.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by Harwell and Company, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract with the company listed below for work as outlined in the contract attached hereto and made a part hereof as through set forth in full. A copy of said contract is on file in the office of the City Clerk:

Name of Company: Harwell and Company, LLC

Project Name: 2024 PAYGO Resurfacing Commission District (D5-7)

Project Number: 2025-3005-02

Amount: \$4,285,804.12

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

RESCIND RESOLUTION 21-596 AUTHORIZING CONTRACT WITH D'ALO GREEN.

The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-656-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Resolution 21-596, adopted April 22, 2025, authorizing a contact D'Alo Green be declared null and void and rescinded in its entirety.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared

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the resolution adopted.

CONSIDER THE APPLICATION OF MIDRAR ALKHATAB FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXICAB SERVICE. The following resolution which was introduced and read at the regular meeting of April 29, 2025 and held over until the regular meeting of May 6, 2025, was called up by the Presiding Officer.

RESOLUTION: 37-657-2025

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Midrar Alkhatab for a Certificate of Public Convenience and Necessity to operate a taxicab service is hereby approved. A copy of said application is on file in the office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

ORDINANCES BEING INTRODUCED

CONSIDER THE PROPOSED MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 3674 AND 3680 DAUPHIN STREET. The following ordinance was held over until the regular meeting of May 13, 2025.

ORDINANCE: 64-019-2025

Sponsored by: Councilmember Gregory

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOBILE ON THE 12TH DAY OF JULY, 2022, SAID ORDINANCE BEING COMMONLY KNOWN AS THE UNIFIED DEVELOPMENT CODE

WHEREAS, Planned Unit Developments (PUD) were approved on March 9, 1999 and February 13, 2007 to accommodate, in general, new construction and changes to parking and shared access on property located at 3674 & 3680 Dauphin Street and described as follows:

LOT 1-A-1

THAT CERTAIN PIECE OR PORTION OF LAND, DESIGNATED AS LOT 1-A-1 ON PLAT SHOWING RESUBDIVISION OF LOTS 1-A AND 1-B OF COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT 2 INTO LOTS 1-A-1 AND 1-B-1, SITUATED IN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 2 WEST, ST. STEPHENS MERIDIAN, CITY OF MOBILE, COUNTY OF MOBILE, STATE OF ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 1-A, COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT 2, AS PER PLAT RECORDED IN MAP BOOK 70, PAGE 85, OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, SAID POINT BEING ON THE SOUTHERLY RIGHT OF WAY LINE OF DU RHU DRIVE, ALSO BEING THE POINT OF BEGINNING; THENCE DEPARTING SAID SOUTHERLY RIGHT OF WAY S27°20'20"E A DISTANCE OF 364.10 FEET TO A 5/8" CAPPED IRON ROD SET; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 960.16 FEET, ARC LENGTH OF 84.04 FEET AND CHORD BEARING S63°41'07"W A DISTANCE OF 84.01 FEET TO A 5/8" CAPPED IRON ROD SET; THENCE N27°20'20"W A DISTANCE

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OF 358.47 FEET TO A 5/8" CAPPED IRON ROD SET; THENCE N59°50'54"E A DISTANCE OF 84.10 FEET TO A 5/8" CAPPED IRON ROD SET AND THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED TRACT CONTAINS 0.696 ACRES AS SHOWN ON SURVEY BY DUPLANTIS DESIGN GROUP, PC, DATED AUGUST 29, 2023, PROJECT NO. 23-1448, AND IS SUBJECT TO ANY SERVITUDES, EASEMENTS, AND RESTRICTIONS OF RECORD.

LOT 1-B-1

THAT CERTAIN PIECE OR PORTION OF LAND, DESIGNATED AS LOT 1-B-1 ON PLAT SHOWING RESUBDIVISION OF LOTS 1-A AND 1-B OF COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT 2 INTO LOTS 1-A-1 AND 1-B-1, SITUATED IN SECTION 24, TOWNSHIP 4 SOUTH, RANGE 2 WEST, ST. STEPHENS MERIDIAN, CITY OF MOBILE, COUNTY OF MOBILE, STATE OF ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 1-A, COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT 2, AS PER PLAT RECORDED IN MAP BOOK 70, PAGE 85, OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, SAID POINT BEING ON THE SOUTHERLY RIGHT OF WAY LINE OF DU RHU

WHEREAS, the owner of said property applied for a Major Modification of a previously approved Planned Unit Development on December 5, 2023 allowing shared access and parking between multiple building sites.

WHEREAS, the Planning Commission held a public hearing on the requested modification on January 18, 2024 and recommended approval of the Major Modification of the PUD subject to the following conditions:

1. Revision of the Final PUD site plan to reflect any/all revisions to easements as a result of the associated Subdivision request;
2. Retention of a note on the Final Plat stating no structures shall be constructed in any easement without permission from the easement holder;
3. Revision of the site plan to provide a table noting the off-street parking requirements of Table 64-3-12.1 of Article 3 of the UDC for each use of the site, along with the number of parking spaces provided;
4. Retention of the 25-foot minimum building setback line along Du Rhu Drive and Dauphin Street, as required by Section 64-2-13.E. of the Unified Development Code;
5. Retention of the lot size labels in both square feet and acres, or provision of a table on the Final PUD site plan with the same information;
6. Provision of the building sizes in square feet on the Final PUD site plan;
7. Retention of the rights-of-way along all streets on the Final PUD site plan;
8. Provision of a note on the Final PUD site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
9. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to their recording in Probate Court, and the provision of a copy of the recorded site plan (pdf) to Planning and Zoning; and,
10. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

- A. The request is consistent with all applicable requirements of this Chapter;
- B. The request is compatible with the character of the surrounding neighborhood;
- C. The request will not impede the orderly development and improvement of surrounding property;
- D. The request will not adversely affect the health, safety or welfare of persons living or working in the surrounding neighborhood, or be more injurious to property or improvements in the neighborhood:

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- i. In making this determination, the Planning Commission and City Council considered the location, type and height of buildings or structures, the type and extent of landscaping and screening, lighting, hours of operation or any other conditions that mitigate the impacts of the proposed development; and
- ii. Includes adequate public facilities and utilities;

E. The request is subject to adequate design standards to provide ingress and egress that minimize traffic hazards and traffic congestion on the public roads;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE AS FOLLOWS:

Section One: That the Major Modification of the PUD is hereby approved with the following required conditions:

1. Revision of the Final PUD site plan to reflect any/all revisions to easements as a result of the associated Subdivision request;
2. Retention of a note on the Final Plat stating no structures shall be constructed in any easement without permission from the easement holder;
3. Revision of the site plan to provide a table noting the off-street parking requirements of Table 64-3-12.1 of Article 3 of the UDC for each use of the site, along with the number of parking spaces provided;
4. Retention of the 25-foot minimum building setback line along Du Rhu Drive and Dauphin Street, as required by Section 64-2-13.E. of the Unified Development Code;
5. Retention of the lot size labels in both square feet and acres, or provision of a table on the Final PUD site plan with the same information;
6. Provision of the building sizes in square feet on the Final PUD site plan;
7. Retention of the rights-of-way along all streets on the Final PUD site plan;
8. Provision of a note on the Final PUD site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
9. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to their recording in Probate Court, and the provision of a copy of the recorded site plan (pdf) to Planning and Zoning; and,
10. Full compliance with all municipal codes and ordinances.

Section Two: This Ordinance shall be in force and effect from and after its adoption and publication.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Gregory moved for the suspension of the rules to consider consent resolutions 09-660 through 60-669 being introduced for the first time. The motion was seconded by Councilmember Reynolds, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

TRANSFER FUNDS FROM DISTRICT 1 DISCRETIONARY ACCOUNT TO DOTCH COMMUNITY CENTER TO ASSIST WITH THE PLAYFOR 2 BASKETBALL TOURNAMENT.

The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 09-660-2025

Sponsored by: Councilmember Penn

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$390.00 be transferred from the District 1 General Fund, Discretionary Account DSC-01, from General Fund Account 10041020-42080 to the Mobile Parks & Recreation – Dotch Community Center to assist with the PlayFor2 Basketball Tournament.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE TO LA DELICIA MEXICAN BRUNCH AND CANTINA; 659 DAUPHIN STREET. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 37-661-2025

Sponsored by: Councilmember Carroll

BE RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the following application to the Alabama Alcoholic Beverage Control Board of the State of Alabama, is hereby recommended for grant of such license by said Board.

Type of application: Restaurant Retail Liquor License

Submitted by: La Delicia, LLC

Location: La Delicia Mexican Brunch and Cantina
615 Dauphin Street
Mobile, Al 36602

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

HONORARILY RENAME THE CORNER OF BUTLER STREET AND FIRST AVENUE TO “JAMES & CALLIE LAMBERT WAY”. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 46-662-2025

Sponsored by: Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the corner of Butler Street and First Avenue be given the honorary name of “James & Callie Lambert Way”.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

ASSESS COSTS FOR REMOVAL OF WEEDS, REPEAT WEED IEN GROUP 86. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 58-663-2025

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Repeat Weed Lien Group G-86** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

ASSESS COSTS FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP 1662. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 58-664-2025

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

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WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Repeat Weed Lien Group 1662** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DETERMINE AN APPROPRIATION TO RECONNECT, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 60-665-2025

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **\$1,000.00** to **Reconnect, Inc.**, from the District 1 Discretionary Fund (10041020 42080); and

WHEREAS, Reconnect, Inc., is an Alabama non-profit corporation which provides a service to the community; and

WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds to private groups or corporations is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this appropriation to Reconnect, Inc., will be used to assist with the One Love Community Block Party.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$1,000.00** to **Reconnect, Inc.**, for the purposes

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described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DETERMINE AN APPROPRIATION TO GULF COAST DEMENTIA SERVICES, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 60-666-2025

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$500.00** to **Gulf Coast Dementia Services, Inc.**, from the District 2 Discretionary Fund (10041020 42080); and

WHEREAS, Gulf Coast Dementia Services, Inc., is an Alabama non-profit corporation which provides a service to the community; and

WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds to private groups or corporations is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this appropriation to Gulf Coast Dementia Services, Inc., will be used to assist with the Gong Show at the Grand Hall.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$500.00** to **Gulf Coast Dementia Services, Inc.**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DETERMINE AN APPROPRIATION TO DOG RIVER CLEAR WATER REVIVAL, LLC SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 60-667-2025

Sponsored by: Councilmember Reynolds

WHEREAS, Councilmember Reynolds wishes to appropriate **\$2,500.00** to **Dog River Clear Water Revival, LLC**, from the District 4 Discretionary Fund (10041020 42080); and

WHEREAS, Dog River Clear Water Revival, LLC, is an Alabama non-profit corporation which provides a service to the community; and

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WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds to private groups or corporations is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this appropriation to Dog River Clear Water Revival, LLC, will be used to assist with the improvement of the water quality and public access to Dog River and its urban tributary creeks.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2,500.00** to **Dog River Clear Water Revival, LLC**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

DETERMINE AN APPROPRIATION TO COUNTRY CLUB ESTATES NEIGHBORHOOD ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 60-668-2025

Sponsored by: Councilmember Daves

WHEREAS, Councilmember Daves wishes to appropriate **\$4,240.00** to **Country Club Estates Neighborhood Association**, from the District 5 Discretionary Fund (10041020 42080); and

WHEREAS, Country Club Estates Neighborhood Association, is an Alabama non-profit corporation which provides a service to the community; and

WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds to private groups or corporations is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this appropriation to Country Club Estates Neighborhood Association will be used to the improvement of green space within the community.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$4,240.00** to **Country Club Estates Neighborhood Association**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

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DETERMINE AN APPROPRIATION TO FRIENDS OF RICHARDS DAR HOUSE MUSEUM SERVES A PUBLIC PRUPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 60-669-2025

Sponsored by: Councilmember Daves

WHEREAS, Councilmember Daves wishes to appropriate **\$2,500.00** to **Friends of Richards DAR House Museum**, from the District 5 Discretionary Fund (10041020 42080); and

WHEREAS, Friends of Richards DAR House Museum, is an Alabama non-profit corporation which provides a service to the community; and

WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds to private groups or corporations is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this appropriation to Friends of Richards DAR House Museum, will be used to the commemoration of the Farewell Tour of Lafayette.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2,500.00** to **Friends of Richards DAR House Museum**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution adopted.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider resolution 21-685 being introduced for the first time. The motion was seconded by Councilmember Reynolds, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Reynolds moved for the suspension of the rules to consider resolution 09-683 being introduced for the first time. The motion was seconded by Councilmember Woods, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

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AUTHORIZE AGREEMENT WITH ALABAMA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC SIGNAL UPGRADES ON STATE AND LOCAL ROUTES; \$601,415.00 (\$140,283.00 LOCAL MATCH). The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-670-2025

Sponsored by: Mayor Stimpson

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

That the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

Traffic signal upgrades at signalized intersections on state and local routes in the City of Mobile; information about specific locations will be provided upon request; Project# STPMB-MR25(); CPMS Ref# 100079822 and 100079823.

Which agreement is before this Council, and that the agreement be executed in the name of the City, by the Mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be affixed thereto.

BE IT FURTHER RESOLVED that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City.

I, the undersigned qualified and acting Clerk of the City of Mobile, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City Council named therein, at a regular meeting of such Council held on the _____ day of _____, 20_____, and that such resolution is on file in the City Clerk's Office.

AUTHORIZE SECOND AMENDMENT TO THE PURCHASE AND SALE AGREEMENT WITH BURTON PROPERTY GROUP, LLP. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-671-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Second Amendment to the Purchase and Sale Agreement between the City of Mobile and Burton Property Group, LLP, which amends the Purchase and Sale Agreement between City of Mobile and Burton Property Group, LLP dated May 30, 2023. The Second Amendment is attached hereto or one with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. A copy of said Amendment is on file in the office of the City Clerk.

AUTHORIZE AGREEMENT WITH B&B LAWN/LANDSCAPING, LLC FOR RIGHT-OF-WAY MOWING SERVICES AT VARIOUS LOCATIONS; \$147,360.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-672-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and B&B Lawn/Landscaping LLC, to provide right-of-way mowing services for various locations at

MINUTES OF MAY 6, 2025

specified intervals as needed in an approximate total amount of \$147,360.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH BEST PRICES SERVICES, LLC FOR RIGHT-OF-WAY MOWING SERVICES AT VARIOUS LOCATIONS; \$772,000.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-673-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Best Prices Services LLC, to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$772,000.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH BEST PRICE SERVICES, LLC FOR RIGHT-OF-WAY DITCH MOWING SERVICES AT VARIOUS LOCATIONS; \$240,000.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-674-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Best Prices Services LLC, to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$240,000.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH BUTLER COMPLETE SERVICES, LLC FOR RIGHT-OF-WAY MOWING SERVICES FOR VARIOUS LOCATIONS; \$353,400.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-675-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Butler Complete Services, LLC, to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$353,400.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH BUTLER COMPLETE SERVICES, LLC FOR RIGHT-OF-WAY DITCH MOWING SERVICES FOR VARIOUS LOCATIONS; \$80,400.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-676-2025

MINUTES OF MAY 6, 2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Butler Complete Services, LLC, to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$80,400.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH HUGHES 360 SERVICES, LLC FOR RIGHT-OF-WAY MOWING SERVICES FOR VARIOUS LOCATIONS; \$35,100.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 08-677-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Hughes 360 Services, LLC, to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$35,100.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

AUTHORIZE AGREEMENT WITH SECOR ENTERPRISES, INC. FOR RIGHT-OF-WAY MOWING SERVICES FOR VARIOUS LOCATIONS; \$316,100.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 01-678-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBIEL, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Secor Enterprises, Inc., to provide right-of-way mowing services for various locations at specified intervals as needed in an approximate total amount of \$316,050.00 per year, for one year, renewable for two additional one-year periods without further approval by Council, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

APPROVE PURCHASE ORDER TO DONOHOO CHEVROLET, LLC FOR CHEVROLET TAHOE FOR MPD; \$64,550.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 08-679-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF MAY 6, 2025

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>22206</u>	2025	(F7000) MOTOR POOL	2025 CHEVROLET TAHOE LT SUV FOR MPD (SEALED BID 5945)	\$64,550.00	<u>(293039) DONOHOO CHEVROLET LLC</u>

APPROVE PURCHASE ORDER TO LONG LEWIS FORD OF THE SHOALS, INC. FOR FORD BRONCO SPORT SUVS FOR MPRD AND MUNICIPAL ENFORCEMENT; \$181,449.00. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 08-680-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
<u>23174,</u> <u>23817</u>	2025	(F7000) MOTOR POOL	6 2025 FORD BRONCO SPORT 4X4 SUVS FOR MPRD AND MUNICIPAL ENFORCEMENT (AL STATE CONTRACT)	\$181,449.00	<u>(290649) LONG LEWIS FORD OF THE SHOALS INC</u>

APPROVE PURCHASE ORDER TO MOHAWK CARPET DISTRIBUTION, LLC FOR REPLACEMENT FLOORING FOR WESTERN ADMINISTRATIVE COMPLEX. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 08-681-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF MAY 6, 2025

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>23215</u>	2025	(3032) ARCHITECTURAL ENGINEERING	REPLACEMENT FLOORING FOR MUNICIPAL ENFORCEMENT, WESTERN ADMINISTRATIVE COMPLEX (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$24,606.56	<u>(299497)</u> <u>MOHAWK</u> <u>CARPET</u> <u>DISTRIBUTION</u> <u>LLC</u>

AUTHORIZE CAPITAL PROJECT FUND C0892 – BIC MOVE/TRANSFER SCANNING CITY, FOR BIC/DOCUMENT STORAGE BE CHANGED TO “2900 DAUPHIN STREET RENOVATIONS AND MISCELLANEOUS REPAIRS FOR THE 311 CALL CENTER AND FILE STORAGE”. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 09-682-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, the name of BIC Move/Transfer Scanning City, for BIC/Document Storage as adopted by the City Council Resolution No. 09-892, is hereby modified and be changed to “2900 Dauphin Street Renovations and Miscellaneous Repairs for the 311 Call Center and file storage”. All relevant City departments, consultants, contractors, and associated parties are directed to update project references accordingly.

TRANSFER FUNDS FROM THE UNASSIGNED FUND BALANCE IN THE GENERAL FUND TO CAPITAL IMPROVEMENT FUND FOR THE CIVIC CENTER NEW CONSTRUCTION & DEMO; \$858,798.50. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 09-683-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the sum of \$ 858,798.50 be specifically allocated pursuant to Alabama Code Section 11-44C-57 from the Unassigned Fund Balance in the General Fund (Fund 1000) to Capital Improvement Fund (Fund 2000) for the following Capital Projects:

C0976 Civic Center New Const & Demo: \$858,798.50

The resolution was read by the City Clerk, whereupon Councilmember Carroll moved to table the resolution, which was seconded by Councilmember Penn and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution tabled.

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AUTHORIZE CHANGE ORDER NO. 2 FOR 2024 CITY OF MOBILE ANNUAL STORM DRAIN MAINTENANCE; \$3,832,000.00 INCREASE. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 13-684-2025

Sponsored by: Mayor Stimpson and Councilmembers Penn, Carroll, Small Reynolds, Daves, Woods, and Gregory

WHEREAS, the CITY entered into a contract dated January 30, 2024, with McElhenney Construction, LLC. for storm drain repairs on the project known as 2024 City of Mobile Annual Storm Drain Maintenance (COM Project No. 2024-3005-07); and

WHEREAS, the original contract amount was \$906,795.21 for a task order and unit priced based contract for annual on-call storm drain maintenance for a term of one year with a renewable clause of one or two additional one-year periods; and

WHEREAS, the original contract was awarded by competitive bid and was amended by Resolution dated October 22, 2024, thus extending the term of the contract a period of one year and increasing the original agreement to a total of \$2,124,445.75; and

WHEREAS, the City now desires to exercise the second one-year renewal option, with no changes to the scope of work or unit prices, and to increase the funding by \$3,832,000.00, resulting in a new total contract amount of \$5,956,445.75; now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest for and on behalf of the City of Mobile, the Amendment to Extend Term of Agreement with McElhenney Construction, LLC, attached hereto. A copy of said Amendment is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH WATKINS ACY STRUNK DESIGN, INC. FOR BIENVILLE SQUARE SITE AND LIGHTING IMPROVEMENTS; \$31,875.00. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 21-685-2025

Sponsored by: Mayor Stimpson and Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Watkins Acy Strunk Design Inc.

Project Name: Bienville Square – Site and Lighting Improvements

Project Number: PR-036-25

Amount: \$31,875.00

The resolution was read by the City Clerk, whereupon Councilmember Carroll moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared

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the resolution adopted.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS: SIEGESMUND. The following resolution was held over until the regular meeting of May 13, 2025

RESOLUTION: 60-686-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Brian Alfred Siegesmund, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER REZONING PROPERTY LOCATED AT 2005 OLD BAY FRONT DRIVE AND 4182 COMMANDERS DRIVE FROM R-1 TO I-2 (SCHEDULED FOR JUNE 10, 2025) (DISTRICT 3). The following resolution was introduced by Councilmember Woods.

RESOLUTION: 41-687-2025

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within municipality the attached notice stating the time and place a proposed amendment to the Zoning Ordinance is to be considered by the City Council and further stating 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 proposed amendment.

Notice of Public Hearing for the Proposed Rezoning of Property Located at 2005 Old Bay Front Drive and 4182 Commanders Drive

Pursuant to Resolution of the Mobile, Alabama City Council adopted **May 6, 2025**, a public hearing will be held on the **10th day of June 2025, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed rezoning of property located at 2005 Old Bay Front Drive and 4182 Commanders Drive from R-1, Single-Family Residential Suburban District, to I-2, Heavy Industry District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant and may take other actions allowed by law.

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOBILE ON THE 12TH DAY OF JULY, 2022, SAID ORDINANCE BEING COMMONLY KNOWN AS THE UNIFIED DEVELOPMENT CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE AS FOLLOWS:

Section One: That the Ordinance commonly known as the Unified Development Code and adopted on July 12, 2022, together with the Zing Map of the City of Mobile, be, and the same hereby is amended in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

COMMENCING AT A CONCRETE MONUMENT DESIGNATED "MOBILE CBL 1945" RUN S 89° 26' 03" E, 15.73 FEET TO A POINT; THENCE RUN N 00° 33' 57" E, 3114.94

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FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE CONTINUING N 00° 33' 57" E, RUN 2571.30 FEET TO A POINT; THENCE RUN N 52° 45' 06" E, 730.42 FEET TO A POINT ON THE CENTERLINE OF A PAVED ROAD; THENCE ALONG SAID CENTERLINE OF A PAVED ROAD RUN AS FOLLOWS: S 07° 36' 03" E, 908.10 FEET TO THE P.C. OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 07° 51' 19" AND A RADIUS OF 1500.00 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 205.65 FEET (CHORD BEARS S 03° 40' 24" E, AND MEASURES 205.49 FEET) TO THE P.T. OF SAID CURVE; THENCE RUN S 00° 15' 16" W, 155.65 FEET TO P.C. OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 11° 45' 51" AND A RADIUS OF 400.00 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 82.13 FEET (CHORD BEARS S 05° 37' 39" E, AND MEASURES 81.98 FEET) TO THE P.T. OF SAID CURVE; THENCE RUNS) 11° 30' 34" E, 61.98 FEET TO THE P.C. OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 16° 28' 28" AND A RADIUS OF 550.00 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 158.14 FEET (CHORD BEARS S 03° 16' 20" E, AND MEASURES 157.60 FEET) TO THE P.T. OF SAID CURVE; THENCE RUN S 04° 57' 54" W, 72.99 FEET TO THE P.C. OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 14° 57' 32" AND A RADIUS OF 550.00 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 143.59 FEET (CHORD BEARS S 02° 30' 52", AND MEASURES 143.19 FEET) TO THE P.T. OF SAID CURVE; THENCE RUN S 09° 59' 38" E, 329.35 FEET TO A POINT; THENCE RUN S 11° 39' 31" E, 185.37 FEET TO THE P.C. OF CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 04° 36' 22" AND A RADIUS OF 6000.00 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 482.35 FEET (CHORD BEARS S 09° 03' 09" E, 266.96 FEET TO A POINT; THENCE DEPARTING THE AFOREMENTIONED CENTERLINE OF A PAVED ROAD RUN N 89° 26' 03" W, 974.61 FEET TO THE POINT OF BEGINNING. CONTAINING 2,178,000 SQUARE FEET OR 50.00 ACRES.

The classification of said property is hereby changed from Rezoning from R-1, Single-Family Residential Suburban District, to I-2, Heavy Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in an I-2, Heavy Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an I-2, Heavy Industry District, until all of the conditions set forth below have been complied with: 1. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; and 2. Full compliance with all municipal codes and ordinances.

Section Two: This Ordinance shall be in force and effect from and after its adoption and publication.

The ordinance was read by the City Clerk, whereupon Councilmember Woods moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as June 10, 2025.

CALL FOR PUBLIC HEARING TO AMEND THE UNIFIED DEVELOPMENT CODE BY ADDING ARTICLE 15 "HISTORIC AVENUE OVERLAY" (SCHEDULED FOR JUNE 10, 2025). The following resolution was introduced by Councilmember Woods.

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RESOLUTION: 41-688-2025

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within e municipality the attached notice stating the time and place a proposed amendment to the Zoning Ordinance is to be considered by the City Council and further stating 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 proposed amendment.

NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 10th day of June, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

HISTORIC AVENUE OVERLAY

A. Applicability

1. This Article applies to residential properties within the Historic Avenue Overlay, the boundaries of which are depicted on the official Zoning Map and is the area as follows:

(a) Beginning at the intersection of North Broad Street and Spring Hill Avenue; continuing westward along the centerline of Spring Hill Avenue to the intersection with North Ann Street; thence westward from the intersection of North Ann Street and Spring Hill Avenue along the centerline of Saint Stephens Road to the intersection with Three Mile Creek; thence northeast along the centerline of Three Mile Creek to the centerline of Dr. Martin Luther King, Jr. Avenue; thence northwest along the centerline of Dr. Martin Luther King, Jr. Avenue to Butchers Lane; thence northeast along the centerline of Butchers Lane to Pecan Street; thence southeast along the centerline of Pecan Street to the centerline of Three Mile Creek Canal; thence northeast along the centerline of Three Mile Creek Canal to a point marking the extension of the northern boundary of the Fisher Tract, as recorded in Deed Book 22, Page 330-333, of the Mobile County Probate Court; thence southeast along the northern boundary of the Fisher Tract and its extension to a point intersecting with the centerline of Marion Street; thence northeast along the centerline of Marion Street to a point on the centerline of One Mile Creek; thence southward along the centerline of One Mile Creek, as depicted on the Water Street Area Urban Renewal Project, First Unit plat recorded in Map Book 18, Page 68, of the Mobile County Probate Court, to a point on the centerline of Beauregard Street; thence southwest along the centerline of Beauregard Street, which becomes North Broad Street, to the intersection of North Broad Street and Spring Hill Avenue, back to the point of beginning.

2. Properties developed or redeveloped within the Historic Avenue Overlay shall comply with the regulations of the Historic Avenue Overlay, all applicable requirements of the Uniform Development Code, and all other applicable requirements of the City Code, including but not limited to Chapter 17 – Stormwater Management and Flood Control and Chapter 25 – Garbage, Litter And Lot Maintenance.

3. Except where explicitly provided to the contrary, whenever the requirements of these Overlay regulations are in conflict with the other requirements of this Chapter, the requirements within this Overlay shall supersede.

4. However, the underlying requirements remain applicable where this overlay remains silent. To the extent that the requirements of this Overlay conflict with any requirements of the Unified Development Code, the requirements of this Overlay shall govern. However, the base zoning district requirements apply where this Overlay is silent.

B. Purpose and Intent

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1. This Overlay establishes an overall strategy for improving the community by encouraging sustained reinvestment, in-fill development, new residential development, enhanced economic opportunity, and better quality of life for residents, while maintaining the historic fabric of the neighborhoods and the rhythm and continuity of the existing streetscapes.

2. This Overlay recognizes that with very few exceptions the properties within this Overlay are primarily zoned for Single-Family residences or Two-Family residences, and therefore it is the intent of this Overlay to preserve the historic residential fabric of the communities while encouraging a diversity of housing types. By adopting this Overlay, it is the intention of the City Council to discourage the rezoning of any property within the Overlay boundaries to R-3, Multi-Family Residential.

C. Lot of Record

1. A Lot of Record is defined as a lot which is part of a subdivision, the plat of which has been recorded in the Office of the Probate Court of Mobile County, or a lot described by metes and bounds, the description of which has been recorded in the Office of the Probate Court of Mobile County prior to the date of annexation or March 8, 1962.

(a) Lots of Record as defined above may be developed for Single-Family Dwellings, Duplexes, Triplexes, Accessory Dwelling Units (ADU), Cottage Courts, and Townhomes by Right in compliance with all other requirements of this Overlay.

2. For sites that are not a Lot of Record, the applicant should work with the Planning Staff regarding the requirements for Subdivision approval.

D. Permitted Uses.

1. Duplexes.

(a) A Duplex is a detached house on a single lot designed for and occupied exclusively as the residence of not more than two (2) families, each living as an independent housekeeping unit.

(b) One (1) Duplex is allowed by right on a single lot, subject to the requirements of Section E. Dimensional Standards of this Overlay.

(c) Two (2) off-street parking spaces are required for each Duplex.

2. Triplexes.

(a) A Triplex is a detached house on a single lot designed for and occupied exclusively as the residence of not more than three (3) families, each living as an independent housekeeping unit.

(b) One (1) Triplex is allowed by right on a single lot that is 4,500 square feet or larger, subject to the requirements of Section E. Dimensional Standards of this Overlay.

(c) Three (3) off-street parking spaces are required for each Triplex.

3. Accessory Dwelling Units.

(a) An Accessory Dwelling Unit (ADU) is a secondary, independent living facility located in, or on the same lot or Building site as, a single-family residence. This includes a Building or part of a Building that provides complete independent living facilities, including a kitchen, living room, bathroom and bedroom, and that is attached to the principal dwelling, or a detached Building on the same lot or Building site.

(b) Applicability. This Section allows Accessory Dwelling Units (ADUs) with standards to ensure that they do not change the residential character of the principal use.

(c) Where Allowed:

(1) ADUs are permitted by right in the Overlay on residential lots that do not have more than one (1) dwelling unit. ADUs are not permitted on lots containing a Duplex, Triplex or a Cottage Court.

(2) There shall not be more than one (1) ADU on the same lot as a principal dwelling unit.

(d) Dimensional Standards

(1) ADUs shall not exceed a gross floor area of more than 50% of the principal structure's floor area.

(2) No ADU may be taller than the principal dwelling unit.

(e) Location of ADU

(1) An ADU shall be located behind the principal dwelling and comply with the setback requirements of Section E. Dimensional Standards of this Overlay.

(2) An ADU shall not be located in any recorded easement.

(f) Building Standards.

(1) All Structures used for ADUs shall comply with current Building Code requirements, including the obtaining of all required building and construction permits, inspections and approvals.

(2) All Structures used for ADUs shall be affixed to or constructed on a permanent foundation.

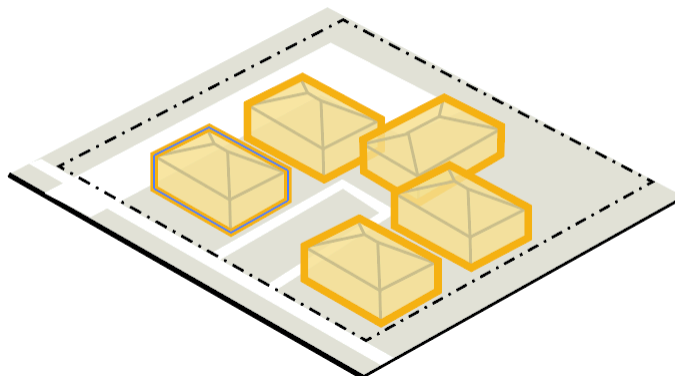
(3) A manufactured or mobile home shall not be used for an ADU.

(4) A moveable Structure shall not be used for an ADU.

(g) Parking. Any ADU located on a corner lot shall provide at least one (1) off-street parking space.

4. Cottage Courts

Figure 64-15-1.1 Cottage Courts



(a) Cottage Courts consist of three (3) or more detached, single-family dwellings arranged around a courtyard or open space.

(1) Cottage Courts are allowed by Right subject to the following requirements:

a. For three dwellings on a single lot, the lot must consist of 6,000 square feet or greater.

b. For four (4) dwellings or more, an additional 1,000 square feet of lot size is required per dwelling.

c. One (1) off-street parking space per dwelling unit must be provided and cannot be located between the dwelling unit or courtyard/open space and the street.

5. Townhome

(a) A Townhome is a single-family dwelling unit erected in a row as a single building on adjoining lots, each being separated from the adjoining unit or units by a fire wall (constructed in accordance with applicable building codes) along the dividing lot line and in compliance with the Section E. Dimensional Standards of this Overlay.

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(b) Townhomes constructed on adjoining lots are allowed by right, subject to the requirements of the Dimensional Standards of this Overlay.

(c) One (1) off-street parking space is required for each Townhome.

E. Dimensional Standards.

1. Applications to create new legal lots of record shall comply with the requirements of this Overlay.

2. When subdividing an existing lot into one (1) or more lots, no new lot shall be smaller in area than 2,000 square feet, or narrower in width than 20 feet.

Lot Area	No minimum lot area required; however, for newly created lots the minimum lot area shall be 2,000 square feet.
Lot Width	For newly created lots, no new lots shall be narrower in width than 20 feet.
Coverage (max)	For lots less than 6,000 sq. ft. building site coverage may go up to 75% including an ADU. Otherwise, underlying district requirements apply.

Height (max)	35 -feet
Front Yard (min-max)	The Front Yard setback shall be a minimum of five (5) feet. The maximum setback shall be no greater than the setback of any existing structure on the same side of the street within the same block face, but in no event more than 25-feet.
Side Yard (min)	Side Yards must be in compliance with all applicable building and fire codes (exclusive of right-of-way). Additions to an existing Structure may align with the existing building. For attached homes such as townhomes (i.e. zero-lot line), the side yard setback for lots adjoining lots outside the development must provide a minimum three (3) foot side yard setback. For corner lots, the side street setback shall be at least five (5) feet; however, additions to an existing dwelling may align with said dwelling.
Rear Yard (min)	5 feet

F. Developmental Standards.

1. Sites located in City designated flood zones must have a finished floor elevation that meets the minimum standards of the City of Mobile Engineering Departments Flood Damage Control Ordinance.

a. Additionally, sites located within an area of known flooding as designated by the City Engineer must comply with the requirements set forth by the City Engineer.

MINUTES OF MAY 6, 2025

G. Parking

1. Unless otherwise specified in this Overlay, lots 30 feet or more in width shall provide one (1) parking space for each single-family dwelling unit. For lots less than 30 feet in width, no off-street parking is required for a Single-Family dwelling.

H. Existing Foundations

1. A residential structure may be placed on an existing foundation footprint subject to compliance with the applicable Building Code and Section F. Developmental Standards.

2. Expansion of, or additions to, the existing foundation footprint shall comply with Section E. Dimensional Standards of this Overlay.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, June 5, 2025.

The ordinance was read by the City Clerk, whereupon Councilmember Woods moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as June 10, 2025.

ANNOUNCEMENTS

Councilmember Carroll said that the 2025 Lawn Festival at the Prince of Peace Parish will be held on May 31 and June 1, 2025.

Councilmember Penn gave comments about the National Day of Prayer services held at Brookley by the Bay on May 1, 2025.

Councilmember Penn thanked Governor Kay Ivey for the Rebuild Alabama grant funds that will help improve District 1.

Councilmember Penn said that a community meeting will be held on May 13, 2025 at Figures Community Center at 6:00 p.m.

Councilmember Penn stated that the "One Love Block Party" will be held on May 31, 2025 at the Michael Dow Amphitheater at 3:00 p.m.

Councilmember Woods invited citizens to visit the Into Light Project Exhibit in the atrium of the Government Plaza.

Councilmember Woods announced a District 6 community meeting will be held on May 15, 2025, at Woodridge Baptist Church at 5:30 p.m.

Councilmember Gregory said that combined Districts 6 and 7 community meeting on April 29th was well attended.

Councilmember Gregory stated that the 19th Annual Joe Smith Memorial Scholarship Invitational Golf Tournament hosted by Mobile Alumni Chapter of Kappa Alpha Psi Fraternity was a great success.

MINUTES OF MAY 6, 2025

Councilmember Small thanked the Administration for attending the community meeting in District 3.

Councilmember Small said that a community meeting will be held on May 20, 2025 for the Maysville and Oakdale communities to discuss the revitalization of Taylor Park and the coming 741 affordable housing units coming to the Oakdale Community.

Councilmember Reynolds moved to adjourn the meeting, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:42 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK