

MUNICIPAL BUILDING, MOBILE, ALABAMA, DECEMBER 7, 2021

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, December 7, 2021, at 9:00 a.m.

Present:

Councilmembers: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Absent: None

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, DECEMBER 7, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, December 7, 2021, at 10:30 a.m., in regular meeting.

The meeting was called to order by City Clerk Lisa C. Lambert.

Dr. Bryant Pugh, Outbreak Christian Center, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small

Councilmembers: Penn, Carroll, Reynolds, Daves, Scott and Gregory

Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER:

The Presiding Officer provided an overview of the City Council rules of procedure.

APPROVAL OF MINUTES:

The minutes of the meeting of November 30, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson stated that the Administration and the City Council attended a successful team building retreat.

Mayor Stimpson shared that he recently spoke with WKRG-TV about the City's 100-day agenda and 1,000-day framework.

Mayor Stimpson reported that he attended a promotion ceremony for the Mobile Police Department.

MINUTES OF DECEMBER 7, 2021

Mayor Stimpson reported that the Mobile Animal Services Group had a successful “Howlidays Adoption Event” at Cooper Riverside Park.

Mayor Stimpson announced that the Parks and Recreation Department will host the December Artwalk in the Downtown Entertainment District on December 10, 2021.

Mayor Stimpson shared that the Roll Mobile Jingle will take place at the Civic Center on December 11, 2021, at 6:00 p.m.

Mayor Stimpson presented a proclamation to Frank Harkins, President/CEO of Goodwill Easter Seals, proclaiming the “Christmas on the Coast” ornament as the official 2021 ornament for the City of Mobile.

ADOPTION OF THE AGENDA:

Councilmember Daves moved to adopt the agenda, which move was seconded by Councilmember Jones and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

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

APPEALS:

Appeal of Keith Knizley regarding the ARB’s denial of his application to install vinyl windows at 415 Flint Street. (District 2).

Councilmember Carroll moved to hold the waiver over for one week, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones and Gregory

Nays: None

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the waiver held over.

Request of Kenita Harper for a waiver of the Noise Ordinance at the James Seals Community Center on June 25, 2022, from 9:00 a.m. – 10:00 p.m. (District 2).

Councilmember Carroll moved to grant the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones and Gregory

Nays: None

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

Request of Carolos Steele for a waiver of the Noise Ordinance at 2067 Foster Lane on December 11, 2021, from 4:00 p.m. – 10:00 p.m. (District 3).

Councilmember Carroll moved to grant the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones and Gregory

Nays: None

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

MINUTES OF DECEMBER 7, 2021

Request of Mark Minott for a waiver of the Noise Ordinance at 100 Cody Road S. on December 31, 2021, from 8:30 p.m. – 10:00 p.m. (District 7).

Councilmember Carroll moved to grant the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones and Gregory

Nays: None

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

Request of Janice Robinson for a waiver of the Noise Ordinance at 2725 Josephine Street on December 18, 2021, from 2:00 p.m. – 4:30 p.m. (District 1).

Councilmember Carroll moved to grant the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones and Gregory

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 526 HELVESTON STREET, \$7,700.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the cost for the demolition of the structure at 526 Helveston 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 7125 MOBILE STREET, \$1,200.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 7125 Mobile 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.

PUBLIC HEARING TO FIX THE COSTS ON THE DEMOLITION OF THE STRUCTURE AT 1367 CONGRESS STREET, \$7,200.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix the costs on the demolition of the structure at 1367 Congress 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.

MINUTES OF DECEMBER 7, 2021

PUBLIC HEARING TO FIX THE COSTS ON THE DEMOLITION OF THE STRUCTURE AT 1205 BELLE COUR DRIVE EAST, \$4,400.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs on the demolition of the structure at 1205 Belle Cour Drive East, 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.

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MYRA J. DARRINGTON, D/B/A SCOTT'S CARRIER, LLC, TO OPERATE A SEDAN SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a Certificate of Public Convenience and Necessity to Myra J. Darrington, d/b/a Scott's Carrier, LLC, to operate a sedan service, and asked if there was anyone present to speak for or against this matter.

Myra J. Darrington, 2854 Brierwood Drive, requested approval for the operation of a sedan service.

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:

AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, spoke in support of the marketing needs of Ladd Peebles Stadium and suggested that the City leaders work together on various projects. He inquired if there has been an update on the status of the American Rescue Plan social services funding.

NON-AGENDA ITEMS:

1. Theodore Arthur, Jr., 228 South Williams Avenue, Prichard, Alabama, requested financial and technical outreach assistance for Africatown.

2. Joe Mishkin, President of The Mishkin Group (TMG) the management team for Ladd-Peebles Sports and Entertainment Complex, 9000 Pine Run, discussed the future of Ladd-Peebles Stadium.

3. Danny Corte, Executive Director Mobile Sports Authority, thanked the Council for the appropriation of the American Rescue Plan funds for the Sports Authority.

ORDINANCES HELD OVER:

REZONE PROPERTY LOCATED AT 1490 TELEGRAPH ROAD FROM R-1 TO I-2 (DISTRICT 2). The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of November 17 and December 7, 2021, was called up by the Presiding Officer.

ORDINANCE: 64-035-2021

Sponsored by: District 2

MINUTES OF DECEMBER 7, 2021

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY, 1967, SAID ORDINANCE BEING COMMONLY KNOWN AS THE ZONING ORDINANCE.

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

Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

Beginning at the northwest corner of Lot 1, Harcros Subdivision as recorded in Map Book 128, Page 122, Probate Court Records, Mobile County, Alabama, said point being on the eastern right-of-way line of U.S. Highway 43 aka Telegraph Road (70 foot right-of-way) and the arc of a 3907.04 foot radius curve to the left; thence run northwardly and westwardly along the arc of said curve (chord bears north 15°-14'-24" west, 12.80 feet), a distance of 12.80 feet; thence north 15°-43'-10" west and along said eastern right-of-way line, 337.10 feet to the southwest corner of property conveyed by instrument recorded in Real Property Book 5788, Page 814, said Probate Records; thence north 74°-18'-28" east and along the south line of said property, 241.40 feet to a point on the western right-of-way line of Burlington-Northern Railroad (100 foot right-of-way); thence south 15°-38'-01" east and along said eastern right-of-way line, 350.41 feet to the northeast corner of said Lot 1, Harcros Subdivision; thence south 74°-25'-40" west and along the north line of said Lot 1, a distance of 240.98 feet to the Point of Beginning.

The classification of said property is hereby changed from R-1, Single-Family Residential 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 May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in 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 Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a I-2, Heavy Industry District until all of the conditions set forth below have been complied with: (1) completion of the Subdivision process; 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 Carroll moved that the ordinance be held over for one week, which was seconded by Councilmember Daves. Following comments by Councilmembers Carroll and Jones the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over.

REZONE PROPERTY LOCATED AT 4459 GOVERNMENT BOULEVARD (SOUTHEAST CORNER OF GOVERNMENT BOULEVARD & DEMETROPOLIS ROAD) FROM B-2 TO B-3 (DISTRICT 4). The following ordinance, which was introduced and read at the regular meeting of November 30, 2021 and held over until the regular meeting of December 7, 2021, was called up by the Presiding Officer.

ORDINANCE: 64-041-2021

Sponsored by: Councilmember Carroll

MINUTES OF DECEMBER 7, 2021

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY, 1967, SAID ORDINANCE BEING COMMONLY KNOWN AS THE ZONING ORDINANCE.

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

Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

LOT 1, LEE'S SUBDIVISION, ACCORDING TO PLAT THEREOF RECORDED IN MAP BOOK 106, PAGE 35, OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from B-2, Neighborhood Business District, to B-3, Community Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-3, Community Business 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 Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, Community Business District until all of the conditions set forth below have been complied with: 1) dedication of any necessary right-of-way along Government Boulevard to bring the street into compliance with the Major Street Plan; 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 Reynolds moved that the ordinance be adopted, which was seconded by Councilmember Jones and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

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

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER FOR FUEL FOR VARIOUS LOCATIONS. The following resolution, which was introduced and read at the regular meeting of November 30, 2021 and held over until the regular meeting of December 7, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1062-2021

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 DECEMBER 7, 2021

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>2282</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2283</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2284</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2285</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2286</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2287</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,255.70	(279229) PETROLEUM TRADERS CORPORATION

MINUTES OF DECEMBER 7, 2021

<u>2288</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,255.70	(279229) PETROLEUM TRADERS CORPORATION
<u>2289</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,255.70	(279229) PETROLEUM TRADERS CORPORATION
<u>2290</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,255.70	(279229) PETROLEUM TRADERS CORPORATION
<u>2291</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,255.70	(279229) PETROLEUM TRADERS CORPORATION
<u>2292</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$18,831.26	(279229) PETROLEUM TRADERS CORPORATION
<u>2293</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$18,831.26	(279229) PETROLEUM TRADERS CORPORATION
<u>2294</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$18,831.26	(279229) PETROLEUM TRADERS CORPORATION
<u>2295</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$18,831.26	(279229) PETROLEUM TRADERS CORPORATION
<u>2296</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$18,831.26	(279229) PETROLEUM TRADERS CORPORATION
<u>2297</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2299</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM

MINUTES OF DECEMBER 7, 2021

					TRADERS CORPORATION
<u>2306</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2307</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2308</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2309</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2310</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2311</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2312</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION
<u>2313</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,770.00	(279229) PETROLEUM TRADERS CORPORATION

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 MIDDLETON MARINE ENGINE SERVICE, INC. FOR FIREBOAT HAULOUT AND MAINTENANCE; \$53,918.12. The following resolution, which was introduced and read at the regular meeting of November 30, 2021 and held over until the regular meeting of December 7, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1063-2021

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 DECEMBER 7, 2021

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>2180</u>	2022	(2050) EQUIPMENT SERVICES	FIREBOAT HAULOUT AND MAINTENANCE (SEALED BID 5598)	\$53,918.12	<u>(297473)</u> <u>MIDDLETON</u> <u>MARINE ENGINE</u> <u>SERVICE INC</u>

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

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

UPDATE THE AMERICAN RESUCE PLAN FOR TOURISM ASSISTANCE. The following resolution, which was introduced and read at the regular meeting of November 30, 2021 and held over until the regular meeting of December 7, 2021, was called up by the Presiding Officer.

RESOLUTION: 31-1064-2021

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds from the United States Department of Treasury (Treasury) American Rescue Plan, under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the City has processed proposal responses from a Request for Proposals for the below referenced services and in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated in accordance with the table below to reflect the award of funds to subrecipients:

ARP ACTION PLAN – TOURISM ASSISTANCE	
TOTAL APPROVED ALLOCATION \$1,351,632.50	
Brothers Working Together	\$152,000.00
Green Coat Boyz Entertainment, LLC	\$161,600.00
Ladd-Peebles Sports and Entertainment Complex	\$160,000.00
Mobile Sports Authority	\$102,000.00
Visit Mobile	\$776,032.50
TOTAL	\$1,351,632.50

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the subrecipient award to the American Rescue Plan Action Plan with Treasury, and that this authorization extends to the execution of all required certifications, agreements, and loan documents as well as all other actions required by said Federal funds.

A copy of this Amendment shall remain on file in the office of the City Clerk.

MINUTES OF DECEMBER 7, 2021

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

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

ACCEPT DEED FOR RIGHT-OF-WAY FOR THE MCGREGOR AVENUE WIDENING PROJECT (AIRPORT BOULEVARD TO DAUPHIN STREET). The following resolution, which was introduced and read at the regular meeting of November 30, 2021 and held over until the regular meeting of December 7, 2021, was called up by the Presiding Officer.

RESOLUTION: 23-1067-2021

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to accept a Deed for the acquisition of right-of-way tract for City Engineering Project No. 2013-202-07; ALDOT Project No. STPMB-7508(600) McGregor Avenue Widening from Dauphin Street to Airport Boulevard (Tracts 16 & 17) as set out in the instruments attached hereto for the price of \$1,104,000.

Said property is being conveyed to the City of Mobile in accordance with that certain Agreement for Right-of-Way Acquisition between the State of Alabama ("ALDOT") and the City of Mobile as adopted by Resolution #01-290 on July 31, 2012.

Be it resolved that the Executive Director of Finance be and is authorized and directed to request acquisition funds from ALDOT in the amount of the sales price less prorated share of property taxes payable to Jones Walker, LLP.

Be it further resolved that the City Engineer and/or Deputy Director of Real Estate Asset Management of the City of Mobile is hereby authorized and directed to execute for and in the name and on behalf of the City of Mobile what ever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

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

ORDINANCES BEING INTRODUCED:

ORDINANCE TO AMEND MOBILE CITY CODE LICENSE PROVISION FOR PEDDLER AND TRANSIENT MERCHANTS. The following ordinance was held over until the regular meeting of December 14, 2021.

ORDINANCE: 34-042-2021

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile ("City") wishes to simplify the type of licenses available for Peddlers and Transient Merchants by eliminating any superfluous license provisions;

MINUTES OF DECEMBER 7, 2021

WHEREAS, The City also wishes to clarify the type of activity authorized pursuant to said licenses; and

WHEREAS, this Ordinance is enacted to accomplish said goals.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted to amend the “2008 Schedule of Licenses” located in Chapter 34, of The Code of the City of Mobile, Alabama, 1991, as follows:

Section 1: The following provision is hereby amended and restated to read as follows:

NAICS	Code	Title	License Rate
454383		Peddlers - annual license Peddlers: All persons or businesses primarily engaged in retailing merchandise via direct sale to the customer by means of a small and temporary location, such as stand, booth, tent, table, truck, wagon, trailer, or any other type of portable stall whatsoever. A Peddler’s license does not authorize a person or business to engage in any house-to-house activity, solicit at private residences, or to operate a food truck. For any Peddler’s license, the term “display area” includes the total aggregate square foot area occupied by any combination of a booth, tent, table, truck, wagon, trailer, or any other type of portable stall whatsoever. The following conditions apply: (1) The display area may not exceed 40 square feet.	\$50.00, plus \$70.00 tax deposit.
		(2) No activity is permitted in any one fixed location for more than thirty days for any calendar year. (3) This license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any City property or within the City’s Rights-of-Way. (4) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations. (5) No activity between the hours of 11:00 p.m. and 6:00 a.m. is authorized pursuant to this license. (6) Authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee. Exception: This license is not valid for Peddlers within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop for the 30-day period prior to and including Mardi Gras Day.	

MINUTES OF DECEMBER 7, 2021

Section 2: The following provision is hereby amended and restated to read as follows:

454397		Peddlers, Mardi Gras. Stand, booth, table, tent, vehicle, or trailer.	\$1,000.00
		License shall be valid only 30 days prior to and including Mardi Gras Day for the area within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop. The Following conditions apply: (1) The display area may not exceed 200 square feet.	
		(2) This license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any City property or within the City's Rights-of-Way. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations. (4) No activity between the hours of 11:00 p.m. and 6:00 a.m. is authorized pursuant to this license. (5) Authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee Exception: Any business which sets up a booth, stand, or tent during Mardi Gras on property where it is licensed to do business year-round is not required to obtain the additional license provided for in this subparagraph. The gross proceeds derived from the sales from these "on property" Mardi Gras booths, stands or tents must be included in the measure of the annual business license and taxes must be paid and reported on the next regularly scheduled tax period.	

Section 3: The following provision is hereby amended and restated to read as follows:

454392		Transient merchants: All persons engaged in selling goods, wares, merchandise or services to any purchaser other than registered licensed merchants dealing in that particular line of goods offered by said persons, shall be required before selling or offering to sell such articles to obtain a license in the amount of \$500.00. In addition, \$150.00 tax deposit to be paid when the license is purchased. This license shall also apply to such persons that stop in hotels or motels, or rent rooms at other places to display their goods and services and sell same to the general public by samples, or	\$500.00
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MINUTES OF DECEMBER 7, 2021

		take orders for shirts, clothing or articles of similar or dissimilar character. The following conditions apply: (1) Each license issued is valid only for up to seven consecutive days. Any nonconsecutive activity will require separate licenses. (2) This license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any City property or within the City's Rights-of-Way. (3) Licensee must comply all with City zoning regulations as well as any other applicable City, State, and Federal regulations. (4) This license does not authorize a person or business to engage in any house-to-house activity or solicitate at private residences. (5) Authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee. Exception: This license is not valid for any activity within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop for the 30-day period prior to and including Mardi Gras Day.	
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Section 4: The following provisions shall be deleted and removed:

454381	304.0	Peddlers—Resident, other than on foot (excluding seasonal stands)	
454380	304.0A	Per week, plus \$10.00 tax deposit	\$5.00
454379	304.0B	Per month, plus \$24.00 tax deposit	\$12.00
454378	304.C	Per six months, plus \$100.00 tax deposit	\$50.00

MINUTES OF DECEMBER 7, 2021

454382	305.0	Peddlers-Resident, operating seasonal stand. Per week, plus \$30 tax deposit	\$15.00
454377	305.0A	Each additional consecutive week, plus \$15.00 tax deposit	\$7.50
454376	305.0B	Per month, plus \$60.00 tax deposit	\$30.00
454396	306.0	Peddlers—Itinerant or transient. Each itinerant peddler, who, on intrastate business, canvasses or takes orders for, or sells on the streets, or from house to house, or from rooming house, hotel, or office, or from temporary racks in stores owned by others, when such pursuit is not in conflict with any other clause in this article, per week (plus \$60.00 tax deposit)	\$30.00
		(a) The practice of going in and upon private residences in the city, by unlicensed solicitors, peddlers, hawkers, itinerant merchants and transient vendors of merchandise, not having been requested or invited to do so by the owner or owners, occupants of said private residences, for the purpose of soliciting orders for the sale of goods, wares, and merchandise, and/or peddling or hawking the same is hereby declared to be a nuisance, and punishable as such nuisance as a misdemeanor. Compliance with this regulation must be cleared with the chief of police.	
454395	307.0	Peddlers not otherwise specified: Each, plus \$150.00 tax deposit	\$125.00
454392	398.0	Transient merchants; salesmen or drummers, same as peddlers	\$125.00

Section 5: Miscellaneous provisions:

(a) All other provisions and sections of the Business License Code and Schedule of Licenses shall remain in full force and effect.

(b) All other City Code Sections and ordinances or part of any City Code Sections and ordinances in conflict are hereby repealed to the extent of such conflict.

(c) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(d) That the City Clerk of the City of Mobile is hereby authorized and directed to advertise the adoption of this Ordinance as required by law.

(e) This Ordinance shall be effective within the City of Mobile immediately upon its adoption and publication as required by law.

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 40-1068 through 60-1073 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 526 HELVESTON STREET, \$7,700.00. The following resolution was introduced by Councilmember Daves.

MINUTES OF DECEMBER 7, 2021

RESOLUTION: 40-1068-2021

Sponsored by: Councilmember Penn

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 526 HELVESTON STREET

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 526 Helveston Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 526 Helveston Street to be \$7,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$7,700.00 shall constitute a special assessment against the property at 526 Helveston Street and being that property more particularly described as follows:

LOT 5 BLK 1 CLOVERDALE LOTS MBK 3/503 BEING RESUBD OF BLK 13 OF JACKSONVILLE

Parcel No.: 29 07 42 0 001563

Owner: HERA MELISSA DAWN
526 HELVESTON ST
MOBILE, AL 36617

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 7125 MOBILE STREET, \$1,200.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1069-2021

Sponsored by: Councilmember Penn

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 7125 MOBILE STREET

MINUTES OF DECEMBER 7, 2021

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 7125 Mobile Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 7125 Mobile Street to be \$1,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$1,200.00 shall constitute a special assessment against the property at 7125 Mobile Street and being that property more particularly described as follows:

PPTY BEG AT NW COR OF LOT 14 BLK 5 RUN S 92 FT TH 339 FT (D) 350 FT (S) TH NLY 92 FT TH W 339 FT TO POB BEING MORE PARTIC DESC AS FOLL BEING PT OF LOT 14 BLK 5 OF E A SMITH SUB THEODORE IN SEC 10 T6S R2W MBK 2/14 #SEC 10 T6S R2W #MP38 02 10 2 000

Parcel No.: 38 02 10 2 000 082

Owner: WILLIAMS JOHN L & ROSA S
P.O. BOX 892
THEODORE, AL 36590

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

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

FIX THE COSTS OF THE DEMOLITION OF THE STRUCTURE AT 1367 CONGRESS STREET, \$7,200.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1070-2021

Sponsored by: Councilmember Carroll

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1367 Congress Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the

MINUTES OF DECEMBER 7, 2021

demolition of the structure at 1367 Congress Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1367 Congress Street to be \$7,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, AUBAMA, as follows:

Section 1. The amount of \$7,200.00 shall constitute a special assessment against the property at 1367 Congress Street and being that property more particularly described as follows:

COM AT THE S/S OF CONGRESS ST 41 FT ELY FROM SE COR OF CONGRKS ST & LEXINGTON AVE TH SLY 91 FT TH ELY & PAR WITH CONGRESS ST 40.5 FT TH NLY 8i APPROX PAR WITH LEXINGTON AVE 91.5 FT TO THE S/S OF CONGRESS ST TH WLY ALG S/S OF CONGRESS ST 39.58 FT TO POB BEING PT LOT 14 & 15 BLK 4 LEXINGTON HGTS DBK 70/126 #SEC 25 T4S R1W #MP29 07 25 0 005

Parcel No.: 29 07 25 0 005 141

Owner: WRIGHT KIM
455 DRIVER ST
MOBILE, AL 36617

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1205 BELLE COUR DRIVE EAST, \$4,400.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1071-2021

Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1205 Belle Cour Drive E

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1205 Belle Cour Drive E and the City Council of the City of Mobile having held such public hearing in connection therewith;

MINUTES OF DECEMBER 7, 2021

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1205 Belle Cour Drive E to be \$4,400.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows;

Section 1. The amount of \$4,400.00 shall constitute a special assessment against the property at 1205 Belle Cour Drive E and being that property more particularly described as follows:

THE S 10 FT OF LOT 19 & ALL OF LOT 20 BELLE COUR SUBD MBK 4 PG 693-695
#SEC 33 T4S R1W #MP29 11 33 3 000

Parcel No.: 29 11 33 3 000 098

Owner: WASHINGTON GLEN & SANDRA J
1205 BELLE COUR DRIVE
MOBILE, AL 36605

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 THE AZALEA CITY COMMUNITY DEVELOPMENT, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT; \$500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1072-2021

Sponsored by: Councilmember Carroll

RESOLUTION TO DETERMINE CERTAIN EXPENDITURES SERVE A PUBLIC PURPOSE AND APPROVE PAYMENT

WHEREAS, Councilmember Carroll wish to appropriate \$500.00 to Azalea City CDC, Inc. (Azalea City Community Development, Inc.) from his discretionary funds and

WHEREAS, Azalea City CDC, Inc. (Azalea City Community Development, 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

MINUTES OF DECEMBER 7, 2021

WHEREAS, the Mobile City Council determines that this appropriation to Azalea City CDC, Inc. (Azalea City Community Development, Inc.) will be used to assist with purchasing toys for Christmas for families affected by COVID-19, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$500.00 to Azalea City CDC, Inc. (Azalea City Community Development, Inc.) for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 SMITH MEMORIAL A.M.E. CHURCH SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$1,800.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1073-2021

Sponsored by: Councilmember Gregory

RESOLUTION TO DETERMINE CERTAIN EXPENDITURES SERVE A PUBLIC PURPOSE AND APPROVE PAYMENT

WHEREAS, Councilmember Gregory wishes to appropriate \$1,800.00 to Smith Memorial A.M.E. Church, from her discretionary funds; and

WHEREAS, Smith Memorial A.M.E. Church is an Alabama unincorporated religious association 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 Smith Memorial A.M.E. Church to help with the 100 turkeys giveaway for the citizens of their community for Saturday, December 18, 2021 in the parking lot, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,800.00 to Smith Memorial AM.E. Church for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory, the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory
Nays: None

MINUTES OF DECEMBER 7, 2021

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

RESOLUTIONS BEING INTRODUCED

AUTHORIZE CONSULTANT AGREEMENT WITH MAURIN ARCHITECTURE, P.C. FOR IMPROVEMENTS AT JAMES M. SEALS, JR. AND HACKMEYER PARKS; \$112,800.00.

The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 01-1074-2021

Sponsored by: Councilmembers Carroll & Daves and Mayor Stimpson

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 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: MAURIN ARCHITECTURE, P.C.

Project Name: JAMES M. SEALS, JR. PARK (District 2) –
COMMUNITY CENTER, BALLFIELD
RESTROOM/CONCESSIONS BUILDING AND SITE
DRAINAGE IMPROVEMENTS
and
HACKMEYER PARK (District 5) –
IMPROVEMENTS PHASE 2

Project Number: PR-041-20 / PR-034-21

Amount: \$ 56,530.00 – JAMES M. SEALS, JR. PARK (C0546)
\$ 56,270.00 – HACKMEYER PARK (C0541)
\$112,800.00 - TOTAL

APPROVE PURCHASE ORDER TO PROLOGIC ITS, LLC TO UPFIT NINE SUVS FOR MPD ADMINISTRATION, \$34,121.61. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 08-1075-2021

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>1939</u>	2022	(F7000) MOTOR POOL	UPFIT 9 TAHOE SUV ADMIN VEHICLES FOR MPD (SEALED BID 5579)	\$34,121.61	<u>(297124)</u> <u>PROLOGIC ITS</u> <u>LLC</u>

MINUTES OF DECEMBER 7, 2021

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. TO UPFIT 15 TAHOE SUVS FOR MPD; \$58,850.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 08-1076-2021

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>2343</u>	2022	(F7000) MOTOR POOL	UPFIT 15 TAHOE SUV PATROL VEHICLES FOR MPD (SEALED BID 5579)	\$158,850.00	<u>(290980) DANA SAFETY SUPPLY INC</u>

APPROVE THE TRANSFER OF \$1,000,000 FROM UNASSIGNED FUND BALANCE IN THE GENERAL FUND TO CAPITAL PROJECT BROOKLEY BY THE BAY. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 09-1077-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$1,000,000.00 be transferred from unassigned fund balance in the General Fund (Fund 1000) to Capital Improvements Fund (2000) Capital Project #C0660 Brookley By the Bay.

These funds will be used for expenditures relating to engineering and design of the property.

AUTHORIZE TRANSFER OF FUNDS FROM CAPITAL ACCOUNT, PUBLIC FACILITY IMPROVEMENT TO GRANT FUND 5309 (G-PDPORT20-CAPEQPT) IN SUPPORT OF THE FY20 PORT SECURITY GRANT PROGRAM TO ENHANCE SECURITY MEASURES AT THE MOBILE ALABAMA CRUISE TERMINAL; \$42,555.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 09-1078-2021

Sponsored by: Councilmember Carroll & Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$42,555.00 be transferred from the Public Facility Improvement Fund (C0019) to the Port Security Grant Fund (5309) (G-PDPORT20- CAPEQPT) General Ledger Number 53095309.93030. These funds will be used in conjunction with grant funds in the FY20 Port Security Grant to enhance security measures at the Mobile Alabama Cruise Terminal.

AUTHORIZE CONTRACT WITH H & H ELECTRIC CO., INC. FOR LED LIGHTING UPGRADES AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$188,350.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 21-1079-2021

MINUTES OF DECEMBER 7, 2021

Sponsored by: Councilmember Carroll and Mayor Stimpson

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 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: H & H ELECTRIC COMPANY, INC.

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER –
LED LIGHTING UPGRADES

Project Number: CN-042-21

Amount: \$188,350.00

AUTHORIZE CONTRACT FOR CONCESSION SERVICES FOR CONNIE HUDSON MOBILE REGIONAL SENIOR COMMUNITY CENTER. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 21-1080-2021

Sponsored by: Councilmember Jones and 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, a contract, by and between the City of Mobile and 1031 Meals, LLC for three years, to provide food and beverage concession services for the Connie Hudson Mobile Regional Senior Community Center, 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 CONTRACT WITH C. THORNTON, INC. FOR HILLSDALE DRAINAGE DITCH NO.1; \$250,337.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 21-1081-2021

Sponsored by: Councilmember Gregory & Mayor Stimpson

WHEREAS, bids for drainage and roadway improvements for district 7 were received and opened on October 6, 2021.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from C. Thornton, Inc., in the amount of \$250,337.00.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by C. Thornton, Inc.

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: C. Thornton, Inc.

Project Name: Hillsdale Drainage Ditch No. 1
Hillsdale Heights Subdivision (D7)

MINUTES OF DECEMBER 7, 2021

Project Number: 2019-3005-16

Amount: \$250,337.00

AUTHORIZE CONTRACT WITH ESPALIER, LLC FOR DESIGN OF A NEW SYNTHETIC ATHLETIC FIELD AT MATTHEWS PARK; \$122,473.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 21-1082-2021

Sponsored by: Councilmembers Reynolds & Daves and Mayor Stimpson

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 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: ESPALIER, LLC

Project Name: MATTHEWS PARK
SYNTHETIC ATHLETIC FIELD “A”

Project Number: PR-022-21

Amount: \$122,473.00

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MYRA J. DARRINGTON, D/B/A SCOTT’S CARRIER, LLC, TO OPERATE A SEDAN SERVICE. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 37-1083-2021

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Myra J. Darrington, d/b/a Scott’s Carrier, LLC, for a Certificate of Public Convenience and Necessity to operate a sedan service is hereby approved. A copy of said application is on file in the office of the City Clerk.

APPROVE ADDENDUM TO ORIGINAL AGREEMENT WITH AXON ENTERPRISES, INC.; \$378,875.00. The following resolution was held over until the regular meeting of December 14, 2021.

RESOLUTION: 01-1084-2021

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 and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Addendum to the original Agreement dated April 15, 2021, between City of Mobile and Axon Enterprises, Inc., as outlined in Addendum No. 1 attached hereto and made a part hereof as though set forth in full herein. A copy of said agreement is on file in the office of the City Clerk.

ANNOUNCEMENTS:

Councilmember Reynolds stated that he rode in the Tillman’s Corner Christmas Parade and the event was well attended.

MINUTES OF DECEMBER 7, 2021

Councilmember Penn announced that the District 1 Christmas party will be held at the Kiwanis Boys and Girls Club on December 8, 2021 at 6:00 p.m.

Councilmember Jones congratulated Vigor High School on their State 4A Football Championship.

Councilmember Jones reported that the Mobile Tennis Center hosted tennis tournaments with participants from nine states this past weekend.

Councilmember Carroll encouraged citizens to attend the Roll Mobile Jingle this weekend.

Councilmember Carroll encouraged girls to sign up for the Parks and Recreation Department's girls' basketball team.

Councilmember recognized Pastors Martin Lue and Michael Jackson in their mission to stop gun violence in Mobile.

Councilmember Daves provided comments about the attack on Pearl Harbor in honor of the 80th anniversary.

Councilmember Gregory reminded citizens that the District 7 Christmas meeting will be held at the Mobile Museum of Art on December 7, 2021, at 6:00 p.m.

Councilmember Gregory provided updates on the progress of the Zeigler Boulevard widening project.

Councilmember Gregory mentioned she participated in a surprise drive-by birthday celebration for Joyce Chavers, President of the Mobile Terrace Community Action Group.

Councilmember Gregory stated she and Shonnda Smith, Director Parks and Recreation Department, met with senior citizens at the Hillsdale Recreation Center and discussed changes and improvements for the facility.

Councilmember Small invited residents to a "Day in District Three" which will be held on December 11, 2021 at 9:00 a.m. The Christmas parade will also take place on this day.

Councilmember Small shared that a community holiday event at Palmer Pillians Middle School will be held on December 14, 2021 at 2:00 p.m.

Councilmember Jones moved to adjourn the meeting, which move was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:40 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK