

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 30, 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, November 30, 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, NOVEMBER 30, 2021

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

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

Councilmember Small, District 3, 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 23, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson stated that he and Councilmember Carroll attended a ground breaking ceremony for the rehabilitation project on Texas Street this past weekend.

Mayor Stimpson shared that the Public Works Department is coordinating a project with the Alabama Department of Transportation and Alabama Power to replace all the lights on the interstate.

Mayor Stimpson reported that the Parks and Recreation's Iron Bowl block party was a success.

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Mayor Stimpson announced two upcoming events on Saturday, December 4, 2021. The Mobile Animal Services Group is hosting a "Howlidays Adoption Event" from 11:00 a.m.- 3:00 p.m. and a "Holiday Bazaar" from 10:00 a.m. – 2:00 p.m. at Cooper Riverside Park.

PRESENTATIONS BY THE COUNCIL:

Councilmember Gregory introduced John Mason a student from Faith academy who was present to observe government interactions for a school project.

ADOPTION OF THE AGENDA:

Councilmember Gregory 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:

Request of Yvette Young, Revitalize DIP, for a waiver of the Noise Ordinance in the 2900 block of DIP & Gulfdale Drive on December 11, 2021, from 10:00 a.m. - 1:00 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.

Request of Nicole Riis for a waiver of the Noise Ordinance at 310 S. Georgia Avenue on December 18, 2021, from 6:30 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.

PUBLIC HEARINGS:

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 4459 GOVERNMENT BOULEVARD (SOUTHEAST CORNER OF GOVERNMENT BOULEVARD & DEMETROPOLIS ROAD) FROM B-2 TO B-3 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 4459 Government Boulevard (southeast corner of Government Boulevard & Demetropolis Road from B-2 to B-3, 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.

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PUBLIC HEARING TO DECLARE THE STRUCTURE AT 657 DONALD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 657 Donald Street a public nuisance and order it demolished, 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 DECLARE THE STRUCTURE AT 1000, F/K/A 1005 S. WASHINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1000, f/k/a 1005 S. Washington Avenue a public nuisance and order it demolished, 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:

AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, addressed resolutions 01-1046, 01-1047, 08-1048 and 08-1062.

NON-AGENDA ITEMS:

None.

ORDINANCES HELD OVER:

ORDINANCE TO REZONE PROPERTY LOCATED AT 162 AND 186 EAST DRIVE FROM R-1 TO R-2. The following ordinance, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

ORDINANCE: 64-039-2021

Sponsored by: Councilmember Jones

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 12, KOHN DIVISION OF WESTERN HILLS, AS RECORDED IN MAP BOOK 3, PAGE 390, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY,

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ALABAMA AND LOT 11, BLOCK 1, KOHN SUBDIVISION OF WESTERN HILLS, AS RECORDED IN MAP BOOK 3, PAGE 432, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY, ALABAMA

The classification of said property is hereby changed from R-1, Single-Family Residential District, to R-2, Two-Family Residence 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 subject to the following conditions:

(a) The property shall only be used for the construction of not more than twenty-three (23), detached, single-family residences. Each residence shall be constructed of brick, have an enclosed, attached garage and shall fully comply with the terms and conditions of the judgment dated October 14, 2021 in the case styled Banerjee v. City of Mobile, CV-19-900732 in the Circuit Court of Mobile County, Alabama and attached hereto.

(b) The plans for any structure or building sought to be erected on said property shall comply 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.

(c) No lot or parcel of land herein above described shall be used for any purpose except detached, single-family residences as described herein, and that there be full compliance with all municipal codes and ordinances, including the subdivision regulations.

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

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA

BANERJEE ABHISHEK,	)	
Plaintiff,	)	
	)	
V.	)	Case No.: CV-2019-900732.00
	)	
CITY OF MOBILE,	)	
MANZIE LEVON,	)	
RICH BESS,	)	
SMALL C. J. ET AL,	)	
Defendants.	)	

CONSENT JUDGMENT

This matter having been reported as settled, the parties hereby agree to the entry of the following consent judgment:

1. The Defendant City Council shall, within 30 days from the date of this order, adopt an ordinance in substantial form as the ordinance attached as Exhibit 1 to this judgment rezoning of Plaintiffs' property from R-1 to R2 (as recommended by the Mobile Planning Commission). Said rezoning shall be subject to the condition that the property may only be used for the development of a subdivision consisting of not more than 23 single family homes (with a green space located on one of the lots depicted on the site plan as lots 10 through 15). Further, the homes shall generally conform to the materials and specifications set forth in the attached Exhibit 2.

2. The Plaintiff shall, within 30 days from the date of this order make application to the Planning Commission for a subdivision and Planned Unit Development consistent with the approvals previously granted by the Planning Commission and consistent with the conditions set forth in paragraph one of this order.

3. The-Plaintiffs shall not pursue a connection of the 50' ROW hammerhead to the street to the north, and shall comply with all other conditions that may lawfully be Imposed by the Planning Commission.

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DONE this 14th day of October, 2021.
/s/S. WESLEY PIPES, CIRCUIT JUDGE

EXHIBIT 1

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 MODILE 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 12, KOHN DIVISION OF WESTERN HILLS, AS RECORDED IN MAP BOOK 3, PAGE 390, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY, ALABAMA AND LOT 11, BLOCK 1, KOHN SUBDIVISION OF WESTERN HILLS, AS RECORDED IN MAP BOOK 3, PAGE 432, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY, ALABAMA

The classification of said property is hereby changed from R-1, Single-Family Residential District, to R-2, Two-Family Residence 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 subject to the following conditions:

(a) The property shall only be used for the construction of not more than 23 single family residences and shall be in full compliance with the terms and conditions of the judgment dated 2021 in the case styled Banerjee v. City of Mobile, CV-:19-900732 in the Circuit Court of Mobile County, Alabama and attached hereto.

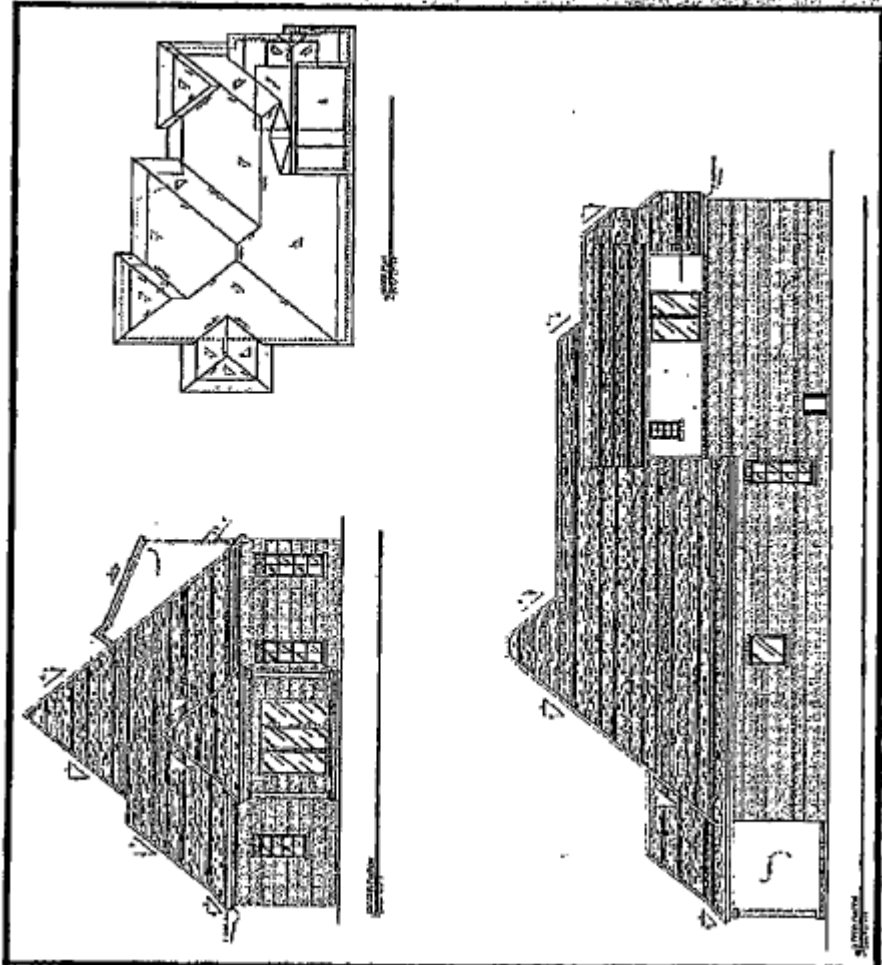
(b) The plans for any structure or building sought to be erected on said property shall comply with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws.

(c) No lot or parcel of land herein above described shall be used for any use except single family residential, and that there be full compliance with all municipal codes and ordinances, including the subdivision regulations.

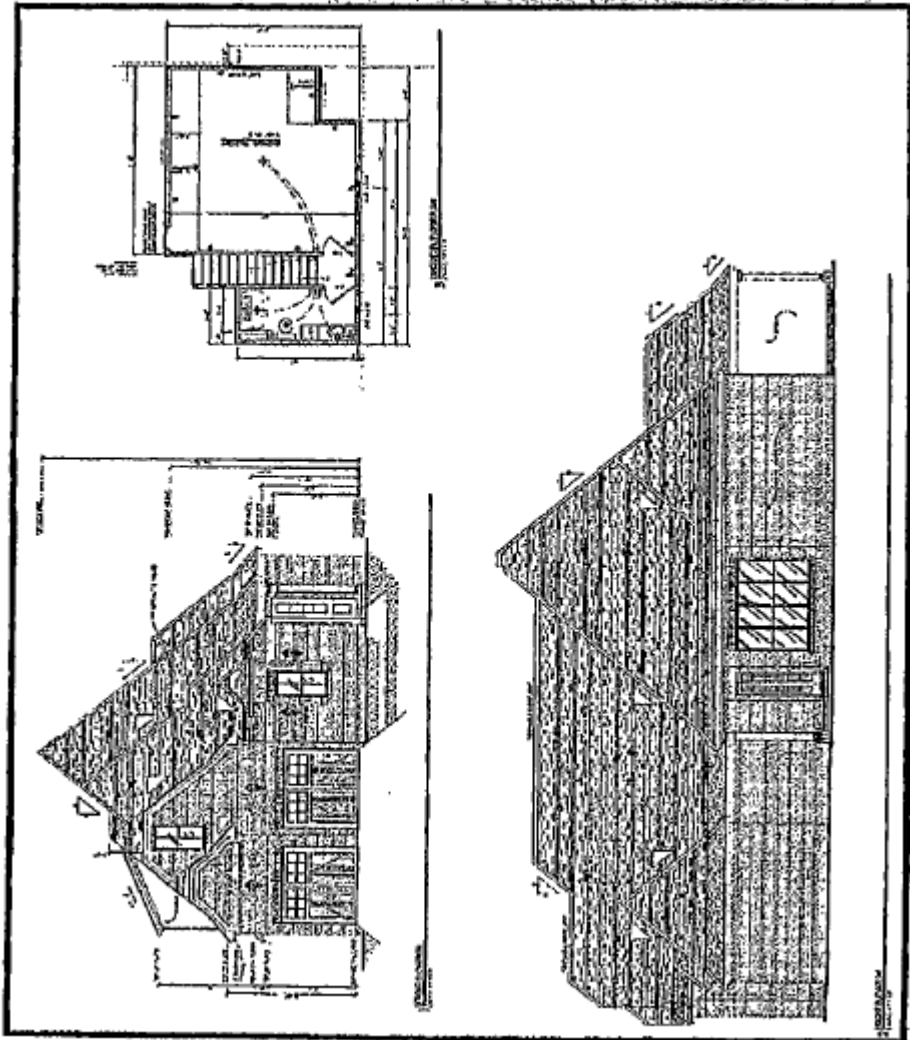
Section Two: This Ordinance shall be in force and effect from and after its adoption and publication.

EXHIBIT 2:

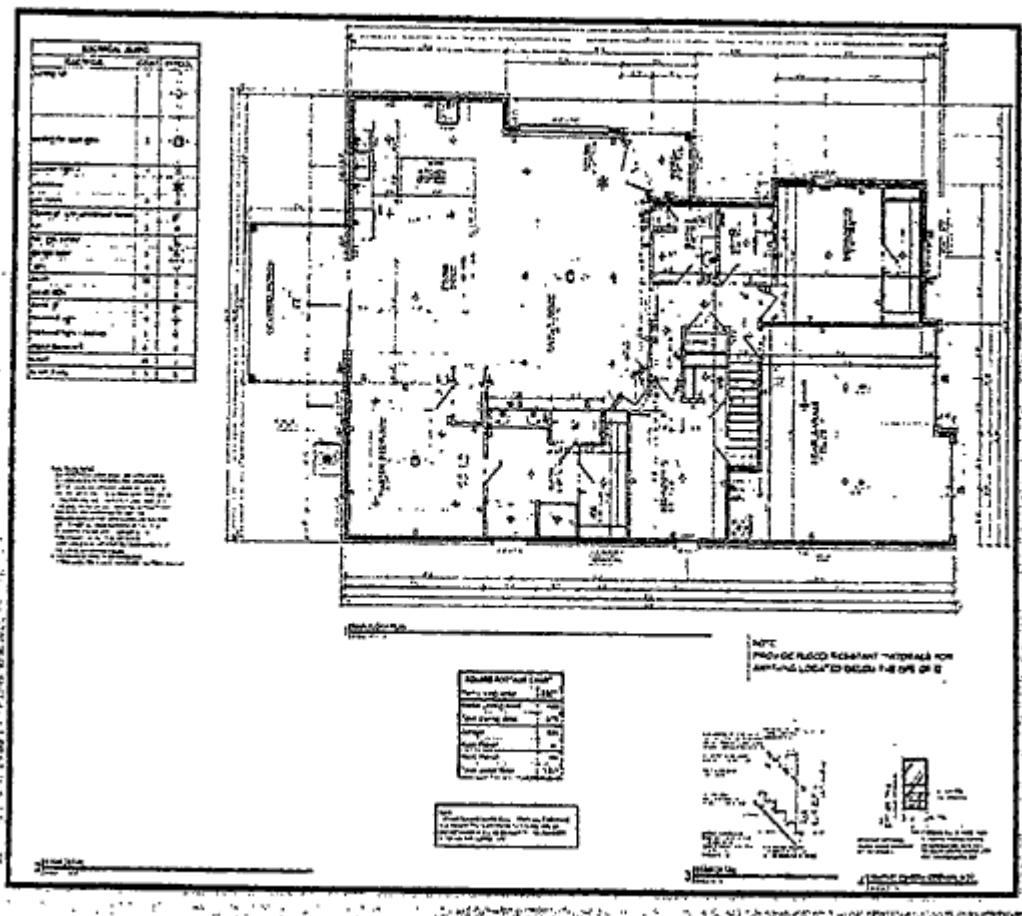
Sample Rear Elevation



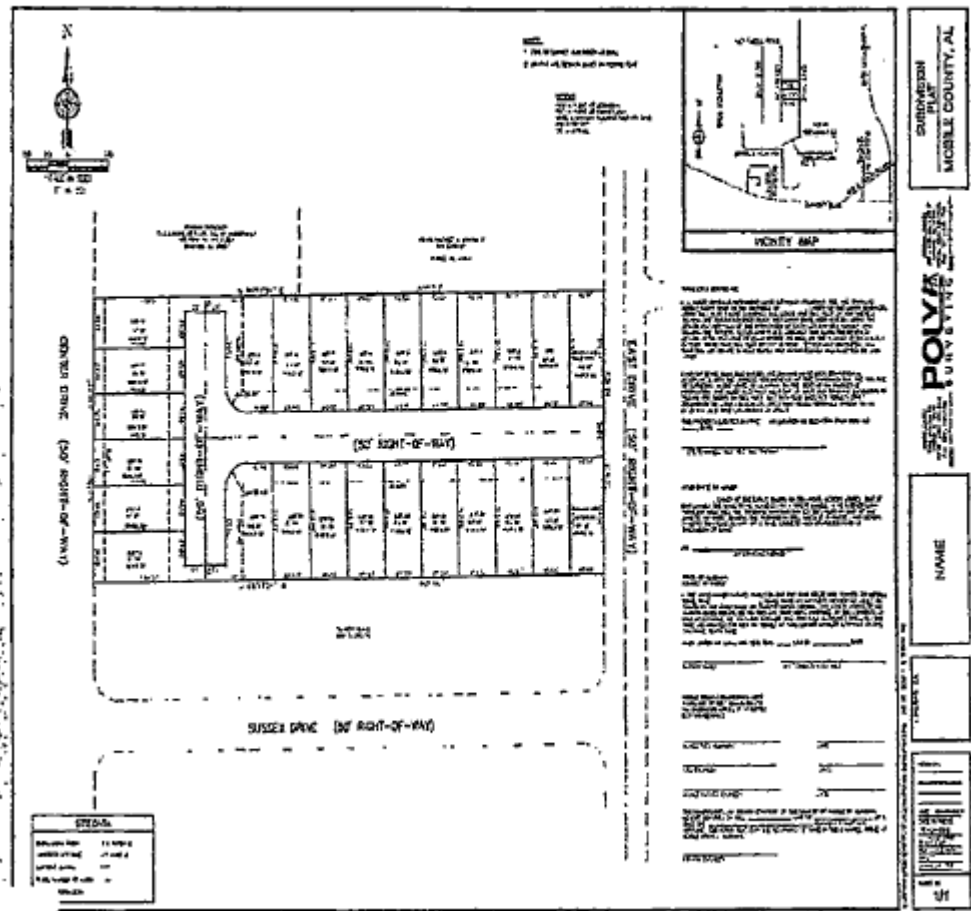
Sample Front Elevation



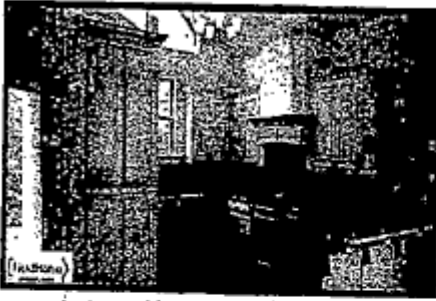
Sample floor plan



Neighborhood Plan – 24 lots

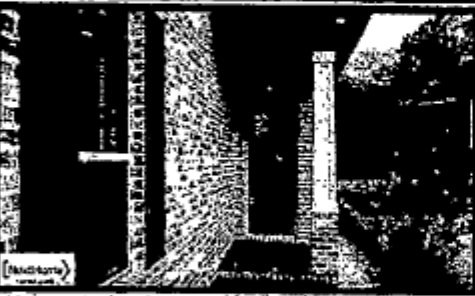


Lets look at the interior of the homes



- Desirable open floor plan
- Porcelain tiles
- Granite Countertops
- Custom cabinetry
- Hardwood floors
- Vaulted/Tray ceilings
- Smart home lighting and controls
- Crown molding
- Walk-in closets
- Double vanity with custom marble shower
- Jetted tubs

Villas at Springhill will have

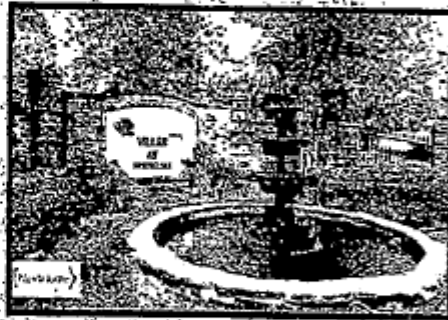


- 1800 sqft – 2300 sqft floor plan homes.
- Desirable open floor plan with large windows for natural lights
- Beautiful French country style design as depicted
- Exterior construction : Brick
- 10 ft ceiling height in main areas
- 3 to 4 bedroom
- Wood fencing at the rear/back yard
- 2 Car garage with additional space in front for parking spot for 2 additional cars
- Complementing the elegant master bedroom is a stylish tray ceiling and a luxurious master bath that includes dual vanities, a 6' free-standing tub, a glass enclosed marble shower, and a fantastic walk-in closet.
- Custom cabinets in kitchen complete with island and massive walk-in pantry

Welcome to the Villas at SpringHill



- Strictly managed HOA
- NO street parking
- HOA managed professional Landscaping including water fountain
- High credit rating requirement for tenants
- HOA mandated no sub leasing clause



The ordinance was read by the City Clerk; whereupon Councilmember Daves moved that the ordinance 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 ordinance adopted.

ORDINANCE TO REZONE PROPERTY LOCATED AT THE SOUTH TERMINUS OF BOWDEN ROAD FROM R-1, RESIDENTIAL-AGRICULTURAL DISTRICT, TO I-1, LIGHT INDUSTRY DISTRICT. The following ordinance, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

ORDINANCE: 64-040-2021

Sponsored by: Councilmember Reynolds

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:

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THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 26,
TOWNSHIP 5 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA

The classification of said property is hereby changed from R-A, Residential-Agricultural District, to I-1, Light 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-1, Light 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-1, Light 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 Reynolds moved that the ordinance be adopted, which was seconded by Councilmember Daves 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.

CONSENT RESOLUTIONS HELD OVER:

DECLARE THE STRUCTURE AT 1162 CONGRESS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of November 2, 2021, held over until the regular meetings of November 17 & 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 40-986-2021

Sponsored by: Councilmember Carroll

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1162 Congress Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 5, 7, 8, 14 and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1162 Congress Street described as:

PT LOT 1 & 2 BLK 25 CAMP GROUND TRT MBK 1/12 BEG 25 FT E OF NE INT CONGRESS ST & CLAY ST TH CONT E 39 FT N 125 FT W 39 FT(S) S 125 FT TO PT OF BEG #SEC 40 T4S R1W #MP29 06 40 0 004

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Parcel Number: 29 06 40 0 004 456

Last Assessed to: LOYD DAVID

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be tabled, which was seconded by Councilmember Daves. Following comments by Councilmember Carroll 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 tabled.

RESOLUTIONS HELD OVER

AUTHORIZE A MASTER SERVICE AGREEMENT WITH VOLKERT, INC. FOR TIF DISTRICT STREETScape IMPROVEMENTS PROJECT; \$1,000,000.00. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 01-1046-2021

Sponsored by: Mayor Stimpson

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, for and on the behalf of the City of Mobile, an Alabama municipal corporation (the "OWNER") a Master Services Agreement with Volkert, Inc. (the "CONSULTANT") to perform certain professional project management, planning, programming, engineering and construction engineering and inspection services for the TIF District Streetscape Improvements Project (the "Work") as outlined in the agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said executed agreement will be on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn. Following comments by Councilmembers Carroll and 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.

AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH MOBILE COUNTY COMMISSION FOR PLANNING & DESIGN OF THE AFRICATOWN WELCOME CENTER; \$150,000.00. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

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RESOLUTION: 01-1047-2021

Sponsored by: City Council 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 they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Intergovernmental Agreement with Mobile County whereby Mobile County agrees to contribute \$150,000.00 to the City for planning and designing the Africatown Welcome 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.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 FOR FUEL FOR VARIOUS LOCATIONS. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1048-2021

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>296</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$21,523.10	(279229) PETROLEUM TRADERS CORPORATION
<u>301</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,242.25	(279229) PETROLEUM TRADERS CORPORATION
<u>306</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$21,358.50	(279229) PETROLEUM TRADERS CORPORATION
<u>311</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$21,358.50	(279229) PETROLEUM TRADERS CORPORATION
<u>316</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,358.50	(279229) PETROLEUM TRADERS CORPORATION
<u>317</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$21,358.50	(279229) PETROLEUM TRADERS CORPORATION

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<u>321</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>322</u>	2022	(2050) EQUIPMENT SERVICES	4 th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 CONSOLIDATED ELECTRICAL DISTRIBUTORS FOR 80 POLYMER CONCRETE BOXES AND COVERS FOR ELECTRICAL, \$35,292.80.

The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1049-2021

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>1108</u>	2022	(2062) ELECTRICAL	80 QUAZITE POLYMER CONCRETE BOXES AND COVERS FOR ELECTRICAL (SEALED BID 5627)	\$35,292.80	(276540) <u>CONSOLIDATED</u> <u>ELECTRICAL</u> <u>DISTRIBUTORS</u>

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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.

AUTHORIZE CONTRACT AMENDMENT #5 WITH NEEL-SCHAFER, INC. FOR ENGINEERING SERVICES FOR MCGREGOR AVENUE WIDENING (AIRPORT BOULEVARD TO DAUPHIN STREET); \$50,125.00. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-1050-2021

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Sponsored by: Councilmember Daves and Mayor Stimpson

WHEREAS, the City entered into a contract dated March 26, 2013 with Neel-Schaffer, Inc. for engineering services on the project known as McGregor Ave. Widening, (Airport Blvd. to Dauphin St.) Project, City of Mobile Project No. 2013-202-07, ALDOT Project No. STPMP-7508 (600); and

WHEREAS, the design fee cost is to be shared between the City of Mobile (20%) and the Alabama department of Transportation (80%); and

WHEREAS, the Contract amount for the engineering services are based on fee negotiations between the City of Mobile & Alabama Department of Transportation with Neel-Schaffer, Inc., and whereas, the current contract amount includes the original contract and previous contract amendments and totals \$559,307.27; and

WHEREAS, the contract provides on Page 23, Exhibit D that additional services may become necessary or desirable and "payment for extra work will be negotiated by supplemental agreement", and Supplemental Agreement (No. 5), approved by the Alabama Department of Transportation, for professional engineering fees for design to adjust the amount of compensation to Neel-Schaffer, Inc. was negotiated, thereby increasing professional engineering fees by \$50,125.00 to a total of \$609,432.27; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Council does hereby authorize the additional fee of \$50,125.00, for a total of \$609,432.27, to be paid to Neel-Schaffer, Inc. for engineering services on the McGregor Ave. Widening, (Airport Blvd. to Dauphin St.) Project.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 THE THREE MILE CREEK HYDROLOGICAL RESTORATION PROJECT. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 23-1051-2021

Sponsored by: Councilmember Carroll and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts a Tax Deed from the State of Alabama as needed for the Mobile Bay Shore Habitat Conservation and Acquisition Initiative Phase II NFWF Task 6 – Pre-Implementation Activities: Three Mile Creek (Area 3) Master Services Agreement National Fish and Wildlife Foundation (NFWF) Gulf Environmental Benefit Fund (GEBF) Grant No. 58042 CITY PROJECT NO. 2020-2045-05.

SAID document being attached hereto and made a part hereof as fully as if set forth herein.

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

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

Nays: None

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

VACATE STREETS WITHIN THE CARONDOLET APARTMENT COMPLEX (4612 SPRINGHILL AVE.). The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 47-1052-2021

Sponsored by: Councilmember Gregory

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

1. The City Council does hereby vacate the public streets known as Carondolet Court South, Carondolet Court North, Carondolet Court East, Carondolet Court West, and a portion of Carondolet Court described as:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN N-00°-04'06"-E ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER OF SECTION 11, 454.46 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N-00° 04' 06"-E, 33.48 FEET TO A POINT; THENCE RUN N-89°56'28"-E, LEAVING SAID QUARTER SECTION LINE, 100.50 FEET TO A POINT; THENCE RUN ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 30.00 FEET, A CHORD OF N-44°35'25"-E 42.43 FEET, AN ARC DISTANCE OF 47.13 FEET TO A POINT; THENCE RUN S-00°07'04"-E, 99.62 FEET TO A POINT; THENCE RUN ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 30.00 FEET, A CHORD OF N-45°37'24"-W 41.98 FEET, AN ARC DISTANCE OF 46.49 FEET TO A POINT; THENCE RUN N-00°01'31"-W, 6.50 FEET TO A POINT; THENCE RUN S-89°58'29"-W, 100.52 FEET TO THE POINT OF BEGINNING.

and an unnamed street described as:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN N-00°-04'06"-E ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER OF SECTION 11, 195.00 FEET TO A POINT; THENCE RUN S-89°54'44"-E, LEAVING SAID QUARTER SECTION LINE, 225.49 FEET TO A POINT; THENCE RUN N-00°05'16"-E, 48.00 FEET TO A POINT; THENCE RUN S-89°54'44"-E, 149.96 FEET TO THE POINT OF BEGINNING; THENCE RUN N-00°09'11"-E, 51.76 FEET TO A POINT; THENCE RUN ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 24.98 FEET, A CHORD OF N-44°50'48"-W 35.34 FEET, AN ARC DISTANCE OF 39.26 FEET TO A POINT; THENCE RUN N-00°08'29"-E, 5.00 FEET TO A POINT; THENCE RUN N-89°51'28"-E, 59.94 FEET TO A POINT; THENCE RUN ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 462.81 FEET, A CHORD OF N-87°36'09"-E 37.57 FEET, AN ARC DISTANCE OF 37.58 FEET TO A POINT; THENCE RUN S-05°07'14"-E, 4.99 FEET TO A POINT; THENCE RUN ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET, A CHORD OF S-42°11'44"-W 34.03 FEET, AN ARC DISTANCE OF 37.43 FEET TO A POINT; THENCE RUN S-00°09'50"-W, 53.49 FEET TO A POINT; THENCE RUN N-89°44'42"-W, 49.92 FEET TO THE POINT OF BEGINNING.

Said streets and right of ways being located within and adjacent to the Carondolet Apartments complex located at 4612 Springhill Ave., Mobile, AL 36608, and all being within the SE 1/4 of Section 11, T4S, R2W, City of Mobile, Mobile County, Alabama.

2. The following are the owners of all abutting lots or parcels of land to the streets being vacated:

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a. Spring Hill Holding, LLC is the owner of the Carondolet Apartments composed of the properties known as Mobile County Revenue Commission Key Nos. 435639, 435602, 1662935, 1662926, 435620 and 435611.

b. Geneva Gayles is the owner of a metes and bounds parcel abutting Carondolet Court North, pursuant to deed dated May 16, 2014 and recorded in Book 7154, Page 1262, of the records in the Office of the Judge of Probate of Mobile County, Alabama.

c. The City of Mobile is the owner of the property known as Mobile County Revenue Commission Key No. 434435.

d. Paul D. Carr is the owner of the property known as Mobile County Revenue Commission Key No. 1821930.

e. Kismet Investment, LLC, is the owner of the property known as Mobile County Revenue Commission Key No. 1860267.

3. There are no owners of other lots or parcels of land which will be cut off from access by virtue of the vacation of these public streets or otherwise denied reasonable and convenient way to a public road.

4. The City Council specifically finds that it is in the interest of the public that Carondolet Court South, Carondolet Court North, Carondolet Court East, Carondolet Court West, and the other rights of way and streets described hereinabove be vacated and the City Clerk is hereby instructed to file a copy of this Resolution with the Judge of Probate of Mobile County. Notice of the vacation of these streets has been given to all abutting property owners and to any entity known to have facilities or equipment such as utility lines, both aerial and buried, within the public right-of-way of the streets to be vacated. Any such entities with utility lines, equipment or facilities in place at the time of this vacation, shall have the right to continue to maintain, extend and enlarge their lines, equipment and facilities to the same extent as if the vacation had not occurred.

5. A copy of this Resolution shall be published once in a newspaper of general circulation in Mobile County no later than fourteen (14) days after the adoption of this Resolution.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – BURKETT. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-1053-2021

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 Shilpa Burkett, 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.

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The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – BRACY. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-1054-2021

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 Benjamin Bracy, 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.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – CARIGLINO. The following resolution, which was introduced and read at the regular meeting of November 23, 2021 and held over until the regular meeting of November 30, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-1055-2021

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 Kathryn Cariglino, 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.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Penn 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.

MINUTES OF NOVEMBER 30, 2021

ORDINANCES BEING INTRODUCED:

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 was held over until the regular meeting of December 7, 2021.

ORDINANCE: 64-041-2021

Sponsored by: Councilmember Carroll

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.

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 37-1058 through 03-1066 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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS II LICENSE FOR CYNTHIA'S PACKAGE STORE, LLC. The following resolution was introduced by Councilmember Gregory.

MINUTES OF NOVEMBER 30, 2021

RESOLUTION: 37-1058-2021

Sponsored by: Councilmember Gregory

BE IT 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: Lounge Retail Liquor Class II
(Package Store)

Submitted by: Cynthia's Package Store, LLC

Location: Cynthia's Package Store, LLC
5701 Z Moffett Road
Mobile, AL 36618

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (ON/OFF PREMISE) LICENSE FOR NOVA ESPRESSO, LLC. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-1059-2021

Sponsored by: Councilmember Carroll

BE IT 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: Retail Beer/Table Wine (On/Off Premise)

Submitted by: Nova Espresso, LLC

Location: Nova Espresso
306 St. Anthony Street
Mobile, AL 36603

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

DECLARE THE STRUCTURE AT 657 DONALD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

MINUTES OF NOVEMBER 30, 2021

RESOLUTION: 40-1060-2021

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 657 DONALD STREET has been found by the code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 3, 4, 5, 8 and 14; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure as 657 DONALD STREET described as:

LOT 3 BLK A KELLEY SUBDIV M BK 4/468 #SEC 42 T4S R1W #MP29 07 42 0 001

Parcel Number: 29 07 42 0 001 120

Last Assessed to: MCCALL JACK S SR & KATHIE H

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama

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

DECLARE THE STRUCTURE AT 1000, F/K/A 1005 S. WASHINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 40-1061-2021

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1000 FKA 1005 S. WASHINGTON AVENUE has been found by the code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

MINUTES OF NOVEMBER 30, 2021

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 14 and 15; and

WHEREAS, the Mobile City Council has held a public hearing to determine whether said structure constitutes a public nuisance;

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure as 1000 FKA 1005 S. WASHINGTON AVENUE described as:

BEG AT IRON STAKE DRIVEN IN GROUND AT SE COR BROAD ST & GORGAS TH E ALG S/S GORGAS ST 51.6 FT TO IRON STAKE DRIVEN IN GROUND ON W/L WASHINGTON AVE TH SLY ALG W/S OF WASHINGTON AVE 184.5 FT TO IRON STAKE DRIVEN IN GROUND AT INT OF W/S WASINGTON AVE WITH E/S OF BROAD ST & TH NLY ALG E/S BROAD ST 176.5 FT TO PL OF BEG DBK 765/237 #SEC 37 T4S R1W #MP29 10 37 0 008

Parcel Number: 29 10 37 0 008 134

Last Assessed to: LADAS FAMILY LIMITED PARTNERSHIP, AN ALABAMA

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama

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

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER FOR FUEL FOR VARIOUS LOCATIONS. The following resolution was held over until the regular meeting of December 7, 2021.

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 NOVEMBER 30, 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 NOVEMBER 30, 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 NOVEMBER 30, 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

APPROVE PURCHASE ORDER TO MIDDLETON MARINE ENGINE SERVICE, INC. FOR FIREBOAT HAULOUT AND MAINTENANCE; \$53,918.12. The following resolution was held over until the regular meeting of December 7, 2021.

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:

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

UPDATE THE AMERICAN RESUCE PLAN FOR TOURISM ASSISTANCE. The following resolution was held over until the regular meeting of December 7, 2021.

RESOLUTION: 31-1064-2021

Sponsored by: Mayor Stimpson

MINUTES OF NOVEMBER 30, 2021

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.

ACCEPT DEED FOR RIGHT-OF-WAY FOR THE MCGREGOR AVENUE WIDENING PROJECT (AIRPORT BOULEVARD TO DAUPHIN STREET). The following resolution was held over until the regular meeting of December 7, 2021.

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.

MINUTES OF NOVEMBER 30, 2021

ANNOUNCEMENTS:

Councilmember Carroll expanded on the Mayor's comments regarding the ground breaking on Texas Street.

Councilmember Carroll shared information about the City of Mobile's various basketball programs.

Councilmember Jones introduced Derico Davis, a former student from Murphy High School, who is seeking a career in government.

Councilmember Penn invited girls in the Mobile area who want to play basketball to sign up with the Parks and Recreation Department.

Councilmember Penn invited the public to the Floretta Fortune Walking Trail ribbon cutting at the Michael Figures Park and Community Center on December 1, 2021, at 4:15 p.m.

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

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 announced that a Public Safety Committee Meeting will be held on December 14, 2021.

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 Pillans Middle School will be held on December 14, 2021 at 2:00 p.m.

Mayor Stimpson mentioned that he and Councilmember Carroll paid tribute to former Councilmember Manzie at the ground breaking for Texas Street.

Mayor Stimpson shared that Mobile has installed virtual courtrooms in the Municipal Court that was featured on the national news.

Councilmember Small announced that tomorrow is the deadline to receive resumes for part-time Municipal Court judges.

Councilmember Gregory moved to adjourn the meeting, which move was seconded by Councilmember Reynolds 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 11:09 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK