

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 19, 2019

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 19, 2019, at 9:00 a.m.

Present:

Chairman: Small
Councilmembers: Richardson, Williams, Daves, Rich and Gregory
Absent: Manzie

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: November 26, 2019

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 19, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday November 19, 2019, at 10:30 a.m., in regular meeting.

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

Reverend Charlotte Greene, President of the Interdenominational Ministerial Alliance, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Manzie
Councilmembers: Richardson, Small, Daves, Rich 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 meetings of November 14, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson gave statements in support of Resolutions 02-984, 02-985 and 02-986.

ADOPTION OF THE AGENDA:

Councilmember Small moved to adopt the agenda, which move was seconded by Councilmember Richardson.

Councilmember Daves then moved to take Resolutions 02-984, 02-985 and 02-986 out of order, ahead of Appeals, which move was seconded by Councilmember Rich and the vote was as follows:

Ayes: Richardson, Manzie, Small, Williams, Daves, Rich and Gregory

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Nays: None

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

RESOLUTIONS HELD OVER:

DECLARE THE PUBLIC GOOD REQUIRES CERTAIN TERRITORY BE BROUGHT INTO THE CITY OF MOBILE (SCHILLINGER CORRIDOR). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 30, 2019 and held over until the regular meetings of November 4 and 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 02-984-2019

Sponsored by: Mayor Stimpson

A RESOLUTION DECLARING THAT THE PUBLIC GOOD REQUIRES THAT CERTAIN TERRITORY SHALL BE BROUGHT WITHIN THE LIMITS OF THE CITY OF MOBILE PURSUANT TO AND IN ACCORDANCE WITH TITLE 11, CHAPTER 42, ARTICLE 3, OF THE CODE OF ALABAMA (SCHILLINGER CORRIDOR)

WHEREAS, § 11-42-41 of the Code of Alabama provides that a city council may pass a resolution to the effect that the public health or public good requires that certain territory shall be brought within the limits of a city; and,

WHEREAS, § 11-42-43 of the Code of Alabama provides that upon passage of such a resolution by a council and certification by a mayor, the Judge of Probate must make and enter an order directing and ordering an election to be held by the qualified electors residing within the territory proposed to be brought within the limits of the city; and,

WHEREAS, § 11-42-47 of the Code of Alabama provides that each qualified voter who has resided within the boundaries of the territory proposed to be brought into the city for three months next preceding the election may vote at such election; and,

WHEREAS, a large number of qualified voters who reside within the boundaries of the territory described below have evidenced their desire to have such territory brought within the boundaries of the City of Mobile; and,

WHEREAS, the City Council of the City of Mobile desires to take the appropriate action so that the voice of these residents is given effect by passing this resolution (the "Resolution") allowing these residents an opportunity to vote on the question of whether they desire for such territory to be brought within the boundaries of the City of Mobile, and so as to provide for the future economic well-being of these residents as well as all persons residing within the metropolitan Mobile area.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF MOBILE, THAT:

1. The public good requires that the following described territory shall be brought within the limits of the City of Mobile:

Beginning at the northeast corner of Lot 41, Block 6, Highland Park (Map Book 4, Page 380, Mobile County Probate Court); thence along the extension of the north line of said Lot 41, Block 6, Highland Park and the west line of the existing Mobile City Limits, run eastwardly, 60 feet, more or less, to the east line of Section 19, T4S-R2W; thence along said east line of said Section 19, T4S-R2W and continuing along said west line of the existing Mobile City Limits, run southwardly, 3404 feet, more or less, to the southeast corner of said Section 19, T4S-R2W; thence along the east line of Section 30, T4S-R2W and continuing along said west line of the existing Mobile City Limits, run southwardly, 127.7 feet to a point; thence departing said east line of Section 30, T4S-R2W, along the south right of way line of Pine Run Road and the continuation of the existing Mobile City

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limits, run southwestwardly, 611 feet, more or less, to the northeast corner of Lot 2, Pine Run, Unit One (Map Book 24, Page 63, Mobile County Probate Court); thence along the east line of said Pine Run, Unit One and along the continuation of the existing Mobile City Limits, run S 24°47'10" W, 150 feet to a point; thence continuing along said east line of said Pine Run, Unit One and said continuation of the existing Mobile City Limits, run as follows: S 67°09' W, 135.9 feet; S 31°04'14" E, 128.12 feet to the northeast corner of lot 18, Pine Run, Unit Two, Part "A" (Map Book 26, Page 54, Mobile County Probate Court); thence along the East line of said Pine Run, Unit Two, Part "A" and said continuation of the existing Mobile City Limits, run as follows: S 14°54' E, 231.12 feet; S 62°34'25" E, 265.17 feet; S 08°03'50" E, 220 feet; S 23°17'25" W, 125.48 feet; S 52°17'55" W, 130.09 feet; S 62°35'40" W, 240 feet; N 27°24'20" W, 15 feet; S 72°44'25" W, 79.59 feet to a point on the East line of Lot 14 of the aforementioned Pine Run, Unit One; thence continuing along said East line of Pine Run, Unit One and said continuation of the existing Mobile City Limits, run as follows: S 32°11'30" E, 102.62 feet; N 75°26'30" E, 58.99 feet; S 11°24'30" E, 120 feet; S 17°55' W, 91.83 feet; S 09°51' E, 108.75 feet; S 01°24'20" W, 60 feet; S 88°35'40" W, 30 feet; S 01°24'20" E, 120 feet to the northwest corner of Lot 2, Covenant Subdivision (Map Book 60, Page 83, Mobile County Probate Court); thence along the north line of Lot 2, Covenant Subdivision and said continuation of the existing Mobile City Limits, run as follows: Southeastwardly, 609.05 feet, more or less; eastwardly, 284.5 feet, more or less to a point on the east line of the aforementioned east line of Section 30, T4S-R2W; thence continuing along said east line of Section 30, T4S-R2W and said continuation of the existing Mobile City Limits, run southwardly, 370 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits and along the south right of way line of Hitt Road (variable R/W) run westwardly, 736 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run southwardly, 495 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run southeastwardly, 80 feet, more or less to a point; thence along the continuation of the existing Mobile City Limits, run southwardly, 1075 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run southeastwardly, 245 feet to a point; thence along said continuation of the existing Mobile City Limits, run eastwardly, 213 feet, more or less, to a point on the west right of way line of Smithfield Road; thence along said west right of way line of Smithfield Road and said continuation of the existing Mobile City Limits, run southwardly, 20 feet, more or less to a point; thence along said continuation of the existing Mobile City Limits, run eastwardly, 207, feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run southwardly, 10,437 feet, more or less, to a point on the eastward extension of the North line of Darby Creek (Map Book 67, Page 71, Mobile County Probate Court); thence along said north line of Darby Creek and said continuation of the existing Mobile City Limits, run N 89°45'40" W, 480 feet, more or less, to the northeast corner of Lot 14 of said Darby Creek; thence along said continuation of the existing Mobile City Limits, run as follows: N 00°14'20" E, 45.00 feet; N 89°45'40" W, 159.53 feet; S 00°14'20" W, 45.00 feet to the northwest corner of said Lot 14, Darby Creek; thence continuing along said north line of Darby Creek and said continuation of the existing Mobile City Limits, run N 89°45'40" W, 10.99 feet to the northwest corner of Lot 15 of said Darby Creek; thence along the west line of said Darby Creek and said continuation of the existing Mobile City Limits, run S 02°17'22" W, 36.03 feet to a point; thence along said continuation of the existing Mobile City Limits, run as follows: S 89°43'10" W, 60 feet; S 02°17'22" W, 90 feet; N 89°43'10" E, 60 feet to a point on said West line of Darby Creek; thence along said west line of Darby Creek and said continuation of the existing Mobile City Limits, run as follows: S 01°27'57" W, 266.59 feet; S 01°01'35" W, 80.84 feet; S 00°07'02" W, 87.42 feet; S 00°57'45" W, 115.08 feet; S 01°36'24" W, 118.31 feet; S 00°19'56" E, 264.37 feet to the southwest corner of Darby Creek; thence along the south line of Darby Creek and said continuation of the existing Mobile City Limits, run S 89°41'50" E, 666.3 feet to a point on the east line of Section 7, T5S-R2W; thence along said east line of Section 7, T5S-R2W and said continuation of the existing Mobile City Limits, run southwardly, 2676 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run as follows: westwardly, 2698 feet, more or less; northwardly, 915 feet, more or less; westwardly, 1317 feet, more or less; southwardly, 666 feet, more or less; westwardly, 660 feet, more or less; southwardly, 645 feet, more or less; Eastwardly, 657 feet, more or less; southwardly, 678 feet, more or less; eastwardly, 4026 feet, more or less; southwardly, 1339 feet, more or less to a point on the south line of Section 7, T5S-R2W; thence departing from said the existing Mobile City Limits, run westwardly along said south line of

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Section 7, T5S-R2W and along the south line of Section 12, T5S-R3W, a distance of 7870 feet, more or less, to a point on the east right of way line of Leroy Stevens Road; thence along said east right of way line of Leroy Stevens Road, run northwardly, 660 feet, more or less, to a point on the south line of the northwest Quarter of the southwest Quarter of the southeast Quarter of said Section 12, T5S-R3W; thence along said South line of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter of Section 12, T5S-R3W and along the South line of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter of said Section 12, T5S-R3W, run Westwardly, 752 feet, more or less, to the Southwest corner of said Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 12, T5S-R3W; thence along the West line of said Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 12, T5S-R3W, run Northwardly, 674 feet, more or less, to the Northwest corner of said Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 12, T5S-R3W; thence along said South line of the Northeast Quarter of the Southwest Quarter of Section 12, T5S-R3W, run Westwardly, 660 feet, more or less, to the Southwest corner of said Northeast Quarter of the Southwest Quarter of Section 12, T5S-R3W; thence along the West line of said Northeast Quarter of the Southwest Quarter of Section 12, T5S-R3W, run Northwardly, 1329 feet, more or less, to the Northwest corner of said Northeast Quarter of the Southwest Quarter of Section 12, T5S-R3W; thence along the North line of said Northeast Quarter of the Southwest Quarter of Section 12, T5S-R3W, run Eastwardly, 1385 feet, more or less, to a point on the aforementioned East right of way line of Leroy Stevens Road; thence along said East right of way line of Leroy Stevens Road, run Northwardly, 2007 feet, more or less, to a point on the extension of the North right of way line of Nugget Drive; thence along said North right of way line of Nugget Drive, run N 89°47'46" W, 492.62 feet, more or less, to the Southwest corner of Lot B, Resubdivision of Lot 2, Nelson Woods (PL 135, Page 110, Mobile County Probate Court); thence along the West boundary of said Resubdivision of Lot 2, Nelson Woods, run N 00°05'14" W, 629.86 feet to the Northwest corner of Lot A of Resubdivision of Lot 2, Nelson Woods; thence along the North boundary of said Lot A, Resubdivision of Lot 2, Nelson Woods, run S 89°49'54" E, 412.66 feet to a point on the West right of way line of Leroy Stevens Road; thence along said West right of way line of Leroy Stevens Road, run N 00°07'48" W, 1718.65 feet to the Northeast corner of Lot 7, A Resubdivision of Lots 1 thru 5 and Lots 40 & 41, Winchester Woods, Phase 1 (Map Book 60, Page 72, Mobile County Probate Court); thence along the North line of said Lot 7, A Resubdivision of Lots 1 thru 5 and Lots 40 & 41, Winchester Woods, Phase 1, run S 89°53'21" W, 262.30 feet to the Northwest corner of said Lot 7, A Resubdivision of Lots 1 thru 5 and Lots 40 & 41, Winchester Woods, Phase 1; thence along the West line of said A Resubdivision of Lots 1 thru 5 and Lots 40 & 41, Winchester Woods, Phase 1, the West line of Stevens Subdivision (Map Book 22, Page 47, Mobile County Probate Court), and the West line of Stevens Subdivision, First Addition (Map Book 22, Page 69, Mobile County Probate Court), run Northwardly, 579.5 feet, more or less, to the Southeast corner of Lot 2, Fairchild Estates (Map Book 58, Page 42, Mobile County Probate Court); thence along the South line of said Fairchild Estates, run S 88°17'21" W, 365.69 feet to the Southwest corner of said Fairchild Estates; thence along the West line of said Fairchild Estates, run N 00°18'01" W, 144.31 feet to the Northeast corner of Lot 64, "Twin Lakes", First Unit (Map Book 27, Page 5, Mobile County Probate Court); thence along the North line of said Lot 64, "Twin Lakes", First Unit, run N 89°56'46" W, 52.44 feet to a point the Northwest corner of said Lot 64, "Twin Lakes", First Unit; thence run Northwestwardly, 81.8 feet, more or less, to the Southeast corner of Lot 65 of said "Twin Lakes", First Unit; thence along the South line of said Lot 65, "Twin Lakes", First Unit, the South line of Lots 66 and 67 of said "Twin Lakes", First Unit, run S 89°15'47" W, 371.88 feet to the Southwest corner of Lot 67, "Twin Lakes", First Unit; thence along the West line of Lots 70 and 71 of said "Twin Lakes", First Unit, run S 03°59'31" W, 347.98 feet to the Southwest corner of said Lot 71, "Twin Lakes", First Unit; thence along the North line of Lots 75, 76 and 77 of said "Twin Lakes", First Unit, run N 87° 32'49" W, 223.15 feet to the Southeast corner of Lot 79 of said "Twin Lakes", First Unit; thence along the East line of said Lot 79, "Twin Lakes", First Unit, run N 15°30'01" E, 97.74 feet to a point; thence continuing along said East line of Lot 79, "Twin Lakes", First Unit and along the East line of Lot 80 of said "Twin Lakes", First Unit, run N 17°43'01" E, 91.62 feet to a point; thence continuing along said East line of Lot 80, "Twin Lakes", First Unit and along the East line of Lot 81 of said "Twin Lakes", First Unit, run N 08°15'41" E, 143.31 feet to the Southeast corner of Lot 82, "Twin Lakes", First Unit; thence along the South line of said Lot 82, "Twin Lakes", First Unit and along the South line of Lots 83 and 84 of said "Twin

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Lakes", First Unit, run S 89°15'47" W, 297.65 feet to the Southwest corner of said Lot 84, "Twin Lakes", First Unit; thence along the East right of way line of Pontchartrain Drive, run N 00°44'13" W, 52 feet to a point on the extension of the South line of Lot 7 of "Twin Lakes", First Unit; thence along said extension of the South line of Lot 7 of "Twin Lakes", First Unit, run Westwardly, 80 feet to a point on the West right of way line of Pontchartrain Drive; said point being the Southeast corner of said Lot 7, "Twin Lakes", First Unit; thence along the South line of said Lot 7, "Twin Lakes", First Unit and the South line of Lots 6, 5, 4, 3, 2 and 1 of said "Twin Lakes", First Unit, run as follows: S 89°15'47" W, 470 feet; S 79°35'40" W, 136.95 feet; S 76°27'31" W, 112.81 feet; S 67°31'48" W, 102.62 feet; S 62°21'12" W, 110.43 feet to the Southwest corner of said Lot 1, "Twin Lakes", First Unit; thence along the West line of said "Twin Lakes", First Unit, run N 00°01'11" E, 278 feet to the Northeast corner of Common Area 1, The Gardens of Cottage Hill, Phase Five (Map Book 113, Page 94, Mobile County Probate Court); said point being on the South right of way line of Cottage Hill Road; thence along said South right of way line of Cottage Hill Road, an extension of said South right of way line of Cottage Hill Road and continuing along said South right of way line of Cottage Hill Road, run S 89°14'40" W, 660.9 feet to the Northwest corner of Lot 122, The Gardens of Cottage Hill, Phase Four (Map Book 122, Page 67, Mobile County Probate Court); thence along the West line of said The Gardens of Cottage Hill, Phase Four and the West line of The Gardens of Cottage Hill, Phase One (Map Book 101, Page 51, Mobile County Probate Court), run S 00°07'09" W, 499.74 feet to the Northeast corner of Lot 7, D'Iberville Estates (Map Book 11, Page 136, Mobile County Probate Court); thence along the East boundary of said D'Iberville Estates, run as follows: S 89°14'40" W, 200 feet; N 00°01'20", 450 feet to the Northeast corner of Lot 1 of said D'Iberville Estates; said point on the South right of way line of 30 foot service road of Cottage Hill Road; thence along said South right of way line of 30 foot service road of Cottage Hill Road run S 89°14'40" W, 288.41 feet to the P.C. of a 24.70 foot radius curve having a central angle of 90°40'50" and being concave Southwardly; thence along the arc of said curve, run Southeastwardly, 39.09 feet to the P.T. of said curve; said point being on the West right of way line of D'Iberville Drive North; thence along said West right of way line of D'Iberville Drive North, run S 00°04'30" E, 199.70 feet to the Southeast corner of Lot B, Resubdivision of Lots 22 & 23, D'Iberville Estates (Map Book 122 Page 79, Mobile County Probate Court); thence along the South line of said Lot A, Resubdivision of Lots 22 & 23, D'Iberville Estates, run S 89°09'40" W, 200 feet to a point on the East line of Lot 1, Dix Subdivision, Resubdivision of Lots 1 and 2 (Map Book 112, Page 111, Mobile County Probate Court); thence along said East line of said Lot 1, Dix Subdivision, Resubdivision of Lots 1 and 2, run S 00°04'30" E, 338.2 feet to the Southeast corner of said Lot 1, Dix Subdivision, Resubdivision of Lots 1 and 2; thence along the South line of said Lot 1, Dix Subdivision, Resubdivision of Lots 1 and 2, run S 89°13'53" W, 824.55 feet to the Southwest corner of said Lot 1, Dix Subdivision, Resubdivision of Lots 1 and 2; thence run Westwardly, 80 feet, more or less, to the Southeast corner of Lot 1, Dix Subdivision, Unit Three (Map Book 121, Page 31, Mobile County Probate Court); thence along the South line of said Lot 1, Dix Subdivision, Unit Three, run S 89°36'44" W, 423.36 feet to the Southwest corner of said Lot 1, Dix Subdivision, Unit Three; thence along the West line of said Lot 1, Dix Subdivision, Unit Three and the West line of Lot 1, Dix Subdivision, Unit Two, Resubdivision of and Addition to Lot 2, Unit One (Map Book 97, Page 4, Mobile County Probate Court), run N 00°07'02" W, 602.67 to the Northwest corner of said Lot 1, Dix Subdivision, Unit Two, Resubdivision of and Addition to Lot 2, Unit One; thence run Northwardly, 90 feet, more or less, to a point on the North right of way line of Cottage Hill Road; said point being the P.C. of a 35.90 foot curve having a central angle of 80°32'16" and being concave Northwardly; thence along said North right of way line of Cottage Hill Road, run Southeastwardly along the arc of said curve a distance of 50.46 feet to the P.T. of said curve; said point being the Southwest corner of Lot 39, Quail Crossing, Phase I (Map Book 53, Page 111, Mobile County Probate Court); thence continuing along said North right of way line of Cottage Hill Road, run S 89°29'23" E, 179.50 feet to the Southwest corner of Lot 3, DLM Subdivision, Resubdivision of Lots 2 and 3 (Map Book 116, Page 31, Mobile County Probate Court); thence along the West line of said Lot 3, DLM Subdivision, Resubdivision of Lots 2 and 3, run N 00°15'02" E, 222.50 feet to the Northwest corner of said Lot 3, DLM Subdivision, Resubdivision of Lots 2 and 3; said point being on the South line of Lot 1, Dawes Pointe West II Subdivision (Map Book 127, Page 19); thence along the South line of said Lot 1, Dawes Pointe West II Subdivision, run N 80°36'23" W, 107.81 feet to the Southwest corner of said Lot 1, Dawes Pointe West II Subdivision; thence along the West line of said Lot 1, Dawes Pointe West

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II Subdivision, run N 03°07'12" E, 172.71 feet to the Northeast corner of said Lot 1, Dawes Pointe West II Subdivision; thence along the North line of said Lot 1, Dawes Pointe West II Subdivision, run N 82°37'06" W, 269.40 feet to the Southeast corner of Lot 15, Quail Crossing, Phase II (Map Book 58, Page 79, Mobile County Probate Court); thence along the West line of said Quail Crossing, Phase II, run N 00°15'37" E, 795 feet to the Northeast corner of lot 9 of said Quail Crossing, Unit II; said point being on the South line of a Common Area as shown on the plat of Spring Grove, Unit One (Map Book 104, Page 23, Mobile County Probate Court); thence along the South line of Spring Grove, Unit One, run S 89°54'24" W, 615.64 feet to the Southwest corner of said Common Area, Spring Grove, Unit One; thence along the West line of said Common Area, Spring Grove, Unit One, run as follows: N 40°41'40" E, 224.46 feet; N 25°52'56" E, 519.43 feet; N 42°22'30" E, 193.63 feet; N 34°55'49" E, 16.14 feet; N 41°59'36" E, 33.35 feet; N 21°34'39" E, 48.08 feet; N 09°23'58" E, 37.33 feet; N 00°39'38" W, 29.69 feet; N 06°49'21" W, 23.95 feet; N 11°57'39" W, 13.82 feet; N 03°08'30" W, 19.34 feet; N 13°25'26" E, 28.40 feet; N 05°05'37" W, 34.52 feet; N 26°57'09" E, 30.37 feet; N 02°05'36" W, 28.66 feet; N 07°39'45" E, 26.33 feet; N 00°53'19" W, 21.61 feet to a point on the South right of way line of Spring Grove North; thence along said South right of way line of Spring Grove North, run N 89°52'26" E, 66.02 feet to the Northeast corner of said Common Area, Spring Grove, Unit One; thence along the East line of said Common Area, Spring Grove, Unit One, run as follows: S 06°08'13" E, 23.62 feet; S 13°29'11" E, 35.17 feet; S 26°34'07" W, 24.77 feet; S 20°47'12" W, 34.49 feet; S 09°50'48" W, 61.16 feet; S 10°45'52" W, 16.69 feet; S 32°18'07" W, 22.83 feet; S 13°59'10" E, 27.02 feet; S 08°50'03" W, 23.64 feet; S 00°13'44" E, 20.60 feet; S 16°21'43" W, 31.17 feet; S 04°10'27" W, 25.99 feet; S 42°59'03" W, 26.24 feet; S 08°59'53" W, 38.35 feet; S 06°18'38" W, 25.06 feet; S 27°43'09" W, 23.92 feet; S 31°43'10" W, 10 feet; S 00°31'10" W, 141.70 feet; S 39°15'34" E, 126.39 feet to the Southwest corner of Lot 12 of said Spring Grove, Unit One; thence along the South line of said Lot 12, Spring Grove, Unit One and the South line of Lot 11 of said Spring Grove, Unit One, run S 83°18'03" E, 287.59 feet to a point on the West right of way line of Dawes Road; said point being on the arc of a 2825.03 foot radius curve that is concave Westwardly; thence along said West right of way line of Dawes Road, run Northwardly along the arc of said curve a distance of 17.5 feet, more or less, to a point; thence run N 02°28'31" E, 141.5 feet, more or less, to a point; thence run Eastwardly, 100 feet, more or less, to the Southwest corner of Lot 80, Irongate, Unit One (Map Book 64, Page 76, Mobile County Probate Court); thence along the boundary of said Irongate, Unit One, run as follows: N 89°24'E, 112 feet; N 81°31'08" E, 216.16 feet; S 00°03'41" E, 600.77 feet to the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 2, T5S-R3W; said point being on the North line of Randlett Trace, Resubdivision and Addition to Lots 1-7 (Map Book 85, Page 54, Mobile County Probate Court); thence along the North line of the Southwest Quarter of the Northeast Quarter of Section 2, T5S-R3W and the North line of Randlett Trace, Resubdivision and Addition to Lots 1-7, run S 89°52'05" W, 198.96 feet to the Northeast corner of Lot 1, Airport Manor, Resubdivision of Lots 1, 2 and 20 (Map Book 96, Page 120, Mobile County Probate Court); thence along the East line of said Lot 1, Airport Manor, Resubdivision of Lots 1, 2 and 20, run as follows: S 11°14'47" W, 90.35 feet; S 42°22'15" E, 95.62 feet; S 47°37'45" W, 129.78 feet to the Southeast corner of said Lot 1, Airport Manor, Resubdivision of Lots 1, 2 and 20; thence along the South line of said Lot 1, Airport Manor, Resubdivision of Lots 1, 2 and 20, run N 78°16'26" W, 14.37 feet to the Northwest corner of Lot 19, Airport Manor (Map Book 9, Page 275, Mobile County Probate Court); thence along the West line of said Lot 19, Airport Manor and an extension thereof, run S 08°51'40" W, 730 feet, more or less, to the Northwest corner of Lot 2, Capital Drive West Subdivision (Map Book 119, Page 72, Mobile County, Alabama); thence along the North line of said Capital Drive West Subdivision, run S 84°47'31" E, 204.94 feet to the Northeast corner of Lot 1 of said Capital Drive West Subdivision; thence run Eastwardly, 54 feet, more or less, to the Southwest corner of Lot 31 of said Airport Manor; thence along the South line of said Lot 31, Airport Manor, run Southeastwardly, 219.2 feet to the Southeast corner of said Lot 31, Airport Manor; thence along the East line of said Lot 31, Airport Manor, run Northwardly, 13.8 feet, more or less, to a point; thence run Eastwardly, 212 feet, more or less, to a point on the East line of Lot A, Dawes Point West No. 3 (Map Book 128, Page 85, Mobile County Probate Court); thence along said East line of Lot A, Dawes Point West No. 3, run S 00°49' 18" E, 15 feet, more or less, to a point on the extension of the South line of Lot 1, Randlett Trace, Resubdivision of Lot 26 (Map Book 96, Page 91, Mobile County Probate Court); thence along said extension of the South line of Lot 1, Randlett Trace, Resubdivision of Lot 26, run Eastwardly, 24.5 feet, more or less, to the

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Southwest corner of said Randlett Trace, Resubdivision of Lot 26; thence along the West line of said Randlett Trace, Resubdivision of Lot 26, run N 01°05' W, 252.17 feet to the Northwest corner of Lot 4, Randlett Trace, Resubdivision of Lot 26; thence along the North line of said Lot 4, Randlett Trace, Resubdivision of Lot 26, run N 85°29'40" E, 156.01 feet to a point; thence continuing along said North line of Lot 4, Randlett Trace, Resubdivision of Lot 26, run N 89°26'25" E, 150.00 feet to a the Northeast corner of said Lot 4, Randlett Trace, Resubdivision of Lot 26; said point being on the West right of way line of Randlett Trace; thence along said West right of way line of Randlett Trace, run S 00°01'47" E, 90 feet, more or less, to a point on the Westward extension of the South line of Lot 27, Randlett Park, First Sector (Map Book 38, Page 25, Mobile County Probate Court); thence along said Westward extension of the South line of Lot 27, Randlett Park, First Sector, along the South line of said Lot 27, Randlett Park, First Sector and along the South line of Lot 23 of said Randlett Park, First Sector and the Eastward extension thereof, run N 89°15' E, 535 feet, more or less, to a point on the East right of way line of Randlett Drive; said point being the Southwest corner of property known as Lot 2, Randlett Park, an unrecorded subdivision; thence along the South line of said Lot 2, Randlett Park, run N 89°55' E, 156.24 feet to a point on the West line of Chapel Hill (Map Book 77, Page 7, Mobile County Probate Court); thence along the West line of said Chapel Hill, run N 00°02'46" E, 1060 feet, more or less, to the Northeast corner of Lot 9, Randlett Park, Second Sector (Map Book 39, Page 91, Mobile County Probate Court); said point being on the South line of Carrington West (Map Book 67, Page 52, Mobile County Probate Court); thence along the South line of Carrington West, run S 89°52'05" W, 330 feet to the Southwest corner of said Carrington West; thence along the West line of said Carrington West, run N 00°04'07" E, 809.88 feet to a point on the South right of way line of O'Rourke Drive; thence along said South right of way line of O'Rourke Drive, run Eastwardly, 166.4 feet to a point; thence run Southeastwardly, 80 feet, more or less, to the P.C. of a 75 foot radius curve concave Southeastwardly; thence along said South right of way line of O'Rourke Drive, run Eastwardly, 526 feet, more or less, to the Northeast corner of Lot 31, Carrington Place, Ninth Addition (Revised) (Map Book 74, Page 79, Mobile County Probate Court); thence run Northwestwardly, 50 feet, more or less, to a point on the North right of way line of O'Rourke Drive; said point being the P.C. of a 25 foot radius curve concave Northwardly; thence along said North right of way line of O'Rourke Drive, run Northeastwardly, 116.87 feet to the Southwest corner of Lot 7 of said Carrington Place, Ninth Addition (Revised); thence along the West line of said Lot 7, Carrington Place, Ninth Addition (Revised), run N 12°11'45" E, 159.56 feet to the Northwest corner of said Lot 7, Carrington Place, Ninth Addition (Revised); said point being on the North line of Section 1, T5S-R3W; thence along said North line of Section 1, T5S-R3W, run S 89°31' E, 1916.71 feet to the Southeast corner of said Lot 15, Greenwood Estates, Unit One (Map Book 26, Page 28, Mobile County Probate Court); thence along the East line of said Greenwood Estates, Unit One, run as follows: N 03°04'E, 276.26 feet; S 88°28' E, 80.3 feet; N 06°13' W, 506.07 feet to the Northwest corner of Lot 13, Green Farmettes, Unit One (Map Book 17, Page 72, Mobile County Probate Court); thence along the North line of said Lot 13, Green Farmettes, Unit One and the Eastward extension thereof, run N 84°30'E, 493.30 feet to a point on the East right of way line of Leroy Stevens Road; thence along said East right of way line of Leroy Stevens Road, run Northwardly, 665 feet, more or less, to the Southwest corner of Lot 1, Yorkwood Estates (Map Book 18, Page 49, Mobile County Probate Court); thence along the South line of said Yorkwood Estates, run N 84°30' E, 1320.55 feet to the Southwest corner of Lot 13 of said Yorkwood Estates; thence continuing along said South line of Yorkwood Estates, run N 81°37" E, 799 feet, more or less, to the Northwest corner of Lot 1 of said Green Farmettes, Unit One; thence run Northwardly, 60 feet, more or less, to a point on the North right of way line of Yorkhaven Road; said point being the Southwest corner of Lot 18 of said Yorkwood Estates; thence along the West line of said Lot 18, Yorkwood Estates, run N 07°53' W, 900.18 feet to the Northwest corner of Lot 20 of said Yorkwood Estates; thence along the North line of said Lot 20, Yorkwood Estates and the South line of Lot 41, Magnolia Hills (Map book 9, Page 13, Mobile County Probate Court) run N 83°36'30" E, 530 feet, more or less, to a point on the West right of way line of Schillinger Road; thence along said West right of way line of Schillinger Road, run Northwardly, 3806 feet, more or less, to a point on the South line of the Northeast Quarter of the Southeast Quarter of Section 25, T4S-R3W; thence along said South line of the Northeast Quarter of the Southeast Quarter of Section 25, T4S-R3W, run Eastwardly, 1246 feet, more or less, to the Southwest corner of said Northeast Quarter of the Southeast Quarter of Section 25, T4S-R3W; thence along the West line of said Northeast

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Quarter of the Southeast Quarter of Section 25, T4S-R3W, run Northwardly, 1344 feet, more or less, to the Northwest corner of said Northeast Quarter of the Southeast Quarter of Section 25, T4S-R3W; said point being situated on the existing Mobile City Limits; thence along the North line of said Northeast Quarter of the Southeast Quarter of Section 25, T4S12 R3W and the continuation of the existing Mobile City Limits, run Eastwardly, 1281 feet, more or less, to a point on said West right of way line of Schillinger Road; thence along said West right of way line of Schillinger Road and said continuation of the existing Mobile City Limits, run Southwardly, 17 feet, more or less, to a point on the Westward extension of the South right of way line of Hitt Road; thence along said extension of the South right of way line of Hitt Road and the said South right of way line of Hitt road (and said continuation of the existing Mobile City Limits), run N 89°31'46" E, 1530 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run Northwardly, 1335 feet, more or less, to a point; thence along the continuation of the existing Mobile City Limits, run as follows: Westwardly, 50 feet, more or less; Northwardly, 651 feet, more or less; Eastwardly, 720 feet, more or less; Northwardly, 691 feet, more or less; Eastwardly, 40 feet, more or less; Northwardly, 221 feet, more or less to a point on the South right of way line of Old Government Street Road; thence run Northwardly, 50 feet, more or less, to a point on the North right of way line of Old Government Street Road; thence along the continuation of the existing Mobile City Limits, run as follows: Northwardly, 1079 feet, more or less; Westwardly, 723 feet, more or less; Northwardly, 1337 feet, more or less to the Southwest corner of Lot 1, Mill Creek (Map Book 90, Page 18, Mobile County Probate Court); thence along the South line of said Lot 1, Mill Creek, the South line of Lot 1, Moore Family Subdivision (Map Book 49, Page 39, Mobile County Probate Court) and said continuation of the existing Mobile City Limits, run Eastwardly, 1399 feet, more or less, to the Southwest corner of Westover, Unit Four (Map Book 66, Page 23, Mobile County Probate Court); thence along the boundary of said Westover, Unit Four and said continuation of the existing Mobile City Limits, run as follows: N 01°40'00" E, 722.93 feet; N 72°26'20" E, 300.03 feet; N 01°40'00" E, 150.73 feet; S 89°05'30" E, 371.55 feet to a point on the West right of way line of Portside Boulevard; thence continuing along said existing Mobile City Limits, run Eastwardly, 51.4 feet, more or less, to the Northwest corner of Lot 1, Westover, Unit One (Map Book 61, Page 100, Mobile County Probate Court); thence along the North line of said Lot 1, Westover, Unit One and along said continuation of the existing Mobile City Limits, run as follows: S 89°08'30" E, 265 feet; S 00°51'30" W, 52.86 feet to the Northwest corner of Lot 4, Westover, Unit Two (Map Book 63, Page 111, Mobile County Probate Court); thence along the North line of said Westover, Unit Two and along said continuation of the existing Mobile City Limits, run as follows: S 89°08'30" E, 425.00 feet; S 00°51'30" W, 101.13 feet to the Northwest corner of Lot 6, Block 8 of the aforementioned Highland Park; thence along the North line of said Lot 6, Block 8, Highland Park and the Eastward extension thereof, and along said continuation of the existing Mobile City Limits, run Eastwardly, 306 feet, more or less, to a point on the East right of way line of Lakeview Drive; thence along said East right of way line of Lakeview Drive and along said continuation of the existing Mobile City Limits, run Northwardly, 253.1 feet, more or less, to the Northwest corner of Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub (Map Book 99, Page 76, Mobile County Probate Court); said point being a point on the arc of a 79.52 foot radius curve concave Northwestwardly; thence along the North line of said Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub and along said continuation of the existing Mobile City Limits, run Northeastwardly along the arc of said curve a distance of 67.57 feet to a point; thence continuing along said North line of Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub and along said continuation of the existing Mobile City Limits, run Eastwardly, 144.09 feet to the Northeast corner of said Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub; thence along the East line of said Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub and along said continuation of the existing Mobile City Limits, run Southwardly, 90.03 feet to the Southeast corner of said Lot "B", Resubdivision of Lots 42 & 43, Block 5, Highland Park Sub; thence along said continuation of the existing Mobile City Limits, run Eastwardly, 204 feet, more or less, to the Northeast corner of Lot 2, Block 5 of the aforementioned Highland Park; said point being on the West right of way line of Park Avenue; thence along said continuation of the existing Mobile City Limits, run Eastwardly, 50 feet, more or less, to the Northwest corner of Lot "A", Eschol Place (Map Book 116, Page 29, Mobile County Probate Court); thence along the North line of said Lot "A", Eschol Place and along said continuation of the existing Mobile City Limits, run N 89°29'28" E, 200 feet to the Northeast corner of said Lot "A",

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Eschol Place; thence along the East line of said Lot "A", Eschol Place and along said continuation of the existing Mobile City Limits, run S 00°02'23" W, 100 feet to the Southeast corner of said Lot "A", Eschol Place; said point being the Southwest corner of Lot 3, Block 6 of the aforementioned Highland Park; thence along the South line of said Lot 3, Block 6, Highland Park and along said continuation of the existing Mobile City Limits, run Eastwardly, 34 feet, more or less, to a point; thence along said continuation of the existing Mobile City Limits, run Southwardly, 99 feet, more or less, to a point on the North line of Lot 9 of said Block 6, Highland Park; thence along the North line of said Lot 9, Block 6, Highland Park, the North line of Lot 41 of said Block 6, Highland Park and along said continuation of the existing Mobile City Limits, run Eastwardly, 334 feet to the point of beginning.

A map depicting this area is attached hereto and incorporated herein. In the event of a conflict between the attached map and the written description of the territory described above, the depiction of the territory on the attached map shall control and be given effect.

2. The Mayor of the City of Mobile is authorized and directed to certify and deliver a copy of this Resolution to the Judge of Probate for Mobile County pursuant to and in accordance with § 11-42-42 of the Code of Alabama;

3. If the majority of those persons voting in such an election vote in favor of the above-described territory being brought within the corporate limits of the City of Mobile, then all of such territory, and all property having a situs within such territory, shall be exempt from City ad valorem taxation or the payment of ad valorem taxes to the City for a period of ten (10) years from the time when such territory is brought within the corporate limits of the City, all as provided by § 11-42-57 of the Code of Alabama; except that, from time to time after the lapse of five (5) years from the time when such territory is brought within the corporate limits of the City, all portions of such territory as has residing on it a population of at least twenty (20) persons on a contiguous ten (10) acres of land and all property having a situs on such populated territory shall thereafter be subject to ad valorem taxation by the City and ad valorem taxes thereon shall thereafter be paid to the City, all as provided by § 11-42-58 of the Code of Alabama.

4. Pursuant to § 11-42-83 of the Code of Alabama, every person, firm, company or corporation engaged in or carrying on any business, vocation, occupation or profession in the territory brought within the corporate limits of the City pursuant to this Resolution shall be exempt from the City's gross receipts business license tax with respect to gross receipts received from the business, vocation, occupation, or profession engaged in or carried on in such territory for so long as the territory is exempt from City taxation; provided, however, that a business license tax shall be assessed and collected from each such person, firm, company or corporation in proportion to the capital employed within the territory exempt from City taxation in such trade, business, vocation, occupation or profession, including the value of the land with improvements thereon, used in such trade, business, vocation, or occupation and shall not exceed \$2.00 per \$1,000.00 where the capital employed does not exceed \$100,000.00, and shall not exceed \$1.00 per \$1,000.00 on the excess of capital employed over \$100,000.00 up to \$200,000.00, and shall not exceed \$.50 per \$1,000.00 on the excess of the capital employed over \$200,000.00 up to \$300,000.00, and shall not exceed \$.25 per \$1,000.00 on the excess of capital employed over \$300,000.00; provided, however, that if no capital is employed or where the capital employed is less than \$1,000.00, there shall be no privilege or license tax assessed and collected. At such time as such territory is no longer exempt from City taxation under the provisions of Article 3, Chapter 42, Title 11 of the Code of Alabama, the then existing City gross receipts business license tax shall be annually assessed and collected from each and every such person, firm, company or corporation engaging in or carrying on any business, vocation, occupation or profession in the territory formerly exempt from City taxation.

5. This Resolution is passed under the provisions of Title 11, Chapter 42, Article 3, of the Code of Alabama.

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

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The following people spoke in support of Resolutions 02-984, 02-985 and 02-986:

1. Danny Patterson, 7500 Quincy Drive
2. David Cooper, 102 Ryan Avenue
3. Elliot Maisel, 3378 Moffett Road
4. Mike Dow, 1012 Palmetto Street
5. Representative Sam Jones, 2069 Tucker Street

The following people spoke in opposition to Resolutions 02-984, 02-985 and 02-986:

1. Reverend Cleveland McFarland, 1525 W. Carlisle Drive
2. Reggie Hill, 1007 Center Street
3. Terresa Bettis, 602 Bel Air Boulevard

Following comments from each Councilmember the vote was as follows:

Ayes: Williams, Daves, Rich and Gregory

Nays: Richardson, Manzie and Small

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

DECLARE THE PUBLIC GOOD REQUIRES CERTAIN TERRITORY BE BROUGHT INTO THE CITY OF MOBILE (AIRPORT & SNOW ROAD AREA). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 30, 2019 and held over until the regular meetings of November 4 and 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 02-985-2019

Sponsored by: Mayor Stimpson

A RESOLUTION DECLARING THAT THE PUBLIC GOOD REQUIRES THAT CERTAIN TERRITORY SHALL BE BROUGHT WITHIN THE LIMITS OF THE CITY OF MOBILE PURSUANT TO AND IN ACCORDANCE WITH TITLE 11, CHAPTER 42, ARTICLE 3, OF THE CODE OF ALABAMA (AIRPORT & SNOW AREA)

WHEREAS, § 11-42-41 of the Code of Alabama provides that a city council may pass a resolution to the effect that the public health or public good requires that certain territory shall be brought within the limits of a city; and,

WHEREAS, § 11-42-43 of the Code of Alabama provides that upon passage of such a resolution by a council and certification by a mayor, the Judge of Probate must make and enter an order directing and ordering an election to be held by the qualified electors residing within the territory proposed to be brought within the limits of the city; and,

WHEREAS, § 11-42-47 of the Code of Alabama provides that each qualified voter who has resided within the boundaries of the territory proposed to be brought into the city for three months next preceding the election may vote at such election; and,

WHEREAS, a large number of qualified voters who reside within the boundaries of the territory described below have evidenced their desire to have such territory brought within the boundaries of the City of Mobile; and,

WHEREAS, the City Council of the City of Mobile desires to take the appropriate action so that the voice of these residents is given effect by passing this resolution (the "Resolution") allowing these residents an opportunity to vote on the question of whether they desire for such territory to be brought within the boundaries of the City of Mobile, and so as to provide for the future economic well-being of these residents as well as all persons residing within the metropolitan Mobile area.

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NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF MOBILE, THAT:

1. The public good requires that the following described territory shall be brought within the limits of the City of Mobile:

BEGINNING at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 25, Township 4 South, Range 3 West, Mobile County, Alabama said point being the Northwest corner of Westminster Estates as recorded in Map Book 23, Page 86 in the office of Judge of Probate, Mobile County, Alabama; THENCE Run North 04° 22' 03" East 989.00 feet, more or less, to the North right-of-way of Airport Boulevard; THENCE RUN in a Southwesterly direction along the North right-of-way of said Airport Boulevard 3738.00 feet, more or less; THENCE RUN North 00° 00' 00" East 470.00 feet, more or less; THENCE RUN North 88° 40' 10" West 230.00 feet, more or less; THENCE RUN South 00° 19' 36" West 570.00 feet, more or less, to the North right-of-way of said Airport Boulevard; THENCE RUN in a Southwesterly direction along the North right-of-way of said Airport Boulevard 260.00 feet, more or less; THENCE RUN North 00° 00' 00" East 672.00 feet, more or less, to the South line of Section 23, Township 4 South, Range 3 West, Mobile County, Alabama; RUN THENCE South 90° 00' 00" West along the South line of said Section 23 1400.00 feet, more or less, to the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 23, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN North 00° 00' 00" West along the West line of said Southeast Quarter 1350.00 feet, more or less to the Southeast corner of the Northwest Quarter of the Southwest Quarter of said Section 23; THENCE RUN South 90° 00' 00" West 3,400.00 feet, more or less; THENCE RUN South 00° 00' 00" East 640.00 feet, more or less; THENCE RUN South 90° 00' 00" West 700.00 feet, more or less to the East right-of-way of Hale Road; THENCE RUN North 00° 00' 00" West 667 feet, more or less to the Easterly projection of the South line of the Northeast Quarter of the Southwest Quarter of Section 22, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN Westerly along said South line and its projection, 2066 feet, more or less, to the Southeast corner of Lot 1 of Four Oaks Subdivision as recorded in Map Book 44, Page 114 in the office of the Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly along the East line of said subdivision 347.07 feet, more or less, to the Northeast corner of said subdivision, THENCE RUN Westerly along the North line of said subdivision 543.44 feet, more or less, to the East right of way line of Snow Road; THENCE RUN Southerly along the East right-of-way of Snow Road to a point on the Easterly projection of the North line of Z and F Subdivision as recorded in Map Book 100, Page 36 in the office of the Judge of Probate, Mobile County, Alabama; THENCE RUN Westerly along the projected North line of said Z and F Subdivision to the West right-of-way of Snow Road, said point also being the Northeast Corner of said Z and F Subdivision; THENCE RUN continuing Westerly along the North line of said Z and F Subdivision to the Northwest corner of said Z and F Subdivision; THENCE RUN Southerly along the West line of said Z and F Subdivision 330.05 feet, more or less to the Southwest corner of said subdivision, said corner also being the Northeast corner of Doss Family Subdivision, as recorded in Map Book 130, Page 12, in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southerly along the East line of said Doss Family Subdivision 324.66 feet, more or less, to the Northeast corner of Hunter's Park Unit IV Subdivision, as recorded in Map Book 117 Page 80 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN, continuing Southerly along the East line of said Hunter's Park Unit IV Subdivision, 286.79 feet, more or less, to the Northeast corner of Hunter's Park Unit III – Part "B" Subdivision, as recorded in Map Book 117 Page 19 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Southerly along the East line of said Hunter's Park Unit III – Part "B" Subdivision, 998.06 feet, more or less, to the Southwest corner of said subdivision; THENCE RUN Westerly along the South line of said Hunter's Park Unit III – Part "B" Subdivision and its Westerly projection 1298.89 feet, more or less, to the East right-of-way of Dykes Road South; THENCE RUN South along the East right-of-way of Dykes Road South to the North right-of-way line of Airport Boulevard; THENCE RUN Easterly along the North right-of-way of Airport Boulevard to the Southeast corner of Lot 2 of Airport West Commercial Park Subdivision as recorded in Map Book 73, Page 64 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southerly to the South right-of-way line of Airport Boulevard to the Northeast corner of Wakefield Unit I Subdivision as recorded in Map Book 61, Page 5 of the office of Judge of

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Probate, Mobile County, Alabama; THENCE RUN Southerly 201.8 feet, more or less, along the East line of said subdivision to the Northwest corner of Wakefield Unit 3 Subdivision as recorded in Map Book 70, Page 87 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said subdivision to the Northwest corner of Wakefield Unit Seven Phase One as recorded in Map Book 85, Page 58 of the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northeasterly along the North line of Lot 5 of said subdivision to the West right-of-way line of Wakefield Drive East; THENCE RUN Easterly to the East right-of-way line of Wakefield Drive East and the Northwest corner of Lot 6 of said subdivision; THENCE RUN continuing Easterly along the North line of Lot 6 to the Northeast corner of Lot 6; THENCE RUN Southerly along the East line of Lot 6 and 7 of said subdivision to the Southeast corner of Lot 7 of said subdivision and a point on the North line of Lot 8 of said subdivision; THENCE RUN Easterly along the North line of Lot 8 of said subdivision to the Northeast corner of Lot 8; THENCE RUN South along the East line of Lot 8 and 9 to the Northwest corner of The Dominion Second Unit Subdivision as recorded in Map Book 81, Page 95 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said subdivision to the Northeast corner of said subdivision, said corner also being the Northwest corner of The Dominion Unit One Subdivision, as recorded in Map Book 60 Page 124 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said The Dominion Unit One Subdivision to the Northeast corner of said subdivision, said corner lying on the West section line of Section 27, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN Southerly along said section line to the Southwest corner of Airsnow Subdivision as recorded in Map Book 120 Page 60 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN along the South line of said subdivision to the West of right-of-way of Snow Road South; THENCE RUN Southeasterly along the West right-of-way of said Snow Road South to the Southeast corner of Parcel A of the Dominion Unit One, as recorded in Map Book 60 Page 124 in the office of Judge of Probate, Mobile County, Alabama. THENCE RUN Westerly along the South line of said subdivision to the Southwest corner of said subdivision; THENCE RUN Southeasterly 447.61 feet, more or less, to the Southeast corner of Section 28, Township 4 South, Range 3 West, Mobile County, Alabama, said corner also being the Northwest corner of Pine Crest Cemetery West, as recorded in Map Book 41 Page 201 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southerly 3446.17 feet, more or less, along the West line of said subdivision to the Southwest corner of said subdivision; THENCE RUN Southerly along the West line of Section 34, Township 4 South, Range 3 West 1566.86 feet, more or less, to the Southwest corner of said Section 34; THENCE RUN Easterly along the South line of said section 2910 feet, more or less, to the Southwest corner of Lot 2 of McCawley Subdivision, as recorded in Map Book 111 Page 59 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly along the West line of said subdivision 1258.57 feet, more or less, to the Northwest corner of said subdivision; THENCE RUN Easterly 1096.57 feet, more or less, along the North line of said subdivision to the Northeast corner of said subdivision, said corner also being the Northwest corner of Autumn Leaf Estates, First Addition, as recorded in Map Book 77 Page 61 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Westerly along the North line of said Autumn Leaf Estates, First Addition to the West right-of-way of Snow Road South; THENCE RUN Northwesterly along said West right-of-way 1300 feet, more or less to a point on the Southwesterly projection of the Southeast line of the Grove U.M.C. Subdivision as recorded in Map Book 107 Page 108 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northeasterly to the East right-of-way of Snow Road South and the Southeast corner of said subdivision; THENCE RUN Northeasterly 618.05 feet, more or less, along the Southeast line of said subdivision; THENCE RUN Northwesterly 623.29 feet, more or less, along said subdivision; THENCE RUN Northeasterly 470.71 feet, more or less, along said subdivision to the Northern most corner of Lot 28-A of Resub of Lots 27 & 28, Holley Branch as recorded in Map Book 117 Page 53 of the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southeasterly along the North line of said Lot 28-A, 162.14 feet, more or less; THENCE RUN Easterly 626.28 feet, more or less, along the North line of Holley Branch as recorded in Map Book 113 Page 54 of the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly continuing along said North line to the East section line of Section 34, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN Northerly along said East section line to the Northeast corner of the Southeast Quarter of the Northeast Quarter of Said Section 34;

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THENCE RUN Westerly 2042.56 feet, more or less, along the North line of the South half of the Northeast Quarter of said Section 34; THENCE RUN continuing Westerly 734.84 feet, more or less, along said line; THENCE RUN Northerly 465 feet, more or less; THENCE RUN Easterly 53 feet, more or less; THENCE RUN Northerly 850 feet, more or less, to the Northwest corner of the Northeast Quarter of said Section 34 and the North section line of said Section 34; THENCE RUN Westerly along said North section line to the intersection of the North line with the East line of Snow Road Subdivision Unit Five as recorded in Map Book 41 Page 42 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northwesterly along the East line of said subdivision 512.22 feet, more or less, to the Northeast corner of Lot 2 of said subdivision, said corner also being the Southeast corner of Hancock Estates as recorded in Map Book 75 Page 104 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Northwesterly 1139.66 feet, more or less, along the East line of said subdivision to the Southeast corner of Snow Road Subdivision Unit Two as recorded in Map book 41 Page 11 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northwesterly along the East line of said subdivision 462.87 feet, more or less, to the Northeast corner of said subdivision, said corner also being the Southeast corner of Snow Road Subdivision Unit One as recorded in Map Book 41 Page 3 of the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northwesterly along the East line of said subdivision to the Northeast corner of said subdivision, said corner being the Southeast corner of Snow Road Professional Park, as recorded in Map Book 136 Page 45 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Northwesterly along the East line of said subdivision to the Southwest corner of Lot 8 of Air One Subdivision as recorded in Map Book 135 Page 69 of the Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the South line of said Lot 8 to the Southeast corner of said Lot 8; THENCE RUN Northwesterly then Southwesterly then Northwesterly along the East line of said Lot 8 to the Southwest corner of Lot 6 of said subdivision; THENCE RUN Northeasterly along the South line of Lot 6 and Lot 5 of said subdivision to the Southeast corner of said Lot 5, said corner lying on the West line of Lot 4 of said subdivision; THENCE RUN Southeasterly along said West line to the Southwest corner of Lot 4 and the South line of said subdivision; THENCE RUN Northeasterly along said South line to the Southeast corner of Lot 1 of said subdivision and the Southeast corner of said subdivision; THENCE RUN Northwesterly along the East line of said subdivision to the Northeast corner of said subdivision and the South right-of-way line of Airport Boulevard; THENCE RUN Westerly along said South right-of-way of Airport Boulevard to the Northwest corner of said subdivision; THENCE RUN Northwesterly to the North right-of-way line of Airport Boulevard and the Southwest corner of Trailwood Unit One as recorded in Map Book 30 Page 120 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northwesterly along the West line of said subdivision to the Northwest corner of said subdivision and the Southwest corner of Trailwood, Unit Two as recorded in Map Book 33 Page 66 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Northwesterly along the West line of said subdivision to the Northwest corner of said subdivision; THENCE RUN Easterly along the North line of said subdivision to the Southwest corner of Lot 21 of Trailwood, Unit Three, Phase II, as recorded in Map Book 36 Page 49 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northwesterly along the West line of said subdivision to the intersection with the South line of Lot A, Maxwell Place, Phase 1A, as recorded in Map Book 136 Page 9 in the office of Judge of Probate, Mobile County, Alabama, said line being the North section line of Section 27, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN along said South line of Lot A and said North section line to the Southeast corner of said Lot A; THENCE RUN Northwesterly along the East line of said Lot A to the Northeast corner of Lot A and the North line of said subdivision; THENCE RUN Northeasterly along said North line of said subdivision to the West right-of-way of Begeman Road; THENCE RUN Southeasterly to the East right-of-way Begeman Road and the Northwest corner of Lot 44 of said subdivision; THENCE RUN Southeasterly to the Northeast corner of Lot 44 and the northeast corner of said subdivision; THENCE RUN Southerly along the East line of said subdivision to the Southeast corner of said subdivision and the North line of said Section 27; THENCE RUN Easterly along the said North line of Section 27 to the Northwest corner of Myer Marine Subdivision as recorded in Map Book 130 Page 2 in the office of Judge of Probate, Mobile County, Alabama, THENCE RUN Southeasterly along the West line of said subdivision 550 feet, more or less, to the Southwest corner of said subdivision and Northwest corner of Blackburn Court,

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First Addition as recorded in Map Book 37 Page 96 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Southeasterly along the West line of said subdivision 300 feet, more or less, to the Southwest corner of said subdivision and the Northwest corner of Blackburn Court as recorded in Map Book 31 Page 116 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Southeasterly along the West line of said subdivision to the Southwest corner of said subdivision and the North right-of-way line of Airport Boulevard; THENCE RUN Northeasterly along the North right-of-way line of Airport Boulevard to the West section line of Section 26, Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN South along said West section line to the South right-of-way line of Airport Boulevard and the Northwest corner of Baker Subdivision as recorded in Map Book 4 Page 171 in the office of Judge of Probate, Mobile County, Alabama, said corner being the Northwest corner of Lot 1, Block 1 of said subdivision; THENCE RUN along said West line of Section 26 and the West line of said subdivision to the Northwest corner of Lot 8 Block 1 of said subdivision; THENCE RUN Easterly along the North line of said Lot 8 to the Northeast corner of Lot 8 and the West right-of-way line of Walter Smith Road; THENCE RUN continuing Easterly to the East right-of-way line of Walter Smith Road and the Northwest corner of Lot 7 Block 2 of said subdivision; THENCE RUN continuing Easterly along the North line of said Lot 7 to the Northeast corner of said Lot 7 and the East line of said subdivision; THENCE RUN Southerly along said East line of said subdivision to the North line of the Southwest Quarter of Section 26, Township 4 South Range 3 West, Mobile County, Alabama and the North line of Tara Estates, as recorded in Map Book 20 Page 89 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said subdivision and said North line of Southwest Quarter of Section 26 to the Northeast corner of said subdivision and a point on the West side of West Point Plaza, First Addition as recorded in Map Book 133 Page 100 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Easterly 14.94 feet, more or less, to a point on the West line of said subdivision; THENCE RUN Northerly along said West line of said subdivision to the Northwest corner of said subdivision; THENCE RUN Easterly 410.78 feet, more or less, along the North line of said subdivision; THENCE RUN Southerly 56.21 feet, more or less, along said subdivision; THENCE RUN Easterly 229 feet, more or less, along said subdivision to the Northeast corner of said subdivision, said corner also being the Southeast corner of Breland Park Corrected as recorded in Map Book 93 Page 73 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly then Westerly then Northerly along the East line of said subdivision to the Northwest corner Hamilton Bridges, Unit One as recorded in Map Book 100 Page 39 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said subdivision to the West right of way of Hamilton Bridges Drive West; THENCE RUN continuing along the North line of said subdivision to the Northeast corner of said subdivision; THENCE RUN Southerly 481.76 feet, more or less, then Easterly 5.13 feet, more or less, then Southerly 94.39 feet, more or less, then Easterly 155.00 feet, more or less, along the East side of said subdivision to the Northwest corner of Tower Place as recorded in Map Book 126 Page 42 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly along the North line of said subdivision to the Northeast corner of said subdivision, said corner being the Northwest corner of Three Dean Way Subdivision as recorded in Map Book 130 Page 50 of the Judge of Probate, Mobile County, Alabama; THENCE RUN continuing Easterly along the North line of said Three Dean Way Subdivision to the West right-of-way line of Air Terminal Drive; THENCE Southerly along said West right-of-way of Air Terminal Drive to the intersection of said West right-of-way and the South right-of-way line of Three Dean Way (50' right-of-way); THENCE RUN Westerly along said South right-of-way to the Northeast corner of Lot 19 of Tower Place as recorded in Map Book 126 Page 42 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southerly 485.56 feet, more or less, then Southwesterly 163.15 feet, more or less, then Southeasterly 147.88 feet, more or less, then Southwesterly 450.62 feet, more or less, and 153.67 feet, more or less, and 202.35 feet, more or less, along the Eastern and Southern line of said subdivision to the Southwest corner of the common area of said subdivision, also being a point on the Southeastern line of Lot 16 of Hamilton Bridges, Unit Two as recorded in Map Book 107, Page 69 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southwesterly 61.81 feet, more or less, along said line of Lot 16 to the intersection with the South line of the Southwest Quarter of the Northeast Quarter of Section 26 Township 4 South, Range 3 West, Mobile County, Alabama; THENCE RUN Westerly 150.00 feet, more or less, along said South

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line of the Southwest Quarter of the Northeast Quarter of said Section 26 to the Southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 26; THENCE RUN Southerly 957.00 feet, more or less, to the Northwest corner of Katherine's Place as recorded in Map Book 130 Page 26 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Southerly 362.62 feet, more or less, along the West line of said Subdivision; THENCE RUN Easterly along the South line of said subdivision and it's Easterly projection to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 25, Township 4 South Range 3 West, Mobile County, Alabama, said corner being in the right-of-way of Air Terminal Drive; THENCE RUN Easterly 537 feet, more or less, along the South line of said Northwest Quarter of the Southwest Quarter of said Section 25; THENCE RUN Northerly 495 feet, more or less, to a corner on the South line of Lot 2 of Dawes-Air Terminal Subdivision as recorded in Map Book 131, Page 79 in the office of the Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly 551.95 feet, more or less, along the South line of said Lot 2; THENCE RUN Northerly 296.46 feet, more or less, along said Lot 2; THENCE RUN Southeasterly 127.61 feet, more or less, along said Lot 2; THENCE RUN Northerly 528.26 feet, more or less, along Lot 2; to the west corner of Lot 1 of said subdivision; THENCE RUN Southeasterly 411.90 feet, more or less, along the North line of said Lot 1 to the West right-of-way of Dawes Road; THENCE RUN Northeasterly along the West right-of-way of Dawes Road to the intersection of the South right-of-way of Stacey Road; THENCE RUN Westerly along said South right-of-way to the West end of Stacey Road as recorded in Map Book 131 Page 79 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly to the Southwest corner of Magnolia Village Subdivision, Unit Two as recorded in Map Book 95 Page 38 in the Office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly 354.16 feet, more or less, along the West line of said subdivision to the Northwest corner of said subdivision, said corner also being the Southwest corner of Magnolia Village Subdivision Unit One as recorded in Map Book 89 Page 3 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Northerly 284.73 feet, more or less, along the West line of said subdivision to the Northwest corner of said subdivision, said corner also being the Southwest corner of Westminster Estates as recorded in Map Book 23 Page 86 in the office of Judge of Probate, Mobile County, Alabama; THENCE RUN Easterly 1407 feet, more or less, along the South line of said subdivision to the West right-of-way of Dawes Road; THENCE RUN Northeasterly 640 feet, more or less, along said West right-of-way to the Northeast corner of Lot 1 of said subdivision; THENCE RUN continuing Northeasterly along the West right-of-way of Dawes Road to the intersection with the North line of Section 25, Township 4 South Range 3 West, Mobile County, Alabama; THENCE RUN Westerly 2032.24 feet, more or less, along said North line of Section 25 to the Northwest corner of Westminster Estates as recorded in Map Book 23, Page 86 in the office of Judge of Probate, Mobile County, Alabama, said corner also being the Northwest corner of the Northeast Quarter of the Northwest Quarter of said Section 25 and the POINT OF BEGINNING.

A map depicting this area is attached hereto and incorporated herein. In the event of a conflict between the attached map and the written description of the territory described above, the depiction of the territory on the attached map shall control and be given effect.

2. The Mayor of the City of Mobile is authorized and directed to certify and deliver a copy of this Resolution to the Judge of Probate for Mobile County pursuant to and in accordance with § 11-42-42 of the Code of Alabama;

3. If the majority of those persons voting in such an election vote in favor of the above-described territory being brought within the corporate limits of the City of Mobile, then all of such territory, and all property having a situs within such territory, shall be exempt from City ad valorem taxation or the payment of ad valorem taxes to the City for a period of ten (10) years from the time when such territory is brought within the corporate limits of the City, all as provided by § 11-42-57 of the Code of Alabama; except that, from time to time after the lapse of five (5) years from the time when such territory is brought within the corporate limits of the City, all portions of such territory as has residing on it a population of at least twenty (20) persons on a contiguous ten (10) acres of land and all property having a situs on such populated territory shall thereafter be subject to ad valorem taxation by the City and ad valorem taxes thereon shall thereafter be paid to the City, all as provided by § 11-42-58 of the Code of Alabama.

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4. Pursuant to § 11-42-83 of the Code of Alabama, every person, firm, company or corporation engaged in or carrying on any business, vocation, occupation or profession in the territory brought within the corporate limits of the City pursuant to this Resolution shall be exempt from the City's gross receipts business license tax with respect to gross receipts received from the business, vocation, occupation, or profession engaged in or carried on in such territory for so long as the territory is exempt from City taxation; provided, however, that a business license tax shall be assessed and collected from each such person, firm, company or corporation in proportion to the capital employed within the territory exempt from City taxation in such trade, business, vocation, occupation or profession, including the value of the land with improvements thereon, used in such trade, business, vocation, or occupation and shall not exceed \$2.00 per \$1,000.00 where the capital employed does not exceed \$100,000.00, and shall not exceed \$1.00 per \$1,000.00 on the excess of capital employed over \$100,000.00 up to \$200,000.00, and shall not exceed \$.50 per \$1,000.00 on the excess of the capital employed over \$200,000.00 up to \$300,000.00, and shall not exceed \$.25 per \$1,000.00 on the excess of capital employed over \$300,000.00; provided, however, that if no capital is employed or where the capital employed is less than \$1,000.00, there shall be no privilege or license tax assessed and collected. At such time as such territory is no longer exempt from City taxation under the provisions of Article 3, Chapter 42, Title 11 of the Code of Alabama, the then existing City gross receipts business license tax shall be annually assessed and collected from each and every such person, firm, company or corporation engaging in or carrying on any business, vocation, occupation or profession in the territory formerly exempt from City taxation.

5. This Resolution is passed under the provisions of Title 11, Chapter 42, Article 3, of the Code of Alabama.

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

Ayes: Williams, Daves, Rich and Gregory

Nays: Richardson, Manzie and Small

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

DECLARE THE PUBLIC GOOD REQUIRES CERTAIN TERRITORY BE BROUGHT INTO THE CITY OF MOBILE (KING'S BRANCH AREA). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 30, 2019 and held over until the regular meeting of November 4 and 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 02-986-2019

Sponsored by: Mayor Stimpson

RESOLUTION DECLARING THAT THE PUBLIC GOOD REQUIRES THAT CERTAIN TERRITORY SHALL BE BROUGHT WITHIN THE LIMITS OF THE CITY OF MOBILE PURSUANT TO AND IN ACCORDANCE WITH TITLE 11, CHAPTER 42, ARTICLE 3, OF THE CODE OF ALABAMA (KING'S BRANCH AREA)

WHEREAS, § 11-42-41 of the Code of Alabama provides that a city council may pass a resolution to the effect that the public health or public good requires that certain territory shall be brought within the limits of a city; and,

WHEREAS, § 11-42-43 of the Code of Alabama provides that upon passage of such a resolution by a council and certification by a mayor, the Judge of Probate must make and enter an order directing and ordering an election to be held by the qualified electors residing within the territory proposed to be brought within the limits of the city; and,

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WHEREAS, § 11-42-47 of the Code of Alabama provides that each qualified voter who has resided within the boundaries of the territory proposed to be brought into the city for three months next preceding the election may vote at such election; and,

WHEREAS, a large number of qualified voters who reside within the boundaries of the territory described below have evidenced their desire to have such territory brought within the boundaries of the City of Mobile; and,

WHEREAS, the City Council of the City of Mobile desires to take the appropriate action so that the voice of these residents is given effect by passing this resolution (the "Resolution") allowing these residents an opportunity to vote on the question of whether they desire for such territory to be brought within the boundaries of the City of Mobile, and so as to provide for the future economic well-being of these residents as well as all persons residing within the metropolitan Mobile area.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF MOBILE, THAT:

1. The public good requires that the following described territory shall be brought within the limits of the City of Mobile:

Beginning at the Southeast corner of Section 28, T3S-R2W, Mobile County, Alabama; thence along the South line of said Section 28, T3S-R3W and along the North line of the existing Mobile City Limits, run Westwardly 7,320 feet, more or less to a point on the East line of Pinetucky (Map Book 6, Pages 271-272, Mobile County Probate Court); thence departing said North line of the existing Mobile City Limits, run Northwardly along said East line of Pinetucky and along the West line of White Commercial Subdivision (Map Book 56, Page 32, Mobile County Probate Court), a distance of 1032 feet, more or less, to the Northeast corner of Lot 25 of said Pinetucky; thence along the North line of said Lot 25, Pinetucky, run Westwardly 203.6 feet to a point on the East right of way line of Pinetucky Road; thence along said East right of way line of Pinetucky Road, run Northwardly 100 feet, more or less, to a point; thence run Westwardly and along the North line of Lots 24 and 7, Pinetucky, and an extension of said North line of Lot 7, Pinetucky, a distance of 500 feet, more or less, to a point on the West right of way line of Graham Road; thence along said West right of way line of Graham Road, run Northwardly 153 feet, more or less, to a point; thence run Westwardly and along the East line of Lot 3B, Resubdivision of Lot 3, "Cochran Business Park" (Map Book 103, Page 96, Mobile County Probate Court) a distance of 660 feet, more or less, to a point; thence continuing along said East line of Lot 3B, Resubdivision of Lot 3, "Cochran Business Park", run Southwardly 171.17 feet to the Southeast corner of said Resubdivision of Lot 3, "Cochran Business Park"; thence along the South line of said Resubdivision of Lot 3, "Cochran Business Park" and along the South line of "Cochran Business Park" (Map Book 70, Page 60, Mobile County Probate Court), run Southwestwardly 720.21 feet to the Southwest corner of "Cochran Business Park"; said point being on the South line of a 100 foot Alabama Power Company right of way, Block "A", shown on plat of Lord Subdivision (Map Book 6, pages 371-372, Mobile County Probate Court); thence along the West line of said "Cochran Business Park" and the Northward extension thereof and along the East line of said Block "A", Lord Subdivision, run N 00°33' E 930.99 feet to a point on the South right of way line of Moffett Road; thence along said South right of way line of Moffett Road, run N 80°40' W 50.70 feet to a point; thence continuing along said South right of way line of Moffett Road and the Westward extension thereof, run N 82°59' W 144.44 feet to a point; thence continuing along said Westward extension of the South right of way line of Moffett Road, run N 82°59' W 49 feet, more or less, to the Northeast corner of Lot 8, Block "B" of said Lord Subdivision; thence run Northwardly 80 feet to a point on the North right of way line of said Moffett Road; thence run Northwardly 200 feet, more or less, to the Southwest corner of Western Woods (Map Book 24, Page 55, Mobile County Probate Court); thence along the South line of said Western Woods run S 82° 56'10" E 315.23 feet to a point; thence continuing along said South line of Western Woods, run N 04°32'10" E 102.60 feet to a point; thence continuing along said South line of Western Woods and the Eastern extension thereof, run S 81°06'50" E 285 feet, more or less, to a point on the East right of way line of Western Woods Drive; thence along said East right of way line of Western Woods Drive, run Southwardly 106 feet, more or less, to the Southwest corner of Lot 1 of said Western

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Woods; thence along the South line of said Lot 1, Western Woods, run s 85°26'50" E 254.64 feet to a point; thence run Southwardly 22 feet, more or less, to the Northwest corner of Lot 1, Hughes Subdivision (Map Book 88, Page 38, Mobile County Probate Court); thence along the North line of said Lot 1, Hughes Subdivision and the Eastern extension thereof, run S 89°49'37" E 258.5 feet, more or, less, to a point on the East right of way line of Meadow Lane; thence along said East right of way line of Meadow Lane, run S 00°09" W 81 feet, more or less, to the Northwest corner of Lot 24, Meadow Lane Estates (Map Book 18, Page 34, Mobile County Probate Court); thence along the North line of said Lot 24, Meadow Lane Estates, the North line of Lot 25 of said Meadow Lane Estates, the South line of Lot 1, Robin's Heights (Map Book 39, Page 80, Mobile County Probate Court) and the Eastward extension thereof, run S 89°51' E 487 feet, more or less, to a point on the East right of way line of Graham Road; thence along said East right of way line of Graham Road, run Southwardly 200 feet, more or less, to the Northwest corner of Lot 1, First Addition to Pinetucky (Map Book 9, Page 430, Mobile County Probate Court); thence along the North line of said Lot 1, First Addition to Pinetucky, run Eastwardly 175.4 feet to a point on the West line of Lot 12 of said First Addition to Pinetucky; thence along said West line of Lot 12, First Addition to Pinetucky, run Southwardly 54.5 feet to the Southwest corner of said Lot 12, First Addition to Pinetucky; said point being on the North line of the aforementioned 100 foot Alabama Power Company right of way; thence along the South line of said Lot 12, First Addition to Pinetucky and the Northeastward extension thereof and said North line of a 100 foot Alabama Power Company right of way, run Northeastwardly 268.54 feet to the Southwest corner of Lot 28 of said First Addition to Pinetucky; thence run Southwardly 108.5 feet, more or less, to the Northwest corner of Lot 29-A of said First Addition to Pinetucky; said point being on the South line of said 100 foot Alabama Power Company right of way; thence along the North line of said Lot 29-A, First Addition to Pinetucky, along the North line of Lot 29-B of said First Addition to Pinetucky and the Eastward extension thereof, and along said South line of a 100 foot Alabama Power Company right of way, run Northeastwardly 428 feet, more or less, to the Northwest corner of Lot 13, Pinetucky Second Addition (Map Book 18, Page 61, Mobile County Probate Court); thence along the West line of said Pinetucky Second Addition, run S 00°32' W 537.4 feet to the Southwest corner of Lot 10 of said Pinetucky Second Addition; thence along the South line of said Lot 10, Pinetucky Second Addition, run Southeastwardly 212 feet, more or less, to a point on the West right of way line of LaCoste Road; thence run Southeastwardly 53 feet, more or less, to the Southwest corner of Lot 14 of said Pinetucky Second Addition; thence along the South line of said Lot 14, Pinetucky Second Addition, run Southeastwardly 220 feet, more or less, to the Southeast corner of said Lot 14, Pinetucky Second Addition; thence run Southeastwardly 487 feet, more or less, to a point; thence run Northwardly 1160 feet, more or less, to the Southeast corner of Lot 24 of said Pinetucky Second Addition; thence along the East line of said Pinetucky Second Addition, run N 00°32' W 411.7 feet to the Southeast corner of Lot 1, Pinetucky Third Addition (Map Book 21, Page 124, Mobile County Probate Court), run N 00° 36' W 1100 feet, more or less, to a point; thence run Eastwardly 901 feet, more or less, to a point; thence run Northwardly 70 feet, more or less, to a point; thence run Eastwardly 398 feet, more or less, to a point; thence run Northeastwardly 773 feet, more or less, to a point; thence run Northwestwardly 450 feet, more or less, to a point; thence run Southwestwardly 191 feet, more or less, to a point; thence run Westwardly 308 feet, more or less, to a point; thence run Northwardly 200 feet, more or less, to a point; thence run Eastwardly 300 feet, more or less, to a point; thence run Northwardly 542 feet, more or less to a point on the North line of said Section 28, T3S-R2W; thence along said North line of Section 28, T3S-R2W, run Westwardly 500 feet, more or less, to the Northwest corner of said Section 28, T3S-R2W; said point being the Southeast corner of Section 20, T3S-R2W; said point also being the Southeast corner of Lot 43, Kings Branch Subdivision, Phase Two, Unit Two (Map Book 122, Page 84, Mobile County Probate Court); thence along the East line of said Section 20, T3S-R2W and the East line of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two, run N 00° 18' 19" E 340.00 feet to the Northeast corner of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two; thence along the North line of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two, run as follows: N 82°22'43" W, 132.72 feet; S 37°21'50" W, 78.93 feet; S 77°38'59" W 157.37 feet to the Northwest corner of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two; thence along the West line of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two, run S 09°19'32" E 267.66 feet to the Southwest corner of said Lot 43, Kings Branch Subdivision, Phase Two, Unit Two; said point being on the south line of said Kings Branch Subdivision, Phase Two,

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Unit Two; thence along said South line of Kings Branch Subdivision, Phase Two, Unit Two, and along the South line of Lot 32, Kings Branch Subdivision, Phase Two, Unit One (Map Book 116, Page 88, Mobile County Probate Court), run S 89°25'12" W 1068.30 feet to the Northeast corner of Kings Branch, Unit Three-B (Map Book 102, Page 78, Mobile County Probate Court); thence along the East line of said Kings Branch, Unit Three-B, run S 00°25'01" E 1034.05 feet to the Northeast corner of Kings Branch, Unit Two-A (Corrected Plat) (Map Book 98, Page 56, Mobile County Probate Court); thence along the East line of said Kings Branch, Unit Two-A, run as follows: S 00°24'58" E, 307.19 feet; S 00°16'01" E, 39.94 feet; S 00°22'53" E, 100.35 feet; S 00°29'21" E, 399.68'; S 00°30'15" E, 200.21 feet; S 00°23'26" E, 100.34 feet; S 01°37'23" W, 99.48 feet; N 89°26'46" E, 204.02 feet to a point on the West right of way line of LaCoste Road; thence along said West right of way line of LaCoste Road, run S 00° 22'36" W 400 feet, more or less, to the Northeast corner of Lot 27 of the aforementioned Pinetucky Second Addition; thence along the North line of said Pinetucky Second Addition, run S 89°28' E 200 feet, more or less, to the Southeast corner of Lot 33 of said Kings Branch, Unit Two-A (Corrected Plat); thence along said North line of Pinetucky Second Addition and along the South line of said Kings Branch, Unit Two-A (Corrected Plat), run as follows: S 88°09'05" W, 83.29 feet; S 89°24'30" W, 158.35 feet; S 89°21'29" W 150.04 feet; S 89°39'30" W 27.26 feet to the Southwest corner of said Kings Branch, Unit Two-A (Corrected Plat); thence along the West line of said Kings Branch, Unit Two-A (Corrected Plat), run as follows: N 00°07'31" W, 213.01 feet; N 00°02'07" W, 471.85 feet; N 00°00'09" E; 655.07 feet to the Southeast corner of Lot 9, Kings Branch Estates, Unit One (Map Book 90, Page 22, Mobile County Probate Court); thence along the South line of said Kings Branch Estates, Unit One, run as follows: S 89°21'17" W, 111.91 feet; S 89°19'45" W, 88.70 feet; S 89°28'17" W, 19.56 feet; N 89°35'15" W, 362.33 feet; N 87°59'04" W, 257.06 feet; N 79°59'44" W, 49.82 feet; N 88°38'55" W, 115.01 feet to the Southeast corner of Kings Branch, Unit Three-A (Map Book 102, Page 104, Mobile County Probate Court); thence along the South line of said Kings Branch, Unit Three-A, run as follows: S 88°28'16" W, 90.43 feet; N 89°00'53" W, 475.43 feet to the Southwest corner of Lot 3 of said Kings Branch, Unit Three-A; thence along the West line of said Lot 3, Kings Branch, Unit Three-A and along the West line of Lot 2 of said Kings Branch, Unit Three-A, run N 00°39'58" E 200.00 feet to the Northwest corner of said Lot 2, Kings Branch, Unit Three-A; thence along the North line of said Lot 2, Kings Branch, Unit Three-A, run N 89°20'02" E 214.62 feet to a point on the West right of way line of Meadow Lane; thence along said West right of way line of Meadow Lane, run N 00°39'58" E 42.71 feet to the P.C. of a curve to the right having a radius of 700.00 feet; thence continuing along said West right of way line of Meadow Lane and along the arc of said curve, run Northwardly 40.38 feet to the Northeast corner of Lot 1 (Common Area), Kings Branch, Unit Four (Map Book 107, Page 3, Mobile County Probate Court); thence along the North line of said Lot 1 (Common Area), Kings Branch, Unit Four, run N 89°20'02" W 199.67 feet to a point; thence along the East line of said Lot 1 (Common Area), Kings Branch, Unit Four, run N 23° 58'42" W 144.86 feet to a point on the East bank of Kings Branch; thence along the meanderings of said East bank of Kings Branch, run Northeastwardly 1055 feet, more or less, to the Southeast corner of Turnbrook Subdivision (Map Book 83, Page 51, Mobile County Probate Court); thence along the East line of said Turnbrook Subdivision, run N 19°24'45" E 181.98 feet to the Southeast corner of Lloyd & Jayne Davis Estate (Map Book 55, Page 84, Mobile County Probate Court); thence along the East line of said Lloyd & Jayne Davis Estates, run N 19° 50'30" E 463.96 feet to the Southeast corner of Remington Estates, Unit 4, Revised (Map Book 102, Page 60, Mobile County Probate Court); thence along the East line of said Remington Estates, Unit 4, Revised Map, run as follows: N 18°50'45" E, 535.66 feet; N 16°35'01" W, 217.92 feet; N 23°38'59" E, 299.74 feet; N 04°53'07" W, 174.50 feet to a point; thence run Northwardly 305 feet, more or less, to a point; thence run Westwardly 48 feet to a point the on the West line of the Southeast Quarter of the aforementioned Section 20, T3S-R2W; thence along said West line of the Southeast Quarter of Section 20, T3S-R2W, run Northwardly 521 feet, more or less, to the Northwest corner of said Southeast Quarter of Section 20, T3S-R2W; thence along the North line of said Southeast Quarter of Section 20, T3S-R2W, run Eastwardly 2632 feet, more or less to the East line of said Southeast Quarter of Section 20, T3S-R2W; thence along said Southeast Quarter of Section 20, T3S-R2W, run Southwardly 1736 feet, more or less, to the centerline of Red Creek; thence along the meanderings of said centerline of Red Creek, run Southeastwardly 1466 feet to a point on the aforementioned North line of Section 28, T3S-R2W; thence along said North line of Section 28, T3S-R2W, run Eastwardly 1566 feet, more or less, to the Northwest corner of

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the Northeast Quarter of said Section 28, T3S-R2W; thence along the West line of said Northeast Quarter of Section 28, T3S-R2W, run Southwardly 1335 feet, more or less, to the Northwest corner of the South Half of said Northeast Quarter of Section 28, T3S-R2W; thence along the North line of said South Half of the Northeast Quarter of Section 28, T3S-R2W and along the South line of Jarrett Place, First Addition (Map Book 109, Page 103, Mobile County Probate Court), run Eastwardly 2179 feet, more or less, to a point; thence run Southwardly 208 feet, more or less, to a point; thence run Eastwardly 58 feet, more or less, to a point; thence run Southwardly 210 feet, more or less, to a point; thence run Eastwardly 436 feet, more or less to a point on the East line of said section 28, T3S-R2W; said point being on the West line of the existing Prichard City Limits; thence along said East line of Section 28, T3S-R2W and along said West line of the existing Prichard City Limits, run Southwardly 3571 feet, more or less, to the point of beginning.

A map depicting this area is attached hereto and incorporated herein. In the event of a conflict between the attached map and the written description of the territory described above, the depiction of the territory on the attached map shall control and be given effect.

2. The Mayor of the City of Mobile is authorized and directed to certify and deliver a copy of this Resolution to the Judge of Probate for Mobile County pursuant to and in accordance with § 11-42-42 of the Code of Alabama;

3. If the majority of those persons voting in such an election vote in favor of the above-described territory being brought within the corporate limits of the City of Mobile, then all of such territory, and all property having a situs within such territory, shall be exempt from City ad valorem taxation or the payment of ad valorem taxes to the City for a period of ten (10) years from the time when such territory is brought within the corporate limits of the City, all as provided by § 11-42-57 of the Code of Alabama; except that, from time to time after the lapse of five (5) years from the time when such territory is brought within the corporate limits of the City, all portions of such territory as has residing on it a population of at least twenty (20) persons on a contiguous ten (10) acres of land and all property having a situs on such populated territory shall thereafter be subject to ad valorem taxation by the City and ad valorem taxes thereon shall thereafter be paid to the City, all as provided by § 11-42-58 of the Code of Alabama.

4. Pursuant to § 11-42-83 of the Code of Alabama, every person, firm, company or corporation engaged in or carrying on any business, vocation, occupation or profession in the territory brought within the corporate limits of the City pursuant to this Resolution shall be exempt from the City's gross receipts business license tax with respect to gross receipts received from the business, vocation, occupation, or profession engaged in or carried on in such territory for so long as the territory is exempt from City taxation; provided, however, that a business license tax shall be assessed and collected from each such person, firm, company or corporation in proportion to the capital employed within the territory exempt from City taxation in such trade, business, vocation, occupation or profession including the value of the land with improvements thereon, used in such trade, business, vocation, or occupation and shall not exceed \$2.00 per \$1,000.00 where the capital employed does not exceed \$100,000.00, and shall not exceed \$1.00 per \$1,000.00 on the excess of capital employed over \$100,000.00 up to \$200,000.00, and shall not exceed \$.50 per \$1,000.00 on the excess of the capital employed over \$200,000.00 up to \$300,000.00, and shall not exceed \$.25 per \$1,000.00 on the excess of capital employed over \$300,000.00; provided, however, that if no capital is employed or where the capital employed is less than \$1,000.00, there shall be no privilege or license tax assessed and collected. At such time as such territory is no longer exempt from City taxation under the provisions of Article 3, Chapter 42, Title 11 of the Code of Alabama, the then existing City gross receipts business license tax shall be annually assessed and collected from each and every such person, firm, company or corporation engaging in or carrying on any business, vocation, occupation or profession in the territory formerly exempt from City taxation.

5. This Resolution is passed under the provisions of Title 11, Chapter 42, Article 3, of the Code of Alabama.

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

Ayes: Williams, Daves, Rich and Gregory

Nays: Richardson, Manzie and Small

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

NOTE: At approximately 12:37 p.m. President Manzie turned the gavel over to Vice President Small and excused himself from the meeting. Councilmember Richardson also excused himself from the meeting.

PRESENTATIONS BY THE COUNCIL:

Councilmember Small presented a proclamation in honor of American Education Week and Retired Educators Day.

APPEALS:

The Council considered the appeal of Scott Jones concerning the Planning Commission's approval of a Planned Unit Development for Dawson Apartments, 94 East Drive (District 6).

Councilmember Rich moved to grant the waiver, which motion was seconded by Councilmember Gregory.

The following people spoke in favor of the appeal:

1. Scott Jones, 5958 Shenandoah Drive, N.
2. Todd LaCour, 600 Shenandoah Drive
3. Diane Howard, 99 East Drive

The following people in opposition to the appeal:

1. Dewayne Smith, 50 N. Florida Street
2. Bryson Dawson, 30760 Spanish Fort, Alabama

Following comments from Councilmember Rich, the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DETERMINE WHETHER THE DOWNTOWN MOBILE BUSINESS IMPROVEMENT DISTRICT SHOULD BE CONTINUED, MODIFIED OR TERMINATED.

The Presiding Officer announced that today was the day for the public hearing determine whether the Downtown Mobile Business Improvement District should be continued, modified or terminated and asked if there was anyone present to speak for or against this matter.

The following people spoke in favor of the matter:

1. Jacquitta Powell Green, 59 N. Florida Street
2. David Clark, 412 Dauphin Street
3. Anna Bush, 21 Bienville Avenue

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Kevin Anderson, 300 St. Francis Street, spoke in opposition to the matter.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 506 STEWART MEMORIAL CME STREET (F/K/A LIVE OAK STREET, F/K/A 1267 ST. MADAR STREET) A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 506 Stewart Memorial CME Street (f/k/a Live Oak Street, f/k/a 1267 St. Madar 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 508 STEWART MEMORIAL CME STREET (F/K/A LIVE OAK STREET, F/K/A 1267 ST. MADAR STREET) A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 508 Stewart Memorial CME Street (f/k/a Live Oak Street, f/k/a 1267 St. Madar 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 607 CEDAR AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 607 Cedar Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Cena Andry, 1900 A Clinton Street, requested additional time to renovate the structure.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1148 MICHIGAN AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1148 Michigan 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1456 BAY AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

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The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1456 Bay 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1302 FLICKER COURT 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 1302 Flicker Court 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 at a later date.

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 5569 PLANTATION ROAD (SOUTH SIDE OF PLANTATION ROAD, 210' EAST OF U. S. HIGHWAY 90 WEST) FROM R-1 TO B-3 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to rezone property at 5569 Plantation Road from R-1 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 at a later date.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

Kenyen Brown, 33624 Boardwalk Drive, Spanish Fort, Alabama, spoke in opposition to Resolution 35-1037.

NON-AGENDA ITEMS:

1. Brenda Shank, 5350 Pompano Avenue, Orange Beach, Alabama, expressed her concerns regarding outstanding warrants and Municipal Court.
2. Joseph Seymour Jones, 1464 St. Stephens Road, offered remarks regarding the Lafayette Heights Park.
3. Gary Miller, 803 Murphy Avenue, Prichard, Alabama, inquired about the future of the Josephine Allen Housing Development property.

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH GULF COAST UNDERGROUND, LLC FOR 2019 DRAINAGE GROUP E-PART A, \$1,155,012.00. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-1029-2019

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Sponsored by: Councilmembers Manzie, Small, Williams Daves and Gregory

WHEREAS, bids for drainage improvements for districts 2, 3, 4, 5, and 7 were received and opened on June 27, 2019.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from Gulf Coast Underground, LLC in the amount of \$1,155,012.00.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by Gulf Coast Underground, LLC.

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

Name of company: Gulf Coast Underground, LLC

Project name: 2019 Drainage Group E- Part A (D2, 3, 4, 5, and 7)

Project number: 2019-3005-08

Amount: \$1,155,012.00

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

Ayes: Small, Williams, Daves, Rich 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 MUSCO SPORTS LIGHTING, LLC FOR FIELD LIGHTING FOR MATTHEWS PARK, \$187,500.00. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 08-1030-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

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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>1703</u>	2020	(3032) ARCHITECTURAL ENGINEERING	FIELD LIGHTING FOR MATTHEWS PARK BASEBALL FIELDS B AND C (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	\$187,500.00	(278697) MUSCO SPORTS LIGHTING LLC

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

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

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

AUTHORIZE CONTRACT WITH NEEL-SCHAFFER, INC. FOR 2019 CIP PROJECT #1048, AIRPORT BOULEVARD CONGESTION MANAGEMENT DESIGN FROM UNIVERSITY BOULEVARD TO FOREMAN ROAD, \$147,859.00 (C0420). The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-1031-2019

Sponsored by: Councilmember Rich

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, 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: Neel-Schaffer, Inc.

Project name: Airport Boulevard Congestion Management Design 2019-2060-06

Capital project no.: C0420

Amount: \$147,859.00

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

Ayes: Small, Williams, Daves, Rich and Gregory

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Nays: None

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

RESOLUTIONS HELD OVER:

AUTHORIZE SUBRECIPIENT AGREEMENT WITH WEEKS BAY FOUNDATION IN CONNECTION WITH THE MOBILE BAY SHORE HABITAT CONSERVATION AND ACQUISITION INITIATIVE. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-1032-2019

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 agreement with the Weeks Bay Foundation, Inc., in connection with the Mobile Bay Shore Habitat Conservation and Acquisition Initiative, 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

AUTHORIZE A MASTER SERVICES AGREEMENT WITH CLARK, GEER, LATHAM & ASSOCIATES, INC. FOR OPTIONAL RIGHT-OF-WAY PERMIT APPLICATION REVIEWS, NTE \$50,000.00. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-1033-2019

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, a Master Services Agreement with Clark, Geer, Latham & Associates, Inc., for optional right-of-way permit application reviews, as outlined in the agreement attached hereto and made a part hereof as through 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

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AUTHORIZE CHANGE ORDER WITH ALLEN SOUTHERN ELECTRIC MOTOR SERVICE, INC. FOR ADDITIONAL \$5,995.57 FOR EMERGENCY REPAIRS TO MOTOR & PUMP AT THE MOBILE CIVIC CENTER MP-124-19 (C0040, 20002000-42150). The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 13-1034-2019

Sponsored by: Councilmember Manzie 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 Change Order, by and between the City of Mobile, and the company listed below, for work as outlined in the Change Order Number 001 and Justification Memo attached hereto and made a part hereof as though set forth in full. A copy of said Change Order and Justification Memo is on file in the office of the City Clerk.

Name of company: ALLEN SOUTHERN ELECTRIC MOTOR SERVICE, INC.

Project name: MOBILE CIVIC CENTER
EMERGENCY REPAIRS –
REMOVE, REPAIR AND RE-INSTALL
A 40 HP MOTOR AND VERTICAL TURBINE PUMP

Project number: MP-124-19

Amount: ADDITIONAL \$5,995.57
(ORIGINAL CONTRACT AMOUNT: \$17,855.50)

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

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

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

AUTHORIZE CONTRACT AMENDMENT WITH JOHNSON CONTROLS, INC. FOR FIRE EXTINGUISHERS INSPECTIONS AND MAINTENANCE SERVICE CONTRACT – VARIOUS CITY LOCATIONS; ADDITIONAL \$12,000.00; SC-020-19 (10043037-42150). The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-1035-2019

Sponsored by: 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: JOHNSON CONTROLS INC.

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Project name: AMENDMENT TO STANDARD SERVICE CONTRACT
AGREEMENT FIRE EXTINGUISHERS INSPECTIONS &
MAINTENANCE VARIOUS CITY OF MOBILE LOCATIONS

Project number: SC-020-19

Amount: ADDITIONAL \$12,000.00
(10043037-42150)

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

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

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

AUTHORIZE CONTRACT WITH TOUCHDOWN CLEANING SERVICES, INC. D/B/A PERSONAL TOUCH CLEANING, LLC FOR MOBILE MUSEUM OF ART WINDOW CLEANING, \$16,746.00 (3 YEARS). The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-1036-2019

Sponsored by: Councilmember Manzie 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: Touchdown Cleaning Services, Inc. dba Personnal Touch

Project name: Window Cleaning at Mobile Museum of Art

Project number: SC-033-19

Amount: \$5,582.00 Yr. 1 - Initial Term
\$5,582.00 Yr.2 - 1st Additional Term
\$5,582.00 Yr.3 – 2nd Additional Term
\$16,746.00 Total Contract Sum

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

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

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

AUTHORIZE AN ASSIGNMENT, ASSUMPTION AND AMENDMENT OF LEASE WITH BALLCORPS, LLC (HANK AARON STADIUM). The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

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RESOLUTION: 35-1037-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, hereby authorizes the Mayor to execute and the City Clerk to attest an Assignment, Assumption and Amendment of Lease, substantially like the document attached hereto, by and among Ballcorps LLC, an Arizona limited liability company, Mobile Sports and Entertainment Group, LLC, an Alabama limited liability corporation and the City of Mobile, amending the License, Lease and Service Agreement between Mobile Professional Baseball Club, LLC and the City of Mobile, dated on or about April 16, 1996, the First Amendment thereof dated on or about September 9, 1996, the Second Amendment thereof dated on or about March 25, 1997, and the Third Amendment thereof dated on or about January 11, 2011; and, further, to take such actions necessary to administer said Assignment, Assumption and Amendment of Lease.

The resolution was read by the City Clerk; whereupon Councilmember Rich moved that the resolution be held over until the regular meeting of Tuesday, November 26, 2019, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

APPROVE LEASE AGREEMENT WITH THE RIVER YACHT BASIN MARINA, LLC FOR THE LEASE OF A SLIP TO BERTH THE MPD MARINE VESSEL. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 35-1038-2019

Sponsored by: Councilmember Small 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, the Lease Agreement by and between the City of Mobile and River Yacht Basin Marina, LLC, Lessor, for the lease of a slip to berth the Mobile Police Department marine vessel as described in the Lease Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Lease Agreement is on file in the office of the City Clerk.

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

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

RENAME "CYPRESS BUSINESS PARK DRIVE" TO CYPRESS PARK DRIVE. The following resolution, which was introduced and read at the regular meeting of November 14, 2019 and held over until the regular meeting of November 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 46-1039-2019

Sponsored by: Councilmember Williams and Mayor Stimpson

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BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the name of "Cypress Business Park Drive" starting at the west lot line of Lot 1 of BLUFFS AT CYPRESS CREEK PHASE ONE to the intersection of Ship Yard Road be changed to "Cypress Park Drive."

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

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

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

ORDINANCES BEING INTRODUCED:

REZONE PROPERTY LOCATED AT 5569 PLANTATION ROAD (SOUTH SIDE OF PLANTATION ROAD, 210' EAST OF U. S. HIGHWAY 90 WEST) FROM R-1 TO B-3 (DISTRICT 4). The following ordinance was held over until the regular meeting of Tuesday, November 26, 2019.

ORDINANCE: 64-041-2019

Sponsored by: Councilmember Williams

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 4 UNIT NO. 1, CAROL PLANTATION AS RECORDED IN MAP BOOK 4 PAGE 303-306, PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential 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 a 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) provision of a six foot high, ten foot wide, evergreen vegetative buffer as well as a six foot high privacy fence (reduced to three feet within the front setback) along the East property line; 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.

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Councilmember Daves moved for the suspension of the rules to consider Consent Resolutions 01-1040– 58-1028 being introduced for the first time. The motion was seconded by Councilmember Williams, and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory
Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR A TRAFFIC IMPACT STUDY AND MITIGATION PLAN FOR SPECIAL EVENTS AROUND THE UNIVERSITY OF SOUTH ALABAMA CAMPUS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 01-1040-2019

Sponsored by: Mayor Stimpson

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

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

Special Events Transportation Plan; Project # PL-0011(034); CPMS # 100070616;

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

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

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: Small, Williams, Daves, Rich and Gregory
Nays: None

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

AUTHORIZE A GRANT APPLICATION TO THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION FOR THE FY 2020 NATIONAL CHILD TRAUMATIC STRESS INITIATIVE, \$2,000,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-1041-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the Substance Abuse and Mental Health Services Administration (SAMHSA), a Notice of Award for grant assistance in the amount of \$2,000,000.00 (\$400,000.00 a year for 5 years) for the FY 2020 National Child Traumatic Stress Initiative.

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BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the SAMHSA. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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: Small, Williams, Daves, Rich 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 (OFF PREMISES ONLY) LICENSE FOR FAMILY DOLLAR STORE #20367, 3002 DAUPHIN ISLAND PARKWAY (DISTRICT 3). The follow resolution was introduced by Councilmember Daves.

RESOLUTION: 37-1042-2019

Sponsored by: Councilmember Small

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
(Off Premises Only)

Submitted by: Family Dollar Stores of Alabama LLC

Location: Family Dollar Store #20367
3002 Dauphin Island Parkway

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: Small, Williams, Daves, Rich 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 LIQUOR LICENSE FOR BISTRO COURTYARD MOBILE, 1000 WEST I-65 SERVICE ROAD SOUTH (DISTRICT 5). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-1043-2019

Sponsored by: Councilmember Daves

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: Restaurant Retail Liquor

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Submitted by: Shree Sadguru Hospitality, Inc.

Location: Bistro Courtyard Mobile
1000 West 1-65 Service Road South

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: Small, Williams, Daves, Rich 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 506 STEWART MEMORIAL CME DRIVE (F/K/A LIVE OAK STREET, F/K/A 1267 ST. MADAR STREET) A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1044-2019

Sponsored by: Councilmember Manzie

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 506 Stewart Memorial Street CME Street, f/k/a Live Oak Street, f/k/a 1267 St. Madar 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. 7 and 8 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 506 Stewart Memorial CME Street, f/k/a Live Oak Street, f/k/a 1267 St Madar Street, described as:

BEG AT THE SE COR OF ST MEDAR & LIVE OAK STS TH ELY ON THE S/S OF ST MEDAR 50 FT SLY 4 PAR WITH LIVE OAK ST 110 FTTH WLY & PAR WITH ST MEDAR ST 50 FT TH NLY ALG THE E/S OF LIVE OAK ST 110 FT TO THE POB #SEC 13 T4S RIW #MP29 0613 Q 002

Parcel number: 29 06 13 0 002 393

Last assessed to: FOWLER ANGELINA

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it 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.

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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: Small, Williams, Daves, Rich 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 508 STEWART MEMORIAL CME DRIVE (F/K/A LIVE OAK STREET, F/K/A 1267 ST. MADAR STREET) A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1045-2019

Sponsored by: Councilmember Manzie

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 508 Stewart Memorial Street CME Street, f/k/a Live Oak Street, f/k/a 1267 St. Madar 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. 7 and 8 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 508 Stewart Memorial CME Street, f/k/a Live Oak Street, f/k/a 1267 St. Madar Street, described as:

BEG AT THE SE COR OF ST MEDAR & LIVE OAK STS TH ELY ON THE S/S OF ST MEDAR 50 FT SLY & PAR WITH LIVE OAK ST 110 FT TH WLY & PAR WITH ST MEDAR ST 50 FTTH IMPLY ALG THE E/S OF LIVE OAK ST 110 FT TO THE POB #SEC 13 T4S RIW #MP29 06 13 0 002

Parcel number: 29 06 13 0 002 393

Last assessed to: FOWLER ANGELINA

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 Unsafe Buildings and Structures 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

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Nays: None

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

DECLARE THE STRUCTURE AT 607 CEDAR AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1046-2019

Sponsored by: Councilmember Manzie

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 607 Cedar 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;

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 at 607 Cedar Avenue described as:

LOT 7 BLK10 STRAUSS 2ND ADD WOLFF HGTS MBK 2 P S3 #SEC 13 T4S RIW #MP29 06 13 0 003

Parcel number: 29 06 13 0 003 117

Last assessed to: ANDRY CENA L

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 Daves moved that the resolution be held over until the regular meeting of December 17, 2019, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

DECLARE THE STRUCTURE AT 1148 MICHIGAN AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

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RESOLUTION: 40-1047-2019

Sponsored by: Councilmember Manzie

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 1148 Michigan 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;

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, 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 1148 Michigan Avenue described as:

BEG AT THE SW COR OF LOT 26 IN THE J H MCGEHEE SUB OF MCATEE PLACE DBK 132 P 133 FROM SAID PT RUN ELY ALG THE N/L OF BAY AVE 142.5 FT (D) 135 FT (S) TH NELY 128.6 FT TH WLY 162.1 FT TH SLY 126.25 FT TO POB BEING LOTS 25 & 26 & PT LOTS 23 & 24 SAID SUB #SEC 27 T4S RIW #MP29 10 27 3 002

Parcel number: 29 10 27 3 002 021

Last assessed to: DCR INVESTMENTS INC

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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Small, Williams, Daves, Rich 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 1456 BAY AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1048-2019

Sponsored by: Councilmember Manzie

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,

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the accessory structure at 1456 Bay 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;

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 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 1456 Bay Avenue described as:

BEG AT THE SW COR OF LOT 26TN THE J H MCGEHEE SUB OF MCATEE PLACE DBK 132 P133 FROM SAID PT RUN ELY ALG THE N/L OF BAY AVE 142.5 FT (D) 135 FT (S) TH NELY 128.6 FT TH WLY 162.1 FT TH SLY 126.25 FT TO POB BEING LOTS 25 & 26 & PT LOTS 23 & 24 SAID SUB #SEC 27 T4S R1W #MP29 10 27 3 002

Parcel number: 29 10 27 3 002 021

Last assessed to: DCR INVESTMENTS, INC.

is found and determined by the Mobile City Council to be dangerous 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Small, Williams, Daves, Rich 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 1302 FLICKER COURT A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1048-2019

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 1302 Flicker Court 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, 7, and 8 and;

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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 1302 Flicker Court described as:

LOT 11 OLIVER PL MBK 9 P 98 #SEC 36 T4S RIW #MP29 11 36 0

Parcel number: 29 1136 0 008 017

Last assessed to: DEVAUGHN DEXTER JAMES SR

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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

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

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP #1596. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1050-2019

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group #1596 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this

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body of the costs of removing the noxious or dangerous weeds on or In front of the respective parcels of land is hereby in all respects confirmed.

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

WEED LIEN						
1596						Res. No.
8/13/2019	LOTS TO BE DECLARED					58-
9/17/2019	LOTS FOR PUBLIC HEARING					58-
11/19/2019	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	560 Reynolds Ave	928549	1293	\$ 50.00	1	CBO
2	556 Reynolds Ave	928083	1294	\$ -	1	CBD
3	1851 F/k/a 1853 Boykin Blvd	929650	1295	\$ 187.18	3	
4	1710 Butler St	928753	1296	\$ 50.00	1	CBO
5	1851 Vetter St	928830	1297	\$ 175.00	1	
6	167 Stephens St	930356	1298	\$ 50.00	5	CBO
7	1507 Steve St W	921837	1299	\$ 50.00	4	CBO
8	901 Marine St	931809	1341	\$ 182.00	3	
9	1863 Butler St	928451	1301	\$ 298.58	1	
10	1506 Diamond Dr	929677	1302	\$ 221.00	1	
11	2702 Emogene St	930853	1303	\$ 50.00	1	CBO
12	169 Hemley Ave	926745	1304	\$ 175.00	1	
13	164 Hemley Ave	926739	1305	\$ -	1	CBD
14	1263 Adams St	931070	1306	\$ 350.00	2	
15	2972 Northwest Dr	930902	1307	\$ 175.00	1	
16	205 Rylands St	931386	1308	\$ 175.00	2	
17	0 Old Government St	932663	1342	\$ 231.15	5	
	Parcel No. (29 08 20 4 000 093.XXX)					
18	2760 Brookley Ave	933473	1343	\$ 50.00	5	CBO
19	1158 Baltimore St	930445	1344	\$ 280.09	3	FL
20	857 Charles St	932911	1345	\$ 210.00	3	
21	1578 Johnston St	931673	1346	\$ 50.00	3	CBO
Total				\$ 3,010.00		
District total for this group		Numbers of lots cut				
1	10	1	5			
2	2	2	2			
3	5	3	4			
4	1	4	0			
5	3	5	1			
6	0	6	0			
7	0	7	0			
	21		12			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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: Small, Williams, Daves, Rich 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.

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP #36. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1051-2019

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Repeat Weed Lien Group #36 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

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REPEAT WEED LIEN								
GROUP 36							Res. No.	
9/13/2019	1st REPEAT WEED LIEN LETTERS SENT						11-058	
11/19/2019	REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST							
			SRO		Initial	Times	Amount	CBD
Item		Dis	Repeat	Case	Nuisance	cut within	Assessed	CBO
No.								
1	3004 Booker St	1	937599	1537	10/24/2017	1	\$ 423.00	
2	359 Cammel St	2	938101	1538	8/15/2017	1	\$ 500.00	
3	1115 Houston St	2	938867	1539	10/25/2016	4	\$ 601.00	
4	1406 Persimmon St	2	937867	1540	10/16/2018	1	\$ 50.00	CBO
5	1365 Glenn St	3	934332	1541	11/13/2018	1	\$ 353.00	
6	908 Fairmont St	3	936521	1542	1/15/2019	1	\$ 50.00	CBO
7	1462 Fairfield St	3	935334	1543	1/16/2018	1	\$ 315.25	
8	269 Burton Ave	1	940274	1544	1/15/2019	1	\$ 322.00	
9	1814 Toulmin Ave	1	939909	1545	7/11/2017	1	\$ 297.00	
10	1407 Chinquepin St	2	939953	1546	10/9/2018	2	\$ 514.00	
11	1403 Chinquepin St	2	939951	1547	10/25/2016	3	\$ 1,042.00	
12	1405 Chinquepin St	2	939952	1548	10/9/2018	1	\$ 425.00	
13	1014 Dauphin St	2	939894	1549	4/24/2018	1	\$ 309.94	
14	612 Belsaw Ave	2	939417	1550	1/23/2018	1	\$ 285.00	
15	1619 Roach St	1	938547	1551	6/20/2017	1	\$ 275.00	
16	1404 Persimmon St	2	942260	1552	10/16/2018	1	\$ 50.00	CBO
17	650 Shannon St	5	941433	1553	11/7/2017	1	\$ 50.00	CBO
18	564 Reynolds Ave	1	939236	1554	7/25/2017	2	\$ 389.00	
19	2415 Yerby Dr	1	941841	1555	11/21/2017	2	\$ 405.00	
20	1853 Toulmin Ave	1	941781	1556	10/30/2018	1	\$ 282.00	
21	2356 Hathcox St	1	941389	1557	12/5/2017	1	\$ 50.00	CBO
22	1827 St Charles Ave	1	941472	1558	2/21/2017	2	\$ 400.00	
Total							\$ 7,388.19	
District total for this group			Numbers of lots cut					
1	9		1	8				
2	9		2	7				
3	3		3	2				
4	0		4	0				
5	1		5	0				
6	0		6	0				
7	0		7	0				
	22			17				
*CBO Cut By Owner			*CBC Cut By Contractor					
*N/A Taken out by Inspector			*UDL Undeveloped Lot					
*ADD Added in from other Groups			*Fka Formerly known as					

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: Small, Williams, Daves, Rich and Gregory
Nays: None

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

ADD THE YARD SURGEONS TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1052-2019

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of Mobile, Alabama, on February 28, 1990, adopted Ordinance No. 24-014, entitled "AN ORDINANCE AMENDING ORDINANCE NUMBER 24-074 ADOPTED JULY 5, 1988, PROVIDING THAT CERTAIN WEEDS AND DEBRIS WITHIN THE CITY OF MOBILE CONSTITUTE A PUBLIC NUISANCE; ABATEMENT

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AND PRIVATIZATION PROCEDURES; ASSESSMENT; COLLECTION, AND ENFORCEMENT PROCEDURES; and

WHEREAS, Article III, Section III, of said Ordinance provided that a "rotation list" of private contractors be established to abate properties declared public nuisances; and

WHEREAS, the following company has complied with all requirements of said Ordinance, and all documentation required by said Ordinance is on file in the Lot Cleaning Division of the Land Use/Code Administration Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that The Yard Surgeons be added to the rotation list for utilization by the City of Mobile to abate properties declared as public nuisances.

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: Small, Williams, Daves, Rich and Gregory

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH AS PART OF THE MAYOR'S INCENTIVE PROGRAM, DAVID REYES, \$500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1053-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City supervisors, recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 each to the following employee:

David Reyes

This employee is to be commended for his exemplary work performance or innovations that significantly reduce costs or results in an outstanding improvement in service to the public.

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: Small, Williams, Daves, Rich and Gregory

Nays: None

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

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH HERNANDEZ DEMOLITION & REMEDIATION, LLC FOR MOBILE CIVIC CENTER – LIMITED ASBETOS ABATEMENT, \$39,357.00. The following resolution was held over until the regular meeting of November 26, 2019.

RESOLUTION: 21-1054-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

MINUTES OF NOVEMBER 19, 2019

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: Hernandez Demolition & Remediation, LLC
Project name: Mobile Civic Center — Limited Asbestos Abatement
Project number: CC-080B-19
Amount: \$39,357.00

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – MEGGS. The following resolution was held over until the regular meeting of November 26, 2019.

RESOLUTION: 60-1055-2019

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, the Settlement Agreement and Release of Claims arising out of the injury of Kendal Meggs, suffered on March 1, 2019, requiring the City to pay \$48,000.00, in return for a release of all of the Plaintiff's respective claims, as outlined in the Settlement Agreement and Release of Claims attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – WIGGINS. The following resolution was held over until the regular meeting of November 26, 2019.

RESOLUTION: 60-1056-2019

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, the Settlement Agreement and Release of Claims arising out of the injury of Angel Wiggins, suffered on July 9, 2018, requiring the City to pay \$13,500.00, in return for a release of all of the Plaintiff's respective claims, as outlined in the Settlement Agreement and Release of Claims attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

ANNOUNCEMENTS:

Councilmember Rich encouraged the public to attend the International Festival this weekend.

Councilmember Daves announced that both Council ad hoc committees meetings scheduled for this afternoon will be re-scheduled.

Councilmember Gregory reminded residents that Christmas on the Hill will be held on December 8, 2019.

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

MINUTES OF NOVEMBER 19, 2019

Ayes: Small, Williams, Daves, Rich and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 2:02 p.m.

Adopted: November 26, 2019

COUNCIL PRESIDENT

CITY CLERK