

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 17, 2021

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, November 17, 2021, at 9:00 a.m.

Present:

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

Absent: None

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 17, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, November 17, 2021, at 10:30 a.m., in regular meeting.

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

Reverend Leroy Lampkin, Berean Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Gregory requested a moment of silence in memoriam of Mr. Bernard "Bernie" Malkove.

Present on Roll Call:

Chairman: Small

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

Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of November 9, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson introduced members and leaders of Boy Scout Troop 147 to the Council.

Mayor Stimpson presented the Mayor's Award of Excellence to Audrey Hill, David Louder Mark Hoyt, Mobile Animal Shelter personnel, Tony Ebright, Engineering Tech IV and Jennifer Greene, Director of Programs & Project Management.

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Mayor Stimpson presented Proclamations declaring the month of November as “National Adoption Month” and “National Home Care and Hospice Month” in Mobile.

Mayor Stimpson announced a ground-breaking event will be held on Friday, November 19, 2021, at 10:30 a.m. on Owens Street for the Mobile Fire & Rescue Department’s Training Center.

Mayor Stimpson also announced a ribbon cutting event will be held on Friday, November 19, 2021, at 2:00 p.m. on Baltimore Street.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Request of Mary Elizabeth Snow for a waiver of the Noise Ordinance at 2505 River Forest Road on December 18, 2021, from 6:00-10:00 p.m. (District 3).

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

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

Nays: None

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

Request of Thomas Ray Bryant, Sr., DHS All Class Alumni, for a waiver of the Noise Ordinance at Cooper Riverside Park on November 27, 2021, from 12:00-6:30 p.m. (District 2).

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

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

Nays: None

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

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

Councilmember Carroll moved to hold over the appeal until the meeting of December 7, 2021, which motion was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

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

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PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None

NON-AGENDA ITEMS:

1. Judi Gulledge, Events Mobile, announced the schedule of events for the Moon Pie Drop festivities, and Mr. Fredrick Richardson announced the headlining act will be Trombone Shorty & Orleans Avenue.

2. Reggie Hill, 1007 Center Street, commented on the importance of utilizing American Rescue Plan funds to strategically prevent juvenile delinquency and gun violence.

NOTE: Joyce Reed, Local Azalea Quilters Guild and the National Quilts of Valor Chapter, presented Officer Lawrence Battiste with a quilt of valor for his service in the United States Coast Guard.

ORDINANCES HELD OVER

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

ORDINANCE: 64-035-2021

Sponsored by: District 2

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

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

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

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

The classification of said property is hereby changed from R-1, Single-Family Residential District, to I-2, Heavy Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in I-2, Heavy Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the

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building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a I-2, Heavy Industry District until all of the conditions set forth below have been complied with: (1) completion of the Subdivision process; and (2) full compliance with all municipal codes and ordinances.

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

The ordinance was read by the City Clerk; whereupon Councilmember Carroll moved that the ordinance be held over until the regular meeting of December 7, 2021, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

ORDINANCE TO AMEND AND RESTATE SECTION 38-41(B) AND SECTION 38-50 OF THE MOBILE CITY CODE REGARDING THE APPOINTMENT OF MUNICIPAL COURT JUDGES. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

ORDINANCE: 38-038-2021

Sponsored by: Councilmember Daves

AN ORDINANCE TO AMEND AND RESTATE SEC. 38-41(b) AND SEC. 38-50 OF THE MOBILE CITY CODE, 1991

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

Section 1.

(a) The City Council desires to amend and restate Sec. 38-41(b) of the *Mobile City Code, 1991*, to provide for a streamlined appointment process for municipal judges.

(b) Sec. 38-50 of the *Mobile City Code, 1991*, is redundant with Sec. 38-45(c) thereof.

Section 2.

Sec. 38-41(b) of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

“(b) Term. The term of office of each full-time municipal judge shall be for a term of four (4) years. The term of office of each part-time municipal judge shall be for a term of two (2) years. The term of either full-time or part-time municipal judge shall continue until a successor has been appointed and qualified. The municipal judges shall be eligible for reappointment upon the expiration of their terms. Prior to appointing or re-appointing any full-time, part-time or adjunct municipal judges the Council shall hold an open application and review process for such position(s) for a period of at least two (2) weeks to consider any prospective new applicants and to review the performance of any current municipal judges desiring reappointment.”

Section 3.

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Sec. 38-50 of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

“Sec. 38-50. – Reserved”

Section 4.

(a) All other provisions and sections of the aforesaid Ordinances not amended herein shall remain in full force and effect.

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

(c) This Ordinance shall be effective immediately upon its adoption and publication as required by law.

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

Councilmember Daves moved to amend the ordinance as follows:

AN ORDINANCE TO AMEND AND RESTATE SEC. 38-41fa) and (b) AND SEC. 38-50 OF THE MOBILE CITY CODE, 1991 (As Amended)

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

Section 1.

(a) The City Council desires to amend and restate Sec. 38-41(a) and Sec. 38-41 (b) of the Mobile City Code, 1991, to provide for an additional part-time judge position and a streamlined appointment process for municipal judges.

(b) Sec. 38-50 of the Mobile City Code, 1991, is redundant with Sec. 38-45 (c) thereof.

Section 2.

Sec. 38-41(a) and Sec. 38-41(b) of the Mobile City Code, 1991, are hereby amended and restated in their entirety to read as follows:

“(a) Number. The municipal court shall consist of six (6) judges; three (3) full time judges, and three (3) part-time judges. The full-time and part-time judges of the municipal court shall be appointed by the city council by a vote of the majority of its members.

(b) Term. The term of office of each full-time municipal judge shall be for a term of four (4) years. The term of office of each part-time municipal judge shall be for a term of two (2) years. The term of either full-time or part-time municipal judge shall continue until a successor has been appointed and qualified. The municipal judges shall be eligible for reappointment upon the expiration of their terms. Prior to appointing or re-appointing any full-time, part-time or adjunct municipal judges the Council shall hold an open application and review process for such position(s) for a period of at least two (2) weeks to consider any prospective new applicants and to review the performance of any current municipal judges desiring reappointment.”

Section 3.

Sec. 38-50 of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

"Sec. 38-50. - Reserved"

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Section 4.

(a) All other provisions and sections of the aforesaid Ordinances not amended herein shall remain in full force and effect.

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

(c) This Ordinance shall be effective immediately upon its adoption and publication as required by law.

The move was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Office declared the amendment adopted.

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

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

Nays: None

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

CONSENT RESOLUTIONS HELD OVER

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

RESOLUTION: 40-986-2021

Sponsored by: Councilmember Carroll

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

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

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

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

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

Parcel Number: 29 06 40 0 004 456

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Last Assessed to: LOYD DAVID

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

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

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be held over for two weeks, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

RESOLUTIONS HELD OVER

REAPPOINT KARLOS F. FINLEY AS A PART-TIME JUDGE OF THE MOBILE MUNICIPAL COURT. The following resolution, which was introduced and read at the regular meeting of July 27, 2021 and held over until the regular meetings of August 3, 2021, September 14, 2021, and November 17, 2021 was called up by the Presiding Officer.

RESOLUTION: 03-584-2021

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Honorable Karlos F. Finley is hereby reappointed as a part-time judge of the Mobile Municipal Court for a term of two (2) years, commencing _____, 2021.

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

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

Nays: None

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

REAPPOINT ROBERT ADAMS "BUCKY" THOMAS AS A PART-TIME JUDGE OF THE MOBILE MUNICIPAL COURT. The following resolution, which was introduced and read at the regular meeting of July 27, 2021 and held over until the regular meetings of August 3, 2021, September 14, 2021, and November 17, 2021 was called up by the Presiding Officer.

RESOLUTION: 03-585-2021

Sponsored by: City Council

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Honorable Robert Adam "Bucky" Thomas Is hereby reappointed as a part-time judge of the Mobile Municipal Court for a term of two (2) years, commencing _____, 2021.

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

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

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

APPROVE PURCHASE ORDER TO INSIGHT PUBLIC SECTOR FOR 65 REFURBISHED HP COMPUTERS FOR MPD, \$42,164.85. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1007-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>725</u>	2022	(1530) POLICE ADMINISTRATIVE SERVICES	65 REFURBISHED HP ELITEDESK COMPUTERS FOR MPD (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$42,164.85	<u>(296399)</u> <u>INSIGHT PUBLIC SECTOR</u>

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

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

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

APPROVE PURCHASE ORDER TO VECTOR SOLUTIONS INC. FOR ANNUAL TRAINING AND EQUIPMENT MANAGEMENT SOFTWARE AND SERVICES, \$49,221.33. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1008-2021

Sponsored by: 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>1397</u>	2022	(1510) FIRE ADMINISTRATION	ANNUAL TRAINING AND EQUIPMENT MANAGEMENT SERVICES AND SOFTWARE (PROFESSIONAL SERVICE)	\$49,221.33	<u>(295501) VECTOR SOLUTIONS, INC</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO KNOX ASSOCIATES INC. FOR 43 KNOX KEYSECURE SIX KEY BOXES FOR MFRD, \$46,976.00. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1009-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1606</u>	2022	(1510) FIRE ADMINISTRATION	43 KNOX KEYSECURE 6 KEY BOXES (SOLE SOURCE)	\$46,976.00	<u>(118885) KNOX ASSOCIATES INC</u>

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

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

Nays: None

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

APPROVE ITEM BASED BID FOR UNLEADED AND DIESEL FUEL. The following resolution, which was introduced and read at the regular meeting of November 9, 2021,

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held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1010-2021

Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5624	UNLEADED AND #2 DIESEL FUEL	4	SEE BID TAB FOR MARGIN PRICES PER GALLON	One year, renewable for two additional one-year periods.	(279229) PETROLEUM TRADERS CORPORATION, (42474) DAVISON OIL COMPANY INC

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO JACOB'S TECHNOLOGY, INC. FOR CYBER NETWORK ANALYSIS UPGRADES, \$878,660.12. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1011-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1411</u>	2022	(1545) POLICE CYBER DIVISION	SPECIALIZED NETWORK ANALYSIS TOOLKIT EQUIPMENT UPGRADES FOR MPD CYBER DIVISION (SOLE SOURCE TO UPGRADE EXISTING EQUIPMENT)	\$878,660.12	<u>(297478) JACOBS TECHNOLOGY INC</u>

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

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

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

APPROVE PURCHASE ORDER TO PETROLEUM TRADERS CORP. FOR THE WAVE TRANSIT. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-1012-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, purchase orders to the indicated vendors in the approximate amounts stated, and to approve the supporting bid awards, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1756</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	(279229) PETROLEUM TRADERS CORPORATION
<u>1757</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	(279229) PETROLEUM TRADERS CORPORATION
<u>1758</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	(279229) PETROLEUM TRADERS CORPORATION

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

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

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

AUTHORIZE CONTRACT WITH PENSION TECHNOLOGY GROUP FOR SOFTWARE SERVICES FOR POLICE & FIREFIGHTERS RETIREMENT PLAN, \$150,000 A YEAR FOR FIVE YEARS. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-1013-2021

Sponsored by: Mayor Stimpson

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BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Pension Technology Group, Inc., for five years, renewable for five additional one-year periods without further Council action, to provide software services for the City of Mobile Police and Firefighters Retirement Plan, 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 Gregory moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

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

AUTHORIZE CONTRACT WITH DELL CONSULTING, LLC FOR RAILWAY CORRIDOR SPRINKLER PIPING (CONSULTING SERVICES) AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$32,600.00. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-1014-2021

Sponsored by: Mayor Stimpson

B 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: DELL CONSULTING, LLC

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER
RAILWAY CORRIDOR SPRINKLER PIPING

Project Number: CN-058-21

Amount: \$32,600.00

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

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

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

UPDATE THE AMERICAN RESCUE PLAN FOR TOURISM ASSISTANCE. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 31-1015-2021

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Sponsored by: Mayor Stimpson

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

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

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

ARP ACTION PLAN – TOURISM ASSISTANCE	
TOTAL APPROVED ALLOCATION \$1,351,632.50	
Brothers Working Together (Bridge Builder Classic)	\$152,000.00
GCB Entertainment (Gulf Coast Challenge)	\$161,600.00
Ladd-Peebles Sports and Entertainment Complex	\$160,000.00
Mobile Sports Authority	\$52,000.00
Visit Mobile	\$826,032.50
TOTAL	\$1,351,632.50

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

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

The resolution was read by the City Clerk; whereupon Councilmember Reynolds moved that the resolution be tabled, which was seconded by Councilmember Carroll. Following comments by Councilmembers Carroll and Jones the vote was as follows:

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

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – LIGHTFOOT.
The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-1016-2021

Sponsored by: Mayor Stimpson

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

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

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

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

RESOLUTION FIXING THE SALARIES OF FULL-TIME AND PART-TIME MUNICIPAL COURT JUDGES. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-1017-2021

Sponsored by: Councilmember Daves

BE IT RESOLVED by the City Council of the City of Mobile, pursuant to Code of Alabama § 12-14-33 and Sec. 38-49 of the Mobile City Code, 1991, as follows:

Section One: Effective at the beginning of the next term of office for the position of fulltime presiding municipal judge, the annual salary of the full-time presiding municipal judge is hereby fixed at \$125,000.

Section Two: Effective at the beginning of the next term of office for each of the separate positions of full-time associate municipal judge, the annual salary of such full-time associate municipal judges is hereby fixed at \$120,000.

Section Three: Effective at the beginning of the next term of office for each of the separate positions of part-time municipal judge, the annual salary of each part-time municipal judge is hereby fixed at \$60,000.

Section Four: Any general increase in the compensation of all or substantially all City employees shall be applied to the salaries of the full-time and part-time municipal judges.

Section Five: The full-time and part-time municipal judges shall be eligible for participation in the City's health insurance plan on the same basis as other City employees.

Section Six: The full-time municipal judges shall be eligible for participation in the City's retirement plans and programs and any other City employee benefit programs on the same basis as other City employees.

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

Councilmember Daves moved to amend the resolution as follows:

BE IT RESOLVED by the City Council of the City of Mobile, pursuant to *Code of Alabama* § 12-14-33 and Sec. 38-49 of the *Mobile City Code, 1991*, as follows:

Section One: Effective at the beginning of the next term of office for the position of full-time presiding municipal judge, the annual salary of the full-time presiding municipal judge is hereby fixed at \$155,000.

Section Two: Effective at the beginning of the next term of office for each of the separate positions of full-time associate municipal judge, the annual salary of such full-time associate municipal judges is hereby fixed at \$140,000.

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Section Three: Effective at the beginning of the next term of office for each of the separate positions of part-time municipal judge, the annual salary of each part-time municipal judge is hereby fixed at \$65,000.

Section Four: Any general increase in the compensation of all or substantially all City employees shall be applied to the salaries of the full-time and part-time municipal judges.

Section Five: The full-time and part-time municipal judges shall be eligible for participation in the City's health insurance plan on the same basis as other City employees.

Section Six: The full-time municipal judges shall be eligible for participation in the City's retirement plans and programs and any other City employee benefit programs on the same basis as other City employees.

The moved was seconded by Councilmember Gregory and the vote was as follows:

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

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

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

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

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

AUTHORIZE TWO NON-EXCLUSIVE CONTRACTS WITH TETRA TECH, INC., AND THOMPSON CONSULTING SERVICES TO PROVIDE ON REQUEST POST-DISASTER DEBRIS REMOVAL MONITORING AND CONSULTING SERVICES. The following resolution, which was introduced and read at the regular meeting of November 9, 2021, held over until the regular meeting of November 17, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-1019-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, two non-exclusive contracts, one by and between the City of Mobile and Tetra Tech, Inc, and the second by and between the City of Mobile and Thompson Consulting Services, LLC, for one year, to provide on request of the City post-disaster debris removal monitoring and consulting services, as outlined in the agreements attached hereto and made a part hereof as though set forth in full.

A copy of said agreements are on file in the Office of the City Clerk.

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

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

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

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 31-1020 through 03-1026 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

AUTHORIZE A GRANT APPLICATION TO THE ALABAMA TRANSPORTATION REHABILITATION AND IMPROVEMENT PROGRAM II (ATRIP) FY 2022 GRANT FROM ALDOT; \$2,000,000.00 (NO MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-1020-2021

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 a grant from the Alabama Department of Transportation in the amount of \$2,000,000.00 in support of the Alabama Transportation Rehabilitation and Improvement Program-II Fiscal Year 2022. There is no match requirement.

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 Alabama Department of Transportation. 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, the vote was as follows:

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

Nays: None

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

APPOINT HALEY VAN ANTWERP TO THE MOBILE MUSEUM OF ART BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-1026-2021

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Haley Van Antwerp is appointed to the Mobile Museum of Art Board effective immediately for a term ending November 17, 2024.

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

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

Nays: None

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

RESOLUTIONS BEING INTRODUCED

AUTHORIZE 2021-2022 SOUTH ALABAMA REGIONAL PLANNING COMMISSION SAIL CONTRACT. The following resolution was held over until the regular meeting of November 23, 2021.

RESOLUTION: 01-1021-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with the South Alabama Regional Planning Commission to perform all necessary services provided under this contract for Parks and Recreation Department. The Planning Agency agrees to pay the contractor(The City of Mobile) as provided in the statement of work but in no event shall exceed \$50,00.00 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.

BE IT FURTHER RESOLVED that the City Council finds that this resolution is necessary to perform essential minimum functions of the Council.

APPROVE PURCHASE ORDER TO WARD INTERNATIONAL TRUCKS, LLC FOR TWO 2022 INTERNATIONAL TANDEM AXLE DUMP TRUCKS; \$283,974.00. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1022-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>100</u>	2022	(F7000) MOTOR POOL	2 2022 INTERNATIONAL HV607 TANDEM AXLE DUMP TRUCKS (SEALED BID 5623)	\$283,974.00	<u>(232872) WARD INTERNATIONAL TRUCKS</u>

AUTHORIZE CONTRACT WITH SPEAKS & ASSOCIATES CONSULTING ENGINEERS, INC., FOR WOODCOCK DRAINAGE REPAIRS CEI (AIRPORT BOULEVARD TO U.S. 90); COM PROJECT NO. 2017-3005-11 (D#5); \$44,000.00. The following resolution was held over until the regular meeting of November 23, 2021.

RESOLUTION: 21-1023-2021

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City

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of Mobile and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as set forth in full, subject to the company signing the contract and furnishing the required bonds and insurance. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Speaks & Associates Consulting Engineers, Inc.
Project Name: Woodcock Drainage Repairs CEI (Airport Blvd. to U.S. 90)
COM Project No: 2017-3005-11
Estimated Cost: \$44,000.00

AUTHORIZE CONTRACT WITH E. CORNELL MALONE CORP FOR HURRICANE ROOF REPAIRS (HURRICANE SALLY) AT THE MOBILE CIVIC CENTER ARENA; \$108,350.00. The following resolution was held over until the regular meeting of November 23, 2021.

RESOLUTION: 21-1024-2021

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: E. CORNELL MALONE CORPORATION
Project Name: MOBILE CIVIC CENTER ARENA –
 HURRICANE SALLY ROOF REPAIRS
Project Number: CC-077-21
Amount: \$108,350.00
 (GHURSALLY Category E; 50275027.48010)

AUTHORIZE CONTRACT WITH TECHNOLOGY INTEGRATION GROUP FOR REMOTE AND ONSITE ENGINEERING SUPPORT ON COMPUTER NETWORK SECURITY ARCHITECTURE AND CONFIGURATION; \$25,000.00. The following resolution was held over until the regular meeting of November 23, 2021.

RESOLUTION: 21-1025-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and PC Specialists, Inc., dba Technology Integration Group, for expert remote and onsite engineering support and advisory recommendations on computer network security architecture and configuration, for the period December 1, 2021 through November 30, 2022, in the amount not to exceed \$25,000, 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.

ANNOUNCEMENTS:

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Councilmember Jones thanked citizens who supported the Veteran's Day parade this past weekend.

Councilmember Jones announced that Austal commissioned the United States Navy ship Apalachicola.

Councilmember Jones offered comments related to the recent leadership exchange trip to Charleston, South Carolina.

Councilmembers Carroll mentioned he and Councilmember Penn attended a meeting about gun violence at Stewart Memorial CME Church last Thursday and encouraged citizens to partner with Faith in Action to decrease gun violence.

Councilmember Carroll stated he met with the Plateau community to discuss the proposed rezoning of property at 1490 Telegraph Road.

Councilmember Carroll announced he will schedule a community meeting concerning the old Ladd Supply Site in the community.

Councilmember Carroll reported he participated in a community clean-up event hosted by Mobile Bay Keepers in the Grove.

Councilmembers Carroll and Penn remarked they attended the Dia-Beat It: Diabetes 5K Run/Fun Walk held at the Fredrick D. Richardson, Jr. Tricentennial Park this past Saturday.

Councilmember Penn and Carroll also attended the Omega Lamp Lighters regarding crime.

Councilmember Penn announced that the District 1 Christmas meeting will take place at the Kiwanis Boys and Girls Club at 6:00 p.m.

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

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

Councilmember Small invited the public to attend a ribbon cutting for the paving of Baltimore Street on Friday, December 19, 2021, at 2:00 p.m.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:44 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK