MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 17, 2020

The Council of the City of Mobile, Alabama met remotely via virtual meeting on Tuesday, November 17, 2020, at 9:00 a.m.

Present:

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

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, 2020

The City Council of the City of Mobile, Alabama met remotely via virtual meeting on Tuesday, November 17, 2020, at 10:30 a.m., in regular meeting.

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

Associate Pastor Alexandra Hutson, Government Street Presbyterian Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Richardson asked for a moment of silence for Dr. Martha Williams, founder and retired Pastor of Greater Vision of Faith Ministry.

Present on Roll Call:

Chairman: Manzie
Councilmembers: Richardson, Small, Williams, 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, to include special provisions to facilitate social distancing because of the Covid-19 virus.

APPROVAL OF MINUTES:

The minutes of the meeting of October 13, 2020 (corrected) and November 10 & 16, 2020, were approved as submitted.

PRESENTATIONS:

Dr. Bernard Eichold II, Mobile County Health Officer and Dr. Laura Cepeda, Chief Medical Officer, gave updates on the Covid-19 pandemic.

Councilmember Rich read the following letter from the Medical Society of Mobile County:

**Medical Society of Mobile County**



2701 Airport Boulevard
Mobile, Alabama 36606-2319
Phone (251) 476-9494
Fax (251) 476-9495

November 11, 2020

The Honorable Sandy Stimpson
Mayor
City of Mobile
P.O. Box 1827
Mobile, AL 36633-1827

Dear Mayor Stimpson

The Medical Society of Mobile County Board of Censors and the Board of the Mobile County Health Department strongly urges you to form a Carnival Advisory Council to assist the City and Carnival Societies in their safely planning of events this upcoming Carnival season.

The objective of the Advisory Council is to bring interested stakeholders including Carnival and parading societies, public health, private and academic medicine, public safety, and our government officials together to create guidance from an overall community health perspective using the best science, practices, and observation. National and regional guidelines and experience will be tailored to current reality as it relates to the COVID pandemic in our County.

The current Vice-President of the Medical Society Board, Dr. Donald Bedsole, will represent the Medical Society of Mobile County in this endeavor. I suggest Dr Laura Cepeda represent the Mobile County Health Department and the CMOs of our area hospitals. Hospital capacity, infection rates, PPE supply and essential worker availability will play a critical role in adjusting regional and national recommendations. In addition, past and present recommendations and experience with our sister city New Orleans, LA will also play a role.

We have been honored to work closely with your office throughout this year. I truly believe that the health of the citizens of Mobile has benefited from this collaboration. I look forward to hearing from your office and continuing our joined efforts for the citizens of our beloved community.

Sincerely,

Nina Ford Johnson, MD

George T. Koulianos, MD
President

Nina Ford-Johnson, MD
President-Elect

CC: Dr Eichold, Dr Cepeda

PRESENTATIONS BY THE COUNCIL:

Councilmember Rich presented a proclamation declaring Thursday, November 19, 2020, as "Pressure Injury Awareness Day" in Mobile.

Councilmember Daves read a proclamation declaring Thursday, November 19, 2020, as "World Pancreatic Cancer Day" in Mobile.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson provided information relative to the steps taken to revise guidelines for 2021 Carnival season.

Mayor Stimpson reported that the City will resume normal debris pickup procedures after Thanksgiving.

ADOPTION OF THE AGENDA:

Councilmember Daves moved to adopt the agenda, to declare the items on the agenda Essential/Covid-19 related, which move was seconded by Councilmember Williams and the vote was as follows:

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

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the agenda adopted and all items declared Essential/Covid-19 related.

APPEALS:

The Council considered the request of Heather McRae Young for a waiver of the Noise Ordinance on November 20, 2020, at the Bragg-Mitchell Mansion from 5:00 p.m.-10:00 p.m. (District 1).

Councilmember Small moved to grant the waiver, which motion was seconded by Councilmember Richardson and the vote was as follows.

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

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

Reggie Hill, 1007 Center Street, addressed Resolutions 08-824, 08-826, 08-841 and 08-844.

NON-AGENDA ITEMS:

None

ESSENTIAL/COVID-19 ITEMS HELD OVER:

DECLARE THE STRUCTURE AT 2410 HART AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution which was introduced and read at the regular meeting of August 18, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 40-615-2020

Sponsored by: Councilmember Richardson

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 2410 HART 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 Section4, 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, 6, 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 2410 HART AVENUE as:

LOT 16 BLK 1 FAIROAKS SUB MBK 4 P 95 #SEC 44 T4S R1W #MP29 02 44 0 027

Parcel Number: 29 02 44 0 027 039

Last Assessed to: MCALPINE BYRON

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.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

ASSENT TO THE VACATION OF A 5’ STRIP OF LAND ADJACENT TO LOT 4B, WALKER’S ADDITION TO BRAWOOD (DISTRICT 7). The following resolution which was introduced and read at the regular meeting of September 22, 2020, and held over until the regular meetings of September 29, October 20, and November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 47-702-2020

Sponsored by: Councilmember Gregory

WHEREAS, MATTHEW B. WALKER, JR., ("Petitioner"), is the owner of certain lands which abut a portion of a right of way situated in the City of Mobile, Alabama, hereinafter described, and on which part of the residence and driveway encroach;

WHEREAS, Petitioner has filed a Petition with the City Council of the City of Mobile (the "City Council") requesting that the City Council adopt a resolution to vacate a portion of said right of way;

WHEREAS, it has been shown to the satisfaction of the City Council that Petitioner is the sole property owner abutting said City of Mobile right of way, that the same is not needed as a right of way in the City of Mobile, Alabama, that the vacation of same will not deprive any other property owner a right to convenient and reasonable ingress and egress to and from any other property, and that it would be to the best interest of the City Council to vacate the same;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL that its assent be and it is hereby given to Matthew B. Walker, Jr., to the vacation and closing by them of the portion of the right of way of the City of Mobile, Alabama more particularly described as follows:

Beginning at the southeasternmost corner of Lot 4B, Walker's Addition to Brawood, as recorded in Map Book 86, Page 83, Probate Court Records, Mobile County, Alabama, run north 90°-00'-00" east and along a projection of the south line of said Lot 4B, a distance of 5.07 feet; thence north 09°-13'-38" west, 51.91 feet; thence north 34°-05'-00" West, 91.34 feet; thence north 57°-15'-33'; west, 139.77 feet; thence south 32°-44'-27" west, 5.0 feet to the northeasternmost comer of said Lot 4B; thence south 57°-15'-33" east and along the eastern line of said Lot 4B, a distance of 138.74 feet; thence south 34°-05'-00" east and along said eastern line, 89.21 feet; thence south 09°-13'-38" east and along said eastern line, 50 feet to the point of beginning. Said property contains 1,402 square feet or 0.03 acres.'

BE IT FURTHER RESOLVED by the City Council, that its assent be and the same is hereby given to vacate and annul the herein described portion of said right of way located in Mobile, Alabama, subject, however, to the following conditions:

(a) The declaration of vacation and this resolution assenting to the vacation of said property, upon adoption by the City Council, be recorded in the Probate Court of Mobile County, Alabama, and a certified copy of the resolution shall be immediately delivered to the Tax Assessor's Plat Room so that this property may be reassessed in the name of Petitioner;

(b) Alabama Power Company is reserved all rights and privileges necessary and convenient for full enjoyment of use of its facilities within and adjacent to the area to be vacated; including the right of ingress and egress to and from said facilities, the right to cut and/or trim trees/limbs which, in their sole opinion would interfere with said facilities, and the right to prohibit use of the land vacated in a manner which violates the National Electric Safety Code;

(c) AT&T is reserved the right to place poles, wires, antennas, equipment, cable or conduit for communications, or electric power transmission or distribution and ingress and egress in and to the area to be vacated; with the right to relocate facilities, systems or services thereon to conform to future highway relocation, widening or improvements.

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

Councilmember Daves then moved that the resolution be amended as follows:

WHEREAS, MATTHEW B. WALKER, JR., ("Petitioner"), is the owner of certain lands which abut a portion of a right of way situated in the City of Mobile, Alabama, hereinafter described, and on which part of the residence and driveway encroach;

WHEREAS, Petitioner has filed a Petition with the City Council of the City of Mobile (the "City Council") requesting that the City Council adopt a resolution to vacate a portion of said right of way;

WHEREAS, it has been shown to the satisfaction of the City Council that Petitioner, the City of Mobile, and Shriners Hospitals for Children are the sole owners of property abutting said City of Mobile 'right of way, that the same is not needed as a right of way in the City of Mobile, Alabama, that the vacation of same will not deprive any other property owner a right to convenient and reasonable ingress and egress to and from any other property, and that it would be to the best interest of the City Council to vacate the same;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL that its assent be and it is hereby given to Matthew B. Walker, Jr., to the vacation and closing by them of the portion of the right of way of the City of Mobile, Alabama more particularly described as follows:

Beginning at the Southeasternmost corner of Lot 4B, Walker's Addition to Brawood, as recorded in Map Book 86, Page 83, Probate Court Records, Mobile County, Alabama, run north 90°-00’-00" east and along a projection of the south line of said Lot 4B, a distance of 5.07 feet; thence north 09°-13'-38" west, 51.91 feet; thence north 34°-05'-00" west, 91.34 feet; thence north 57°-15'-33" west, 139.77 feet; thence south 32°-44'-27" west, 5.0 feet to the northeasternmost corner of said Lot 4B; thence south 57°-15'-33" east and along the eastern line of said Lot 4B, a distance of 138.74 feet; thence south 34°-05'-00" east and along said eastern line, 89.21 feet; thence south 09°-13'-38" east and along said eastern line, 50 feet to the point of beginning. Said property contains 1,402 square feet or 0.03 acres.

BE IT FURTHER RESOLVED by the City Council that its assent be and the same is hereby given to vacate and annul the herein described portion of said right of way located in Mobile, Alabama, subject, however, to the following conditions:

(a) The declaration of vacation and this resolution assenting to the vacation of said property, upon adoption by the City Council, be recorded in the Probate Court of Mobile County, Alabama, and a certified copy of the resolution shall be immediately delivered to the Tax Assessor's Plat Room so that this property maybe reassessed in the name of Petitioner;

(b) Alabama Power Company is reserved all rights and privileges necessary and convenient for full enjoyment of use of its facilities within and adjacent to the area to be vacated; including the right of ingress and egress to and from said facilities, the right to cut and/or trim trees/limbs which, in their sole opinion would interfere with said facilities, and the right to prohibit use of the land vacated in a manner which violates the National Electric Safety Code;

(c) .AT&T is reserved the right to place poles, wires, antennas, equipment, cable or conduit for communications, or electric power transmission or distribution and ingress and egress in and to the area to be vacated; with the right to relocate facilities, systems or services thereon to conform to future highway relocation, widening or improvements.

(d) Entities with utility lines, equipment or facilities in place within said right of way at the time of vacation shall have the right to continue to access, maintain, extend and enlarge their lines, equipment and facilities to the same extent as if the vacation had not occurred.

The motion was seconded by Councilmember Small. Following comments from Councilmember Williams the vote was as follows:

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

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

AUTHORIZE AGREEMENT WITH THE PUBLIC PARK AND RECREATION BOARD OF THE CITY OF MOBILE FOR THE RENOVATION OF THE LADD PEEBLES STADIUM LOCKER ROOMS, $500,000. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 01-821-2020

Sponsored by: Councilmember Manzie and Mayor Stimpson

WHEREAS the City Council of the City of Mobile desires to enter an agreement with the PUBLIC PARK AND RECREATION BOARD OF THE CITY OF MOBILE, to contribute $500,000.00 towards the renovation of the Ladd Peebles Stadium locker rooms; and

WHEREAS, the City Council of the City of Mobile finds and determines that the expenditure serves a public purpose;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the attached Agreement between the City of Mobile ("City") and the Public Park and Recreation Board of the City of Mobile ("Board") for the renovation of the locker rooms at Ladd Peebles Stadium, and to take all actions necessary to effectuate said Agreement.

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

Ayes: Richardson, Manzie, 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 AGREEMENT WITH THE MOBILE MUSEUM BOARD TO MANAGE, OPERATE AND PROMOTE THE FACILITIES. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 01-822-2020

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 Agreement Between the Mobile Museum Board and the City of Mobile to engage the Board to manage, operate and promote the Facilities for the duration of the Management Term, and to sign any agreements or other documents in connection with the Agreement, and to perform all acts necessary in connection with the Agreement, 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.

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

Ayes: Richardson, Manzie, 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 ITEM BASED BID FOR AMMUNITION FROM PRECISION DELTA CORP. The following resolution which was introduced and read at the regular meeting of

November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-824-2020

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 Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

| Bid | Description | Number of Items | Bid Amount | Time/Renewal | Vendor(s) |
|---|---|---|---|---|---|
| 5480 | Ammunition | 8 | Various, see bid tab | Renewable in six months, for one additional six month period | Precision Delta Corp |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

Ayes: Richardson, Manzie, 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 TERRAVIEW FOR RANGEPRO X8 UAV, $25,542.00. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-826-2020

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 |
|---|---|---|---|---|---|
| 524 | 2021 | (1545) POLICE CYBER DIVISION | RANGEPRO X8 UAV WITH ACCESSORIES (SEALED BID 5485) | $25,542.00 | (296827) TERRAVIEW |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

Ayes: Richardson, Manzie, 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 TOTER LLC FOR 588 GARBAGE CARTS, LIDS, HINGES & FASTENERS, $60,973.68. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-827-2020

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 |
|---|---|---|---|---|---|
| 1178 | 2021 | (20908 GARBAGE COLLECTION) | 588 96GAL GARBAGE CARTS, 2000 CART LIDS, 6000 CLAW HINGES, 5000 TORX FASTENERS (OMNIA COOPERATIVE PURCHASING AGREEMENT – NOT ON STATE CONTRACT) | $60,973.68 | (205975) TOTER LLC |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

Ayes: Richardson, Manzie, 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 MCELHENNEY CONSTRUCTION COMPANY, LLC., FOR 2019 DRAINAGE GROUP-C (BELLE ISLE AND WOODCLIFF DRIVE NORTH) (D4); $246,652.50. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 21-828-2020

Sponsored by: Councilmember Williams and Mayor Stimpson

WHEREAS, that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

WHEREAS, bids for drainage repair for District 4 were received and opened on September 9, 2020.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from McElhenney Construction Company, LLC, in the amount of $246,652.50.

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

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

Name of Company: McElhenney Construction Company, LLC

Project Name: Mobile 2019 Drainage Group C- (Belle Isle and Woodcliff Drive North) Draining Repair Improvements (D4)

Project Number: 2019-3005-05; GMC Project No. CMOB190254

Amount: $246,652.50

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

Ayes: Richardson, Manzie, 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 GUARDIAN PEST CONTROL INC., DBA KNOX PEST CONTROL, FOR PEST CONTROL SERVICES AT VARIOUS CITY FACILITIES; $30,874.00 PER YEAR (THREE YEARS). The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 21-829-2020

Sponsored by: Councilmember Williams 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: GUARDIAN PEST CONTROL INC.,
dba KNOX PEST CONTROL

Project Name: PEST CONTROL SERVICES –
3-YEAR SERVICE CONTRACT
VARIOUS CITY OF MOBILE FACILITIES

Project Number: SC-045-20

Amount: $30,874.00 PER YEAR
Year 1 = $30,874.00
Year 2 = $30,874.00
Year 3 = $30,874.00
CONTRACT SUM = $92,622.00

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

Ayes: Richardson, Manzie, 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – PHILLIP DAFFIN. The following resolution which was introduced and read at the regular meeting of November 10, 2020, and held over until the regular meeting of November 17, 2020, was called up by the Presiding Officer.

RESOLUTION: 60-835-2020

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 injuries of Phillip H. Daffin suffered on July 23, 2019, requiring the City to pay $34,000.00, 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.

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

Ayes: Richardson, Manzie, 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.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF ESSENTIAL/COVID-19 ITEMS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Daves moved for the suspension of the rules to consider Essential/Covid-19 items 37-847 – 60-849, being introduced for the first time. The motion was seconded by Councilmember Richardson and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

ESSENTIAL/COVID19 ITEMS BEING INTRODUCED:

APPROVE PURCHASE ORDER TO SPRINGHILL AUTOMOTIVE INC. FOR 2021 4WD TOYOTA SEQUOIA SUV, $63,500.00. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-841-2020

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 |
|---|---|---|---|---|---|
| 960 | 2021 | (F7000) MOTOR POOL | 2021 4WD TOYOTA SEQUOIA SUV (SEALED BID 5489 ) | $63,500.00 | (270798) SPRINGHILL AUTOMOTIVE INC |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE PURCHASE ORDER TO SUNSOUTH LLC FOR 2021 JOHN DEERE TRACTOR, $47,900.00. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-842-2020

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 |
|---|---|---|---|---|---|
| 2037 | 2021 | (F7000) MOTOR POOL | 2021 JOHN DEERE 509M 2WD TRACTOR (SEALED BID 5469) | $47,900.00 | (291912) SUNSOUTH LLC |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE PURCHASE ORDER TO TOOMEY EQUIPMENT CO. INC. FOR TWO 2021 LAND PRIDE MOWERS, $34,908.00. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-843-2020

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 |
|---|---|---|---|---|---|
| 2035 | 2021 | (F7000) MOTOR POOL | 2 2021 LAND PRIDE AFM4216 17FT TRI-DECK GROOMING MOWERS (SEALED BID 5456) | $34,908.00 | (205775) TOOMEY EQUIPMENT CO INC |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE PURCHASE ORDER TO TRUCK EQUIPMENT SALES INC. FOR 2021 FORD F450 TRUCK, $58,998.00. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-844-2020

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 |
|---|---|---|---|---|---|
| 2038 | 2021 | (F7000) MOTOR POOL | 2021 FORD F450 TRUCK WITH DUMP BODY (SEALED BID 5467) | $58,998.00 | (208560) TRUCK EQUIPMENT SALES INC |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE ITEM BASED BID WITH MASTER MARINE INC. FOR WELDING REPAIRS & UPGRADES TO TRASH TRAILERS. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-845-2020

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 Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

| Bid | Description | Number of Items | Bid Amount | Time/Renewal | Vendor(s) |
|---|---|---|---|---|---|
| 5464 | Welding Repairs and Upgrades to Trash Trailers | 50 | Various see bid tab | No expiration; until work complete | Master Marine Inc. |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE ITEM BASED BID TO RUSH TRUCK CENTERS OF ALABAMA INC. FOR REPLACEMENT OF WIRING AND LIGHTS ON TRASH TRAILERS. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 08-846-2020

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 Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

| Bid | Description | Number of Items | Bid Amount | Time/Renewal | Vendor(s) |
|---|---|---|---|---|---|
| 5465 | Replacement of Wiring and Lights on Trash Trailers | 1 | $707.58 | No expiration; until work complete | Rush Truck Centers of Alabama Inc |

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR BD FOOD MART, 1174 AZALEA ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-847-2020

Sponsored by: Councilmember Williams

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.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council

Type of application: Retail Beer/Table Wine
(Off Premises Only)

Submitted by: BD Convenience LLC

Location: BD Food Mart
1174 Azalea Road

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

Ayes: Richardson, Manzie, 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 REMOVAL OF WEEDS, GROUP #1608. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-848-2020

A RESOLUTION DETERMINING WHAT OBJECTIONS SHALL BE ALLOWED AND WHAT OBJECTIONS SHALL BE OVERRULED TO THE REMOVAL OF NOXIOUS OR DANGEROUS WEEDS ON OR IN FRONT OF CERTAIN PARCELS OF LAND.

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of the interested parties; and

WHEREAS, Parcels Nos. 1 through 21 described in the resolution adopted on the 17th day of November, 2020, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

SECTION 1. It is hereby ascertained and determined that the dangerous and noxious weeds growing on the hereinafter described parcels of real property are public nuisances, and it is hereby ordered and directed that the employees of the City of Mobile assigned to that work promptly remove the weeds on such parcels of property:

PARCELS OR PIECES OF PROPERTY ON WHICH NOXIOUS OR DANGEROUS WEEDS ARE TO BE REMOVED:

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 21, as described in the resolution adopted on the 17th day of November, 2020, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No.1608 on file in the office of the City Clerk).

SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken hereunder. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

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

Ayes: Richardson, Manzie, 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.

<u>DETERMINE AN APPROPRIATION TO SMITH MEMORIAL A.M.E. CHURCH SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $1,800.00</u>. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-849-2020

Sponsored by: Councilmember Gregory

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

WHEREAS, Smith Memorial A.M.E. Church is an Alabama unincorporated religious association which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Smith Memorial A.M.E. Church to help with the 100 turkeys giveaway for the citizens of their community for Saturday, November 21, 2020 in the parking lot, which will serve a public purpose benefitting the City of Mobile and its citizens.

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

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

Ayes: Richardson, Manzie, 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 STRATEGIC SOLUTIONS, 507 AZALEA ROAD. The following resolution was held over until the regular meeting of November 24, 2020.

RESOLUTION: 37-850-2020

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: Retail Beer/Table Wine (Off Premises Only)

Submitted by: Strategic Solutions and Services, LLC

Location: Strategic Solutions and Services
507 Azalea Road

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

ANNOUNCEMENTS:

Councilmember Richardson announced that Dr. Joaquin Holloway's 12 modular, HO scale train is on display at the Exploreum from now until January 15, 2021, as part of the National Model Railroading Month of November.

Councilmember Rich reported that Sugar Creek Place still has storm debris that has not been collected.

Councilmember Rich thanked the Mayor for sharing the vote on Resolution 01-793. The item was adopted, but Mrs. Rich voted against it.

Councilmember Small thanked Mayor Stimpson, Mr. Chresal D. Threadgill, Superintendent of Mobile County Schools, and Ms. Shonnda Smith, Director of Parks and Recreation, for attending the meeting to discuss future plans for Trimmier Park.

Councilmember Manzie reminded citizens to take precautions to slow the spread of COVID-19.

Councilmember Manzie announced that three food distribution events will be held between now until Christmas in District 2.

Councilmember Gregory explained that Resolution 60-849 will help Smith Memorial A.M.E. Church to provide 100 turkeys for citizens on Saturday, November 21, 2020.

Councilmember Gregory announced that the Administrative Services Committee will meet to discuss the ordinance to regulate short term rentals on December 1, 2020.

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

Ayes: Richardson, Manzie, 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 12:10 p.m.

Adopted:

______________________________
COUNCIL PRESIDENT

______________________________
CITY CLERK