

MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 26, 2021

The Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, October 26, 2021, at 9:00 a.m.

Present:

Councilmembers: Richardson, Small, Williams, Daves, Rich 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 VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 26, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, October 26, 2021, at 10:30 a.m., in regular meeting.

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

Reverend Charles Moore, St. Louis Street Missionary Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small
Councilmembers: Richardson, 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.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson reported that he traveled to Montgomery for a meeting of the Big 10 Mayors to represent Mobile and meet with leaders of Alabama’s largest cities. They were able to spend some time with Governor Kay Ivey and her staff to discuss the upcoming legislative session and the issues that are impacting all our cities.

Mayor Stimpson announced that the Parks & Recreation Department will host a Halloween event Saturday, October 30, 2021, at Medal of Honor Park from 3-6 p.m.

Mayor Stimpson shared information regarding the recent ribbon cuttings at MCT Logistics, the re-built runway at Brookley Field and the new playground equipment at Walsh Park.

Mayor Stimpson reported that Travel Writers for the aviation and aerospace industry were in Mobile to inspect the new A220 aircraft which is expected to be accepted by Breeze Airways.

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NOTE: Paul Prine, Chief of Police, presented Radwan Habibi as the September 2021 Officer of the Month.

PRESENTATIONS BY THE COUNCIL:

Councilmember Williams presented a Proclamation proclaiming November 13, 2021, as “Tomb of the Unknown Soldier Day” in the city of Mobile.

Lisa C. Lambert stated she had a statement to read into the record.

Mary Ann Merchant, Assistant City Clerk, read the following statement:

“Mr. Council Vice President, while it is a great day in Mobile, Alabama, this statement must be held over for seven days per Council rules in order to increase transparency.”

Lisa Lambert, City Clerk, stated:

“one of the lone wolves crying in the wilderness I will continue. Because if you always do what you’ve always done you will always get what you’ve always got.”

Lisa Lambert, City Clerk, read the following Resolution:

Resolution



WHEREAS, today marks the last meeting for three of our most revered Council Members; and

WHEREAS, for 25 years, Councilman Fred Richardson served the citizens of District 1, for 14 years, Councilman John Williams served the citizens of District 4 and for 19 years, Councilwoman Bess Rich served the citizens of District 6; and

WHEREAS, as a direct result of their tenures, the City has seen Districts 1, 4 and 6 transform, especially with projects aimed at bettering daily life for their citizens including the evolution of our Park's department facilities from recreation to community centers- enabling us to serve our community at all stages of life, championing clean local waterways through installing litter traps in the Dog River watershed and a community-built Playground Express at Medal of Honor Park, recently replaced with a state-of-the-art playground and splash pad; and

WHEREAS, the contributions of these three Councilmembers also led to significant steps forward in increasing citizen participation and transparency through changes to the role of city council persons and rules for transacting city council business including beginning the tradition of holding District meetings to provide opportunity for one-on-one connection with citizens, meetings being televised and now live streamed on the Internet and creating new council rules that truly provide the public an opportunity to review legislation put forward to increase transparency; and

WHEREAS, Councilmembers Richardson, Williams and Rich also regularly used their platforms to bring attention and awareness to important issues including the need for all Mobilians to drop Moon Pies at midnight on New Year's Eve, youth sports throughout the City, which is so vital to the development of our young people and the fight against childhood cancer where our Councilors collaborated with many local organizations working to end it; and

WHEREAS, year after year they graciously and selflessly gave their Joe Cain Day up to serve the citizen: by spending the day travelling the city on floats and proving that here in Mobile, we truly were born to celebrate; and

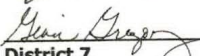
WHEREAS, for these reasons and many, many more, their impact on their Districts and City will be felt for decades to come as will the loss of them leaving - and not just through shorter weekly meetings; and

NOW, THEREFORE, WE, the members of the Mobile City Council, along with the Office of the City Clerk, do hereby urge everyone to join us in honoring the service of these three Champions of their Districts and the City of Mobile...

Done at the City of Mobile, Alabama
this 26th day of October, 2021

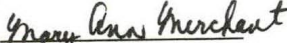



Council Vice President


District 7


District 5

City Clerk


Assistant City Clerk

MONTHLY FINANCE REPORTS

Bob Holt, Executive Director of Finance, presented the Council with the monthly finance report for September 2021.

ADOPTION OF THE AGENDA:

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

Ayes: Richardson, 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.

APPEALS:

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Appeal of Rashawn Figures concerning the Architectural Review Board's denial of his request to replace windows and doors and install a mural at 809 Government Street (District 2).

Councilmember Daves moved to hold the appeal over until the regular meeting of November 2, 2021, which motion was seconded by Councilmember Rich and the vote was as follows:

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

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

Request of Bill Moore, Infant Mystics, for a waiver of the Noise Ordinance at 911 Dauphin Street on February 27, 2022, from 6:00 p.m.-12:00 a.m. (District 2)

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

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

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

Request of Kenita Harper, 540 Texas Street, for a waiver of the Noise Ordinance on June 25, 2022, from 12:00-6:00 p.m. (District 2)

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

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

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

Request of Norman Sigler, 1137 Montauk Avenue, for a waiver of the Noise Ordinance on October 29 & 30, 2021, from 6:00-10:00 p.m. (District 2).

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

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

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

Request of Larvetta Douglass, 866 Wendover Road, for a waiver of the Noise Ordinance on November 6, 2021, from 6:00-10:00 p.m. (District 7).

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

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

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

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PUBLIC HEARINGS

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 2551 KOSSOW STREET (SOUTHWEST CORNER OF SOUTH FLORIDA STREET AND KOSSOW STREET) FROM R-1 TO B-1 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 2551 Kossow Street (southwest corner of south Florida Street and Kossow Street) from R-1 to B-1, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1723 BOLDEN STREET, \$3,650.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 1723 Bolden Street, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2309 BULLEN STREET, \$3, 075.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 2309 Bullen Street, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2803 COLLEGE STREET, \$1,250.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 2803 College Street, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1618 BRYAN AVENUE (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 1618 Bryan Avenue, and asked if there was anyone present to speak for or against this matter.

No one appeared.

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The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 907 OPAL AVENUE, \$2,700.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 907 Opal Avenue, and asked if there was anyone present to speak for or against this matter.

1. George Wilson, 1110 Oakdale Avenue, requested that the City waive the fee for the demolition.
2. Sabrina Mass, 1050 Belvedere Circle West, voiced her concerns regarding the ability of low income citizens to pay demolition costs.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 322 LEXINGTON AVENUE (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 322 Lexington Avenue, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1057 SUTTON AVENUE (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 1057 Sutton Avenue, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1004 ALBA STREET, \$2,200.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 1004 Alba Street, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2304 BURMA HILLS COURT, \$8,700.00 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for the demolition of the structure at 2304 Burma Hills Court, and asked if there was anyone present to speak for or against this matter.

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No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1003-A BALTIMORE STREET A PUBLIC NUISNACE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1003-A Baltimore Street a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1003-B BALTIMORE STREET A PUBLIC NUISNACE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1003-B Baltimore Street a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 705 PETIT AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 705 Petit Avenue a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 2302 ROOSEVELT AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2302 Roosevelt Avenue a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Gregory Dennis, 5919 Waringwood Drive, commented in opposition of Resolution 60-957.
2. Nathan Friedlander, 126 Government Street, addressed Resolution 40-915.

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NON-AGENDA ITEMS:

- 1. Eddie Irby, 1116 Richard Road, requested assistance from the City to clean the property at 3919 Moffett Court.
- 2. John Hilliard, 755 Bolling Brothers Boulevard, thanked the outgoing Councilmembers for their support of Hank Aaron Stadium.
- 3. Reggie Hill, 1007 Center Street, expressed concerns about the discord and disconnect between leadership and citizens.

ORDINANCES HELD OVER:

ORDINANCE TO AMEND SECTION 52-31(A) OF THE CITY CODE REGARDING EMERGENCY ACTION IN THE ABATEMENT OF UNSAFE BUILDINGS. The following ordinance, which was introduced and read at the meeting of October 19, 2021 and held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

ORDINANCE: 52-034-2021
Sponsored by: Councilmember Richardson

AN ORDINANCE TO AMEND SEC. 52-31(a) OF CHAPTER 52, ARTICLE II, OF THE MOBILE CITY CODE, 1991

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

Section 1. Amendment.

Section 52-31(a) of Chapter 52, Article II, of the Mobile City Code, 1991, regarding emergency action in the abatement of unsafe buildings and structural nuisances, is hereby amended and restated in its entirety to read as follows:

(a) The code official is hereby authorized to initiate the immediate repair or demolition of a building, structure, or portion thereof when in the opinion of the code official such emergency action is required due to imminent danger of structural collapse endangering adjoining property, the public right-of-way, or human life or health. In the case of emergency action pursuant to this subsection, the code official shall promptly cause such building, structure, or portion thereof to be made safe, secured, or removed. For this purpose, the code official may at once enter such structure with such assistance and at such cost as the code official may deem necessary. The code official may vacate adjacent structures and protect the public by appropriate fence or such other means as may be necessary, and for this purpose, the code official may close a public or private way. Such emergency action shall not, however, be authorized without prior city council approval if:

- (1) the imminent danger has persisted more than one-hundred and twenty (120) days prior to the date such emergency action is deemed necessary by the code official; and,
- (2) the building, structure or property proposed to be subject to such emergency action has been the subject of at least one (1) prior documented citizen complaint made to the city or at least one (1) inspection by the code official of the imminent danger that requires immediate repair or demolition.

Section 2. Miscellaneous.

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

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(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 within the City of Mobile immediately upon its adoption and publication as required by law.

The ordinance was read by the City Clerk; whereupon Councilmember Small moved that the ordinance be held over for 60 days, which was seconded by Councilmember Williams.

Councilmember Small made the motion to amend the motion to hold over for 60 days, which move was seconded by Councilmember Rich and the vote was as follows:

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

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

CONSENT RESOLUTIONS HELD OVER:

DECLARE THE STRUCTURE AT 1354 OLD SHELL ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following ordinance, which was introduced and read at the meeting of August 25, 2021 and held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 40-683-2021

Sponsored by: District 2

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 1354 Old Shell Road has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 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 1354 Old Shell Road as:

BEG AT A PT ON N/S OF OLD SHELL RD 148.90 FT WLY FROM N/W COR OF OLD SHELL RD & JULIA ST TH RUN WLY ALG SD N/S OLD SHELL RD 149.70 FT TH RUN NLY & PAR WITH JULIA ST 149/7 FT TH RUN ELY 49.26 FT TH RUN SLY & PAR WITH JULIA ST 150.0 FT TO POB #SEC 40 T4S R1W #MP29 06 40 0 008

Parcel Number: 29 06 40 0 008 041

Last Assessed to: ALLEN DONALD G & ANN M

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.”

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

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

FIX THE COSTS FOR SECURING OF THE STRUCTURE AT 962 HIGHPOINT DRIVE WEST, \$10,175.00. The following resolution was introduced by Councilmember Williams.

RESOLUTION: 40-915-2021

Sponsored by: Councilmember Williams

A RESOLUTION FIXING THE COSTS FOR THE SECURING OF THE STRUCTURE AT 962 Highpoint Drive West

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26,2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 962 Highpoint Drive West and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure 962 Highpoint Drive West to be \$10,175.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$10,175.00 shall constitute a special assessment against the property at 962 Highpoint Drive West and being that property more particularly described as follows:

LOT 26 RESUBDIV OF HIGH POINT ESTS MBK 10 P 19 #SEC 02 T5S R2W #MP33 01 02 2 001

Parcel No.: 33 01 02 2 001 028

Owner: JOHNS BRENDA M & JOE C
C/O MALIK HOLDINGS LLC
2220 HARRODS CT
MOBILE, AL 36695

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

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

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

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

Nays: None

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

RESOLUTIONS HELD OVER

AUTHORIZE PROJECT AGREEMENT WITH MOBILE COUNTY AND AUSTAL USA, LLC. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 01-922-2021

Sponsored by: City Council and Mayor Stimpson

BE IT RESOLVED by the City Council for the City of Mobile (the "Council"), as governing body of the City of Mobile, Alabama (the "City"), as follows:

Section 1. The City Council, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) Pursuant to the applicable laws of the State of Alabama, the City, Mobile County, a political subdivision of the State of Alabama ("County") and Austal, USA, LLC, an Alabama limited liability company (the "Company") have agreed to the terms of that certain Project Agreement to be dated the date of delivery (the "Project Agreement"), as set forth hereinafter, for the purposes referenced therein.

(b) The Project, as defined in the Project Agreement, is to construct certain Road and Access Improvements required by the Company for access to a new steel-hull vessel construction facility in the City and County, and the Company is expected to employ at least three-thousand three hundred (3,300) full time employees. The County and City will each reimburse fifty percent (50%) of the total cost of the Road and Access Improvements, up to \$ 1.5 Million each, for a total reimbursement not to exceed \$3 Million.

(c) The City is authorized to do any of the actions or undertakings referenced in Section 94.01 of the Constitution of Alabama of 1901, as amended ("Section 94.01").

(d) The City is authorized under Section 94.01 to use public funds to undertake projects, including the grading and the construction of roads and drainage, that serve private businesses upon a finding that the project will promote the economic development of the City.

(e) Pursuant to, and for the purposes of. Section 94.01, it is necessary, desirable and in the public interest for the City to provide financial support to the Company in the principal amount not to exceed \$1.5 Million.

(f) The expenditure of public funds for the purposes specified in the Project Agreement and in Section 1(d) will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(g) (1) More than seven (7) days prior to October 19, 2021, the City caused to be published in the newspaper with the largest circulation in the City, the notice required by Section 94.01(c)(2).

(2) The information set forth in said notice is true and correct

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(3) Publication of said notice is hereby ratified and confirmed.

(h) On October 19, 2021, the Council held a public meeting at which time it considered the matters contained in said public notice. The Council hereby finds that the expenditure of public funds in an amount not to exceed \$1.5 Million, incurred and paid in support of the construction of Road and Access Improvements by the Company will promote the economic development of the City and will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(i) The expenditure of public funds as contemplated by the Project Agreement, in an amount not to exceed \$1.5 Million, for reimbursement of expenses actually incurred and paid in support of Road and Access Improvements shall not be a general obligation of the City. Pursuant to applicable Alabama law, including without limitation, Section 1 I-99-8(b), the Note shall not be included in the computation of the constitutional debt limitation of the City because the Note will not be secured by a pledge of the City's full faith and credit.

Section 2. The Council does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) the agreements, covenants, and undertakings of the City set forth in the Project Agreement, (b) the terms and provisions of the Project Agreement, in substantially the form set forth as follows, with such changes thereto (by addition or deletion) as the Mayor shall approve (other than an increase in the amount of the City's financial commitment, which must be approved by this Council), which approval shall be conclusively evidenced by execution and delivery of the Project Agreement as hereinafter provided.

Section 3. The Mayor is hereby authorized and directed to execute and deliver the Project Agreement for and on behalf of and in the name of the City. The Clerk is hereby authorized and directed to affix the official seal of the City to the Project Agreement and to attest the same.

Section 4. The Mayor and the officers of the City are each hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices, and petitions and proceedings, with respect to the Project Agreement, as the Mayor and such officers shall determine to be necessary or desirable to carry out the provisions of this Resolution and order or the Project Agreement or duly and punctually observe and perform all agreements and obligations of the City under the Project Agreement.

Section 5. All prior actions taken, and agreements, documents or notices executed and delivered, by the Mayor or any officer or member of the City Council or other representative of the City, in connection with the agreements, covenants, and undertakings of the City hereby approved, or in connection with the preparation of the Project Agreement and the terms and provisions thereof, are hereby approved, ratified and confirmed.

Section 6. All resolutions, orders, or parts of any thereof, of the City Council in conflict or inconsistent, with any provision of this Resolution and order hereby are, to the extent of such conflict or inconsistency, repealed.

Section 7. This Resolution and order shall take effect immediately.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved to amend the item to substitute for the original contract the updated version, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Richardson, 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.

Councilmember Williams made the motion to approve the contract as amended, which was seconded by Councilmember Daves, and the vote was as follows:

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Ayes: Richardson, 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 as amended.

APPROVE THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS BY THE PUBLIC FINANCE AUTHORITY IN AN AMOUNT NOT TO EXCEED \$55,000,000.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 07-923-2021

Sponsored by: Mayor Stimpson

A RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS BY THE PUBLIC FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$55,000,000; RECOGNIZING THAT THE CITY OF MOBILE, ALABAMA IS NOT RESPONSIBLE FOR ISSUING THE MULTIFAMILY HOUSING REVENUE BONDS AND HAS NO FINANCIAL OBLIGATION TO PAY ANY PRINCIPAL OF OR INTEREST ON THE MULTIFAMILY HOUSING REVENUE BONDS; MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Mobile, Alabama (the "City") is a duly organized and validly existing municipal corporation under the laws and Constitution of the State of Alabama; and

WHEREAS, the Public Finance Authority (the "Issuer") is a commission organized under and pursuant to the provisions of Section 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, as amended (the "Act"); and

WHEREAS, the issuer has advised that pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Public Finance Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the project is to be located; and

WHEREAS, Patriot Services Group, Inc., a Florida nonprofit corporation (the "Borrower") has requested that the Issuer issue, in one or more series, its multifamily housing revenue bonds (the "Bonds") pursuant to a plan of financing for the purpose of providing funds to finance the, acquisition, renovation and equipping of multiple affordable multifamily rental housing developments consisting of: (i) Sunset on the Bayou, (ii) Topaz Plaza, (iii) Market Street Apartments and (iv) Springfield Apartments, an aggregate of 453 units located in multiple buildings and scattered sites in Mobile, Alabama and Jacksonville, Florida (the "Projects"); and

WHEREAS, the Borrower has represented to the City that Sunset on the Bayou is located at 2001 Brill Road, within the corporate limits of the City of Mobile; and

WHEREAS, the Borrower has further represented to the City that the proceeds from the sale of the Bonds will be loaned to three limited liability companies, whose single member will in each case be the Borrower; and

WHEREAS, the Bonds will be payable solely from revenues of the Borrower, and the City will have no obligation whatsoever for the payment of the Bonds and the Bonds will not constitute an indebtedness or an obligation of the City within the meaning of any constitutional or statutory debt limitation, or a charge against the general credit or taxing powers of the City; and

WHEREAS, as a prerequisite for the issuance of the Bonds by the Issuer, a public hearing was held by the City Council, as the governing body of the City, on October 19, 2021 (the

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"Hearing"), after publication in the Mobile Press-Register of ^ Notice of Public Hearing, at which members of the public were offered an opportunity to express their views with respect to the issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED by the City Council (the "Council") of the City of Mobile, Alabama, as follows:

SECTION 1. The findings set forth in the preamble of this Resolution are incorporated by reference into the body of this Resolution as if fully set forth herein. The Council has considered any views expressed, whether in writing or at the Hearing, prior to consideration of this Resolution.

SECTION 2. The City hereby approves the issuance of the aforesaid Bonds by the Issuer in the maximum aggregate principal amount of \$55,000,000 for the Projects, and further approves the Projects as described in the Notice relating to the public hearings for the Bonds. Such approval shall be solely for the purposes of satisfying Section 147(f) of the Internal Revenue Code of 1986 and Section 66.0304(1 l)(a) of the Wisconsin Statutes, and the City shall have no liabilities for the payment of the Bonds or for any undertaking with respect thereto nor shall any of its assets be pledged to payment of the Bonds.

SECTION 3. This Resolution shall become effective immediately, upon its passage.

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

Ayes: Richardson, 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 LYTX INC. FOR ANNUAL DRIVECAM SUBSCRIPTION FOR 438 CAMERAS FOR THE MOTOR POOL, \$192,176.04. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-924-2021

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>410</u>	2022	(F7000) MOTOR POOL	ANNUAL DRIVECAM SUBSCRIPTION FOR 483 CAMERAS (GSA CONTRACT)	\$192,176.04	<u>(291836) LYTX INC</u>

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

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

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Nays: None

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

APPROVE PURCHASE ORDER TO FIVECAST PTY LTD, FOR INTELLIGENCE SOFTWARE ANNUAL SUBSCRIPTION FOR THE POLICE CYBER DIVISION, \$74,500.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-925-2021

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>182</u>	2022	(1545) POLICE CYBER DIVISION	INTELLIGENCE SOFTWARE ANNUAL SUBSCRIPTION (SECURITY EXEMPT)	\$74,500.00	<u>(297413)</u> <u>FIVECAST PTY</u> <u>LTD</u>

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

Ayes: Richardson, 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 GALLS LLC FOR 82 BODY ARMOR PROTECTIVE VESTS FOR MPD, \$56,104.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-926-2021

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:

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>722, 723</u>	2022	(1530) POLICE ADMIN SERVICES	82 BODY ARMOR PROTECTIVE VESTS W/40 CARRIERS AND ATTACHMENTS FOR MPD (BUYBOARD COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$56,104.00	<u>(070216) GALLS LLC</u>

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

Ayes: Richardson, 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.

TRANSFER \$30,000,000.00 FROM THE UNASSIGNED FUND BALANCE IN THE GENERAL FUND TO CAPITAL IMPROVEMENTS FUND (2000), CAPITAL PROJECT #C0677. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 09-927-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$30,000,000.00 be transferred from unassigned fund balance in the General Fund (Fund 1000) to Capital Improvements Fund (2000) Capital Project #C0677.

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 by substituting the revised version for the original, which was seconded by Councilmember Gregory.

Following comments by the Council and Mayor Stimpson, the Presiding Officer called for the vote on the original motion as amended and the vote was as follows:

Ayes: Richardson, 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 as amended.

AUTHORIZE CONTRACT WITH LIEB ENGINEERING CO. LLC FOR DRAINAGE IMPROVEMENTS (CIVIL ENGINEERING) AT THE MILL STREET PARK; \$22,850.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-928-2021

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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: LIEB ENGINEERING COMPANY LLC

Project Name: MILL STREET PARK
DRAINAGE IMPROVEMENTS

Project Number: PR-082-21

Amount: \$22,850.00

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

Ayes: Richardson, 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 TAG/THE ARCHITECTS GROUP INC. FOR ROOF REPLACEMENT AND EXTERIOR REPAIRS – MOBILE TECHNOLOGY CENTER (MIT); \$26,950.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-929-2021

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: TAG/THE ARCHITECTS GROUP, INC.

Project Name: MOBILE TECHNOLOGY CENTER (MIT)
ROOF REPLACEMENT & EXTERIOR REPAIRS

Project Number: BG-087-21

Amount: \$26,950.00

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

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

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

GRANT SEWER EASEMENT AND TEMPORARY CONSTRUCTION EASEMENTS TO MAWSS FOR THREE MILE CREEK SEWER TRUNK LINE. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 25-930-2021

Sponsored by: Councilmember Richardson and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, one (1) Permanent Sanitary Sewer Easement and three (3) Temporary Construction Easements, for the Three Mile Creek Sewer Trunk Line, as prepared by Christopher A. Arledge of The Atchison Firm, P.C., to the BOARD OF WATER AND SEWER COMMISSIONERS of the City of Mobile, a copy of which is attached hereto and make a part thereof as though fully set forth herein, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS.

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

Ayes: Richardson, 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 ATHINA AMANOR TO PROVIDE TENNIS LESSONS AND CLINICS FOR THE PARKS & RECREATION DEPARTMENT, NTE \$40,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-931-2021

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 Athina Amanor to provide tennis lessons and clinics for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$40,000 per year 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 Rich moved that the resolution be adopted, which was seconded by Councilmember Daves the vote was as follows:

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

Nays: None

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

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AUTHORIZE CONTRACT WITH SANDERS HYLAND CORPORATION FOR LEGAL DEPARTMENT FLOOR REPLACEMENT, \$85,750.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-932-2021

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: SANDERS HYLAND CORPORATION

Project Name: MOBILE GOVERNMENT PLAZA (9th FLOOR)
LEGAL DEPARTMENT – FLOORING REPLACEMENT

Project Number: AD-028-21

Amount: \$85,750.00

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

Ayes: Richardson, 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 SERVICE CONTRACT WITH ENGINEERED COOLING SERVICES LLC FOR HVAC PREVENTATIVE MAINTENANCE & REPAIRS AT THE MOBILE ALABAMA CRUISE TERMINAL; \$59,100.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-933-2021

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: ENGINEERED COOLING SERVICES, LLC

Project Name: MOBILE ALABAMA CRUISE TERMINAL
HVAC PREVENTATIVE MAINTENANCE AND REPAIRS

Project Number: SC-039-21

Amount: \$59,100.00

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

Ayes: Richardson, 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 SERVICE CONTRACT WITH GORAM AIR CONDITIONING CO. INC. FOR HVAC MAINTENANCE & REPAIR AT VARIOUS CITY FACILITIES; \$300,000.00. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-934-2021

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: GORAM AIR CONDITIONING COMPANY, INC.
Project Name: HVAC MAINTENANCE & REPAIR AT VARIOUS CITY OF MOBILE, ALABAMA FACILITIES
Project Number: FM-169-21
Amount: \$300,000.00

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

Ayes: Richardson, 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.

ACCEPT “WYNNGATE COURT” AND “WYNNGATE WAY” OF WYNNFIELD SUBDIVISION UNIT FIVE FOR MAINTENANCE. The following resolution, which was introduced and read at the regular meeting of October 19, 2021, held over until the regular meeting of October 26, 2021, was called up by the Presiding Officer.

RESOLUTION: 45-935-2021

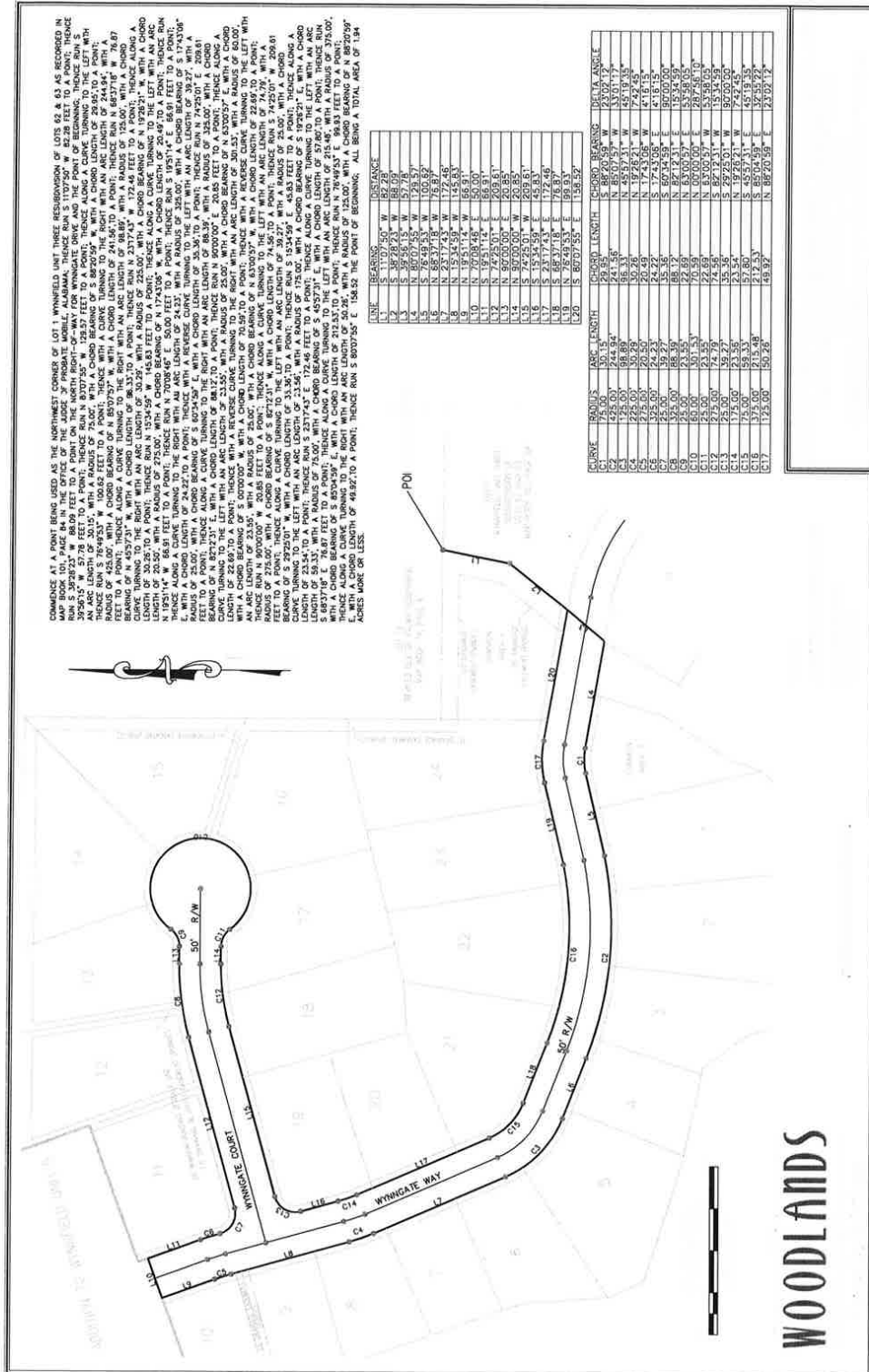
Sponsored by: Mayor Stimpson

WHEREAS, Wynnfield Development LLC, as developer of Wynnfield Subdivision Unit Five, has requested acceptance by the City of Mobile of the streets in Wynnfield Subdivision Unit Five, said streets being named “Wynngate Court” and “Wynngate Way,” as public streets within the boundaries of the City of Mobile;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the streets “Wynngate Court” and “Wynngate Way” of Wynnfield

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Subdivision Unit Five (the legal description of which is shown on the "Sketch Map for Description of Right of Way" attached as an exhibit hereto) together with the drainage structures Description of Right of Way" attached as an exhibit hereto) together with the drainage structures Description Right of Way" attached as an exhibit hereto) together with the drainage structures in, and which are a part of, said streets and which are located in dedicated street right of way are hereby approved by and accepted for maintenance by the City. The drainage structures described herein are those which are a part of or are located in the streets (curbs and gutter, catch basins, flumes and pipes) and do not include any drainage systems or facilities in the subdivision or shown on the plat thereof which are not located on the right of way.



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

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

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Nays: None

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

ORDINANCES BEING INTRODUCED:

REZONE PROPERTY LOCATED AT 2551 KOSSOW STREET (SOUTHWEST CORNER OF SOUTH FLORIDA AND KOSSOW STREET) FROM R-1 TO B-1 (DISTRICT 1). The following ordinance was held over until the regular meeting of November 2, 2021.

ORDINANCE: 64-036-2021

Sponsored by: Councilmember Richardson

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

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

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

Lot 36 Alexander Heights, according to plat thereof and recorded in Deed Book 128, Page 599 et seq. of the records in the office of the Judge of Probate Court, Mobile County, Alabama.

The classification of said property is hereby changed from R-1, Single-Family Residential District, to B-1, Buffer Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-1, Buffer Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-1, Buffer Business District until all of the conditions set forth below have been complied with: (1) full compliance with all municipal codes and ordinances.

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

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

Councilmember Daves moved for the suspension of the rules to consider Consent Resolutions 37-938 through 37-979 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

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RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (ON/OFF PREMISES) LICENSE FOR HOMES 2 SUITES, 1485 SATCHEL PAIGE DRIVE. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 37-938-2021
Sponsored by: Councilmember Small

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the following application to the Alabama Alcoholic Beverage Control Board of the State of Alabama, is hereby recommended for grant of such license by said Board.

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
(On/Off Premises)
Submitted by: MHI Mobile 2 Opco LLC
Location: Home 2 Suites Mobile
1485 Satchel Paige Drive

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

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

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

DECLARE THE STRUCTURE AT 1003-A BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-939-2021
Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances” adopted December 5, 2017, the accessory structure at 1003-A Baltimore 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, 7, 8, 12, 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 1003-A Baltimore Street described as:

LOT 2 ADAMS RESUB OF JACKSON & TURNER SUB DBK 156 P 382 COMG S/S BALTIMORE ST 41 FT W FROM GAYLE ST RUN TH WLY ALG BALTIMORE ST 42 FT

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FOR FRONT OF LOT EXT BACK SLY & PAR WITH GAYLE ST 120.5 FT FOR DEPTH & HAVING WIDTH OF 40 FT IN REAR SEC 37 T4S R1W #SEC 37 T4S R1W #MP29 01 37 0 007

Parcel Number: 29 10 37 0 007 235

Last Assessed to: MARTIN LAKISHA SIGLER

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

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over for 60 days, which was seconded by Councilmember Rich and the vote was as follows:

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

Nays: None

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

DECLARE THE STRUCTURE AT 1003-B BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-940-2021

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1003-B Baltimore 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, 7, 8, 12, 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 1003-B Baltimore Street described as:

LOT 3 BESSIE ADAMS RESUB OF JACKSON & TURNER SUB DBK 156 N S P 382 #SEC 37 T4S R1W #MP29 10 37 0 007

Parcel Number: 29 10 37 0 007 234

Last Assessed to: SIGLER EARL C & MARGARET

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

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over for 60 days, which was seconded by Councilmember Rich and the vote was as follows:

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

Nays: None

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

DECLARE THE STRUCTURE AT 705 PETIT AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-941-2021

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 705 Petit Avenue has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 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 705 Petit Avenue described as:

LOT 1 BLK 3 RESUB 1ST UNIT GULF HGTS SUB MBK 5 P 633-6 34 #SEC 44 T4S R1W #MP29 02 44 0 027

Parcel Number: 29 02 44 0 02 126

Last Assessed to: BATES JOE C & CECIL

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

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 2302 ROOSEVELT AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-942-2021

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 2302 Roosevelt Avenue has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 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 2302 Roosevelt Avenue described as:

LOT 19 BLK 3 SUMMERVILLE PL MBK 3 P 632 #SEC 42 T4S R1W #MP29 07 42 0 002

Parcel Number: 29 07 42 0 002 136

Last Assessed to: DAVIS HERBERT LEE

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

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

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

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

Nays: None

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1723 BOLDEN STREET, \$3,650.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-943-2021

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1723 Bolden Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26,2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1723 Bolden Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1723 Bolden Street to be \$3,650.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$3,650.00 shall constitute a special assessment against the property at 1723 Bolden Street and being that property more particularly described as follows:

LOTS 5 & 6 BLK 4 LINCOLN PK SUB MBK 4 P 260 SEC 44 T4S R1W #SEC 44 T4S R1W #MP29 02 44 0 009

Parcel No.: 29 02 44 0 009 420

Owner: PETTWAY AUSTIN & ANNIE MAE
% BORIS P LUCY
5470 DEERWOOD DR SOUTH
MOBILE, AL 36618

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

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

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

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

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

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FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2309 BULLEN STREET, \$3,075.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-944-2021

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2309 BULLEN STREET

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 2309 Bullen Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 2309 Bullen Street to be \$3,075.00 and the City Council, having received the report and heard all objections which have been raised by any of the Interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$3,075.00 shall constitute a special assessment against the property at 2309 Bullen Street and being that property more particularly described as follows:

LOT 5 SLK 3 SUMMERVILLE PL MBK 3 P 632 #SEC42 T4S R1W #MP29 07 42 0 002

Parcel No.: 29 07 42 0 002 149

Owner: STATE OF ALABAMA
MONTGOMERY, AL 36130

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

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

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

Ayes: Richardson, 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.

FIX THE COST FOR THE DEMOLITION OF THE STRUCTURE AT 2803 COLLEGE STREET, \$1,250.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-945-2021

Sponsored by: Councilmember Richardson

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A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2803 College Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 2803 College Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 2803 College Street to be \$1,250.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$1,250.00 shall constitute a special assessment against the property at 2803 College Street and being that property more particularly described as follows:

LOT 4 BLK 7 STRAUSS FIRST ADD TO PRICHARD DBK 156 N S P 296 #SEC 44 T4S R1W #MP29 02 44 0 014

Parcel No.: 29 02 44 0 014 042

Owner: DICKINSON JIMMIE
P.O. BOX 7613
MOBILE, AL 36670

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1618 BRYAN AVENUE. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-946-2021

Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1618 Bryan Avenue

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

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demolition of the structure at 1618 Bryan Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1618 Bryan Avenue to be \$4,150.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$4,150.00 shall constitute a special assessment against the property at 1618 Bryan Avenue and being that property more particularly described as follows:

LOT 15 BLK A RIVER ACRES MBK 5 P 361 #SEC 40 T5S R1W #MP32 08 40 0 00

Parcel No.: 32 08 40 0 001 136

Owner: JOHNSON LATASH NICOLE
4670 JULIAN DR
CODEN, AL 36523

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 907 OPAL AVENUE, \$2,700.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-947-2021

Sponsored by: District 2

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 907 Opal Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 907 Opal Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 907 Opal Avenue to be \$2,700.00 and the City Council, having received the report and heard all objections

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which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,700.00 shall constitute a special assessment against the property at 907 Opal Avenue and being that property more particularly described as follows:

LOT 10 SQR 6 SUNSET PL DBK 135 PG 35 #SEC 28 T4S R1W #MP29 10 28 1 003

Parcel No.: 29 10 28 1 003 052
Owner: WILSON GEORGE
1110 OAKDALE AVE
MOBILE, AL 36605

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 322 LEXINGTON AVENUE, \$2,880.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-948-2021
Sponsored by: District 2

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 322 Lexington Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 322 Lexington Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 322 Lexington Avenue to be \$2,880.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

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Section 1. The amount of \$2,880.00 shall constitute a special assessment against the property at 322 Lexington Avenue and being that property more particularly described as follows:

LOT 9 MOODY TRT DBK 70 PAGE 169 #SEC 25 T4S R1W #MP29 07 25 0 002

Parcel No.: 29 07 25 0 002 238.01
Owner: ELLIS KENYATA KETEBA
8242 WOODSTONE DR
SEMMES, AL 36575

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1057 SUTTON AVENUE, \$2,700.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-949-2021
Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1057 Sutton Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1057 Sutton Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1057 Sutton Avenue to be \$2,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,700.00 shall constitute a special assessment against the property at 1057 Sutton Avenue and being that property more particularly described as follows:

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BEG ON S/S SUTTON ST 50 FT E OF SE COR OF SUTTON ST & C ST TH S 83 FT E ALG S/S OF SUTTON ST 50 FT TO PT TH S 26 DEG W 148 FT TH N 83 DEG W & PAR WITH SUTTON ST 50 FT TO PT DIS OF 50 FT E OF C ST TH N 26 DEG E & PAR WITH C ST 148 FT TO S/S OF SUTTON ST LESS THAT PT TAKEN BY MO R/W BEING THAT PT LOT 9 GEO L CHAMBERS TRT DBK 344 P 358 LYING N OF I-10 #SEC 36 T4S R1W #MP29 11 36 0 003

Parcel No.: 29 11 36 0 003 042

Owner: LANE DARLENE A
1663 HILLCREST RD APT 328
MOBILE, AL 36695

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1004 ALBA STREET, \$2,200.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-950-2021

Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1004 Alba Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26,2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1004 Alba Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1004 Alba Street to be \$2,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,200.00 shall constitute a special assessment against the property at 1004 Alba Street and being that property more particularly described as follows:

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THE S 1/2 OF LOT 26 COWAN SUB DBK 77 N S PG 357 DESC AS BEG AT SE COR OF LOT 26 RUN THEN WLY ALG N/L OF (FRANKLIN ST) ALBA ST 47 FT TO PT RUN THEN NLY ALG W/L OF SAID LOT 55 TO PT THEN RUN ELY & PAR WITH SAID (FRANKLIN ST) ALBA ST 47 FT TO E/L OF LOT & RUN THEN SLY ALG E/L 55 FT TO PT OF BEG #SEC 34 T4S R1W #MP29 11 34 1 001

Parcel No.: 29 11 34 1 001 045

Owner: STATE OF ALABAMA
MONTGOMERY, AL 36130

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

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

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

Ayes: Richardson, 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.

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2304 BURMA HILLS COURT, \$8,700.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-951-2021

Sponsored by: Councilmember Williams

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 2304 Burma Hills Court

WHEREAS; notice has been duly given pursuant to Ordinance No. 11-085; adopted November 26,2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 2304 Burma Hills Court and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS; an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 2304 Burma Hills Court to be \$8,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$8,700.00 shall constitute a special assessment against the property at 2304 Burma Hills Court and being that property more particularly described as follows:

LOT 60 OAKLEIGH WOODS SUB UNIT 2 MBK 18 PG 28 #SEC 02 T5S R2W #MP33 01 02 2 003

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Parcel No.: 33 01 02 2 003 058

Owner: LUDVIGSEN STIG MICHAEL &
LISA-LOTTE LUDVIGSEN
9811 TURNER LANE
FAIRHOPE, AL 36532

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

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

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

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

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

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP G-48. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-952-2021

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Repeat Weed Lien Group G-48 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

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REPEAT WEED LIEN								
GROUP 48							Res. No.	
7/8/2021	1st REPEAT WEED LIEN LETTERS SENT						11-058	
10/26/2021	REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST							
			Old	New	Initial	Times	Amount	CBO
Item		Dis	SROI/Case	Case #		cut within	Assessed	CBO
No.								
1	2227 Cassie Ln	3	10466	12867	10/30/2018	2	\$ 403.00	
2	2154 Senator St	5	11032	12868	5/28/2019	1	\$ 310.00	
3	1867 Prichard Ave	1	11177	12869	7/23/2019	1	\$ -	N/A
4	610 Cedar Ave	2	10254	12870	6/30/2020	1	\$ 50.00	CBO
5	3507 Keeling Rd	3	10464	12871	5/4/2019	3	\$ 510.00	
6	2476 Morningside Dr	4	11140	12872	7/23/2019	2	\$ 403.00	
7	202 Cuba St	2	11137	12873	1/22/2019	2	\$ 378.00	
8	505 Donald St	1	111062	12874	6/16/2020	1	\$ 50.00	CBO
9	257 Rylands St	2	111096	12876	7/21/202	1	\$ 375.70	
10	2126 Johns Lane	3	12172	12877	5/14/2019	2	\$ 1,205.30	
11	2005 Tucker St	1	10893	12879	6/18/2019	2	\$ 403.00	
12	1221 Next St	1	10957	12880	9/7/2019	2	\$ 410.00	
13	1711 Perch Dr	4	11873	12881	6/16/2020	1	\$ 289.00	
14	2854 Josephine St	1	11060	12882	9/8/2020	1	\$ 50.00	CBO
15	552 Live Oak St	2	11252	12883	5/28/2019	1	\$ 453.00	
16	205 Rylands St	2	11131	12884	8/13/2019	2	\$ 396.00	
17	2665 McKinney St	1	12138	12885	9/8/2020	1	\$ 50.00	CBO
18	2320 Dauphin St	1	11965	12886	10/8/2019	1	\$ 50.00	CBO
19	416 Driver St	1	12372	12887	10/13/2020	1	\$ 415.00	
20	8 Lemoyne Pl	1	11504	12893	9/8/2020	2	\$ 50.00	CBO
		Total					\$ 6,251.00	
District total for this group			Numbers of lots cut					
1	9		1	3				
2	5		2	4				
3	3		3	3				
4	2		4	2				
5	1		5	1				
6	0		6	0				
7	0		7	0				
20			13					
*CBO Cut By Owner			*CBC Cut By Contractor					
*N/A Taken out by Inspector/Supervisor			*UDL Undeveloped Lot					
*ADD Added in from other Groups			*Fka Formerly known as					

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

Ayes: Richardson, 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.

DETERMINE AN APPROPRIATION TO THE GRANDE AT MAGNOLIA GROVE PROPERTY OWNERS ASSOCIATION, INC., SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$7,000.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-953-2021

Sponsored by: Councilmember Gregory

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WHEREAS, Councilmember Gregory wishes to appropriate \$7,000.00 to The Grande at Magnolia Grove Property Owners Association, Inc., from her discretionary funds; and

WHEREAS, The Grande at Magnolia Grove Property Owners Association, Inc. is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Grande at Magnolia Grove Property Owners Association, Inc., will be used to help with upgrading the landscaping beautification project (planting flowers, grass, shrubbery and island trees), 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 \$7,000.00 to The Grande at Magnolia Grove Property Owners Association, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Richardson, 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.

DETERMINE AN APPROPRIATION TO CASA MOBILE, INC., (COURT APPOINTED SPECIAL ADVOCATES) SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$5,000.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-954-2021

Sponsored by: Councilmember Williams

WHEREAS, Councilmember Williams wishes to appropriate \$5,000.00 to the CASA Mobile Inc., (Court Appointed Special Advocates), from his discretionary funds and

WHEREAS, CASA Mobile, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to CASA Mobile, Inc., will be used to provide special court advocates for abused or neglected children 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 \$5,000.00 to CASA Mobile, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Richardson, Small, Daves, Rich and Gregory

Nays: None

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

DETERMINE AN APPROPRIATION TO THE UNITED WAY OF SOUTHWEST ALABAMA, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$5,000.00.

The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-955-2021

Sponsored by: Councilmember Daves

WHEREAS, Councilmember Daves wishes to appropriate \$5,000.00 to The United Way of Southwest Alabama, Inc., from his discretionary funds, and

WHEREAS, The United Way of Southwest Alabama, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The United Way of Southwest Alabama, Inc., will be used to support their 2021 Annual Community Campaign by assisting the City of Mobile residents with their health and human service needs, 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 \$5,000.00 to The United Way of Southwest Alabama, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH FOR SEPTEMBER, RADWAN HABIBI. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-956-2021

Sponsored by: Mayor Stimpson

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

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September 2021: Officer Radwan Habibi

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

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

Ayes: Richardson, 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.

DETERMINE AN APPROPRIATION TO THE HILLSDALE HEIGHTS HOME OWNERS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$12,000.00.
The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-957-2021

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$12,000.00 to Hillsdale Heights Home Owners Association, Inc., from her discretionary funds and

WHEREAS, Hillsdale Heights Home Owners Association, Inc. is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Hillsdale Heights Home Owners Association, Inc., will be used to help with upgrading the front entrance markers at Fontaine Drive with lighting, 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 \$12,000.00 to Hillsdale Heights Home Owners Association, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Richardson, 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.

DETERMINE AN APPROPRIATION TO THE SKYLINE WOODS NEIGHBORHOOD ASSOCIATION, INC., SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$1,500.00.
The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-958-2021

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Sponsored by: Councilmember Williams

WHEREAS, Councilmember Williams wishes to appropriate \$1,500.00 to Skyline Woods Neighborhood Association, from his discretionary funds; and

WHEREAS, Skyline Woods Neighborhood Association, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Skyline Woods Neighborhood Association, will be used to help with upgrading and maintenance of the main subdivision marker (hanging tree limbs, removing vines, tall weeds, and remove fallen trees, 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 \$1,500.00 to Skyline Woods Neighborhood Association, 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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

Ayes: Richardson, 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.

URGE EVENTS MOBILE, INC., TO CONSIDER RECOGNIZING COUNCILMEMBER RICHARDSON FOR HIS CONTRIBUTIONS TO AND SUPPORT OF THE MOONEPIE OVER MOBILE ANNUAL EVENT. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-959-2021

Sponsored by: Councilmember Small

WHEREAS, Councilman Fredrick D. Richardson, Jr., was instrumental in the creation and implementation of the annual "MoonPie Over Mobile" event; and,

WHEREAS, "MoonPie Over Mobile" has become one of the premier New Year's Eve events in the United States Central time zone; and,

WHEREAS, it is the position of the Mobile City Council that Councilman Richardson should be recognized for his contributions to and support of the MoonPie Over Mobile event.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile that Events Mobile, Inc., is respectfully requested and urged to consider recognizing Councilman Fredrick D. Richardson, Jr., for his contributions to and support of the MoonPie Over Mobile annual event by including Councilman Richardson's name in the event title and/or naming Councilman Richardson as Honorary Chairman of the MoonPie Over Mobile event and/or other similar recognition.

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

Ayes: Richardson, 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.

APPOINT MATT ORRELL TO THE GOLF COURSE ADVISORY COMMITTEE. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 03-978-2021

Sponsored by: Councilmember Williams

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Matt Orrell is appointed to the Golf Course Advisory Committee effective immediately and ending October 26,2024.

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

Ayes: Richardson, 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 SPECIAL EVENTS RETAIL LICENSE FOR B AND B BEVERAGE MANAGEMENT, 1035 CODY ROAD NORTH. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 37-979-2021

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the following application to the Alabama Alcoholic Beverage Control Board , of the State of Alabama is hereby recommended for grant of such license by said Board.

Type of Application: Special Events Retail License

Submitted by: Greenawalt Hospitality, LLC

Location: B & B Beverage
1035 Cody Road North (Fairgrounds)

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

Ayes: Richardson, 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 RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

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Councilmember Daves moved for the suspension of the rules to consider Resolutions 21-969 and 31-974 being introduced for the first time. The motion was seconded by Councilmember Richardson and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO PRECISION DELTA CORPORATION FOR 400 CASES OF AMMUNITION FOR MOBILE POLICE DEPARTMENT, \$37,200.00. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 08-960-2021

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>626</u>	2022	(1530) POLICE ADMIN SERVICES	400 CASES OF WINCHESTER Q- 4172 9MM LUGER AMMUNITION FOR MPD (SEALED BID 5480)	\$37,200.00	<u>(293984)</u> <u>PRECISION</u> <u>DELTA CORP</u>

APPROVE PURCHASE ORDER TO UJ CHEVROLET COMPANY, INC. TO REPAIR WRECK DAMAGE TO PATROL SUV, \$16,576.72. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 08-961-2021

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:

Purchase Order	Fiscal Year	Department	Description	Amount	Vendor
<u>21012147-01</u>	2021	(2050) EQUIPMENT SERVICES	REPAIR WRECK DAMAGE 2020 TAHOE PATROL SUV (SOLE SOURCE AFTER ADDITIONAL DAMAGE DISCOVERED DURING REPAIR)	\$16,576.72	<u>(210000) U J</u> <u>CHEVROLET CO</u> <u>INC</u>

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY INC. FOR PATROL UPFITTING FOR 22 POLICE SUVS, \$232,980.00. The following resolution was held over until the regular meeting of November 2, 2021.

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RESOLUTION: 08-962-2021

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>720</u>	2022	(F7000) MOTOR POOL	PATROL UPFITTING FOR 22 POLICE PACKAGE TAHOE SUVS FOR MPD (SEALED BID 5579)	\$232,980.00	<u>(290980) DANA SAFETY SUPPLY INC</u>

APPROVE PURCHASE ORDER TO RUSH TRUCK CENTERS OF ALABAMA INC. TO OVERHAUL ENGINE IN PUMPER TRUCK, \$18,305.00. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 08-963-2021

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>1012</u>	2022	(2050) EQUIPMENT SERVICES	OVERHAUL ENGINE IN 2018 PIERCE ENFORCER PUMPER TRUCK (SEALED BID 5621)	\$18,305.00	<u>(276507) RUSH TRUCK CENTERS OF ALABAMA INC</u>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT LLC. FOR NETWORK FIREWALL SECURITY DEVICES WITH IMPLEMENTATION SERVICES FOR MIT, \$84,539.77. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 08-964-2021

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:

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1104</u>	2022	(5000) INFORMATION TECHNOLOGY	NETWORK FIREWALL SECURITY DEVICES WITH IMPLEMENTATION SERVICES (NATIONAL IPA COOPERATIVE PURCHASING AGREEMENT, LESS THAN STATE CONTRACT PRICING)	\$84,539.77	<u>(272932) CDW GOVERNMENT LLC</u>

AUTHORIZE CONTRACT WITH J PAYNE ORGANIZATION LLC FOR HURRICANE SALLY/PLASTER CEILING REPAIRS AT THE MOBILE CIVIC CENTER THEATER; \$47,880.00. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 21-965-2021

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: J PAYNE ORGANIZATION LLC

Project Name: MOBILE CIVIC CENTER THEATER
PLASTER CEILING REPAIRS – HURRICANE
SALLY REPAIRS

Project Number: CC-065-21

Amount: \$47,880.00

AUTHORIZE CONTRACT WITH THE SOUTH ALABAMA REGIONAL PLANNING COMMISSION FOR THE OPERATION OF THREE SAIL CENTERS. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 21-966-2021

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 South Alabama Regional Planning Commission agrees to pay the contractor (The City of Mobile) as provided in the statement of work but in no event shall exceed \$50,000.00 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.

AUTHORIZE CONTRACT WITH SOUTHERN ROAD & BRIDGE LLC., FOR PEDESTRIAN BRIDGE OVER WATER STREET (BRIDGE PAINTING, MAINTENANCE

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& REPAIRS) & BEAUREGARD STREET OVERPASS OVER CXST (BRIDGE REPAIRS, CLEANING & PAINTING)(ROBERT HOPE OVERPASS), \$1,494,284.00. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 21-967-2021

Sponsored by: District 2 and Mayor Stimpson

WHEREAS, bids for bridge repair and painting for district 2 were received and opened on August 18, 2021.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from Southern Road & Bridge, LLC., in the amount of \$1,494,284.00.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by Southern Road & Bridge, 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: Southern Road & Bridge, LLC

Project Name: CIP Bridge Maintenance and Repairs
Site 1-Pedestrian Bridge Over Water Street (BIN17197),
Repair and repainting
Site 2-Beauregard Street/Robert M. Hope Overpass over
CSXT (BIN014005), Overhead Bridge Repair, Cleaning and
Painting

Project Number: 2019-3005-01 & 2020-3005-06

Amount: \$1,494,284.00

AUTHORIZE CONTRACT WITH ACP-GREENE & ASSOCIATES, LLC (DBA PLANNING NEXT) FOR PROFESSIONAL SERVICES FOR PLANNING AND FOR LONG RANGE PLANNING SUPPORT. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 21-968-2021

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, 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 set forth in full, subject to the company signing the contract. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of Company: ACP-Greene & Associates, LLC (DBA Planning Next)

AUTHORIZE A FACILITIES OPERATION CONTRACT WITH THE UNITED METHODIST INNER CITY MISSION OF MOBILE, INC., FOR OPERATION OF THE TAYLOR PARK RECREATION CENTER, PLAYGROUND, SWIMMING POOL AND WADING POOL, \$123,500.00 ANNUALLY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-969-2021

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Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a facilities operation contract with The United Methodist Inner City Mission of Mobile, Inc., for maintenance and operation of the Taylor Park Recreation Center, Playground, Swimming Pool and Wading Pool in the amount of \$30,875.00 quarterly during the term of this Agreement, for a total annual payment of \$123,500.00 thereafter, 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.

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: Richardson, 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 SPIRE, LLC FOR MARKETING SERVICES FOR THE PARKS & RECREATION DEPARTMENT, NTE \$70,000.00. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 21-970-2021

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 to execute and attest, respectively, for and on behalf of the City of Mobile, a contract by and between the City of Mobile and SPRIE, LLC, in an amount not to exceed \$70,000.00, for a one-year period, for marketing services, as outlined in the contract attached hereto and made a part hereof as though set forth in full.

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.

A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE COVENANT OF PURPOSE, USE, AND OWNERSHIP FOR THREE MILE CREEK GREENWAY TRAIL. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 31-971-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk are authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile the Covenant of Purpose, Use, and Ownership between the City of Mobile and the U.S. Department of the Treasury in support of Grant No. 1 RDCGR010131-01-00: Mobile Greenway Initiative: Three Mile Creek Greenway Trail.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to sign any agreements or other documents and provide any information required by the U.S. Department of the Treasury or the Alabama Department of Conservation and Natural

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Resources. All agreements, together with the exhibits, shall be filed with the City Clerk after execution.

AUTHORIZE COVENANT OF PURPOSE, USE, AND OWNERSHIP FOR THE THREE MILE CREEK WATERSHED RESTORATION PROJECT. The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 31-972-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk are authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile the Covenant of Purpose, Use, and Ownership between the City of Mobile and the U.S. Department of the Treasury in support of Grant No. S1P16-TMCR "SEP #16: Three Mile Creek Watershed Restoration".

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to sign any agreements or other documents and provide any information required by the U.S. Department of the Treasury or the Alabama Department of Conservation and Natural Resources. All agreements, together with the exhibits, shall be filed with the City Clerk after execution.

AUTHORIZE GRANT APPLICATION FOR THE FY21 BUSES AND BUS FACILITIES PROGRAM FOR REPLACEMENT OF 12 BUSES IN THE WAVE TRANSIT SYSTEM FLEET, \$6,063,168.00 (\$4,850,534.00 FEDERAL SHARE AND WAVE'S MATCH OF \$1,212,634.00). The following resolution was held over until the regular meeting of November 2, 2021.

RESOLUTION: 31-973-2021

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 from the U.S. Department of Transportation, Federal Transit Administration, a Notice of Award for grant assistance in the amount of \$6,063,168.00 for the FY 2021 Buses and Bus Facilities Program supporting the Wave Transit System. There is a 20% match requirement with this funding opportunity.

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 U.S. Department of Transportation, Federal Transit Administration. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

BE IT FURTHER RESOLVED that the Council authorizes the expenditure of 20% matching funds in the amount of \$1,212,634.00 in the event this grant is received.

AUTHORIZE GRANT APPLICATION TO DHS/FEMA FOR THE FY21 BUILDING RESILIENT INFRASTRUCTURE AND COMMUNITIES (BRIC) GRANT IN PARTNERSHIP WITH MAWSS TO ADDRESS SEWER OVERFLOWS, NTE \$50,000,000 (25% MATCH WILL BE PROVIDED BY MAWSS). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-974-2021

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 from the U.S. Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA), through the Alabama Emergency Management Agency, a Notice of Award for grant assistance in the

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amount not to exceed \$50,000,000.00 for the FY 2021 Building Resilient Infrastructure and Communities (BRIC). There is a 25% match requirement that will be provided by the Mobile Area Water & Sewer System (MAWSS), as a partnering entity on this grant.

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 U.S. Department of Homeland Security/FEMA and the Alabama Emergency Management Agency. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

Ayes: Richardson, 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.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 162 AND 186 EAST DRIVE FROM R-1 TO R-2 (DISTRICT 6). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-975-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within the municipality the attached notice stating the time and place a proposed amendment to the Zoning Ordinance is to be considered by the City Council and further stating that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the proposed amendment.

Notice of Public Hearing for the Proposed Rezoning of Property Located at 162 and 186 East Drive

Pursuant to Resolution of the Mobile, Alabama City Council adopted October 26, 2021, a public hearing will be held on the 23rd day of November, 2021, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 162 and 186 East Drive the public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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

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

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

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

The classification of said property is hereby changed from R-1, Single-Family Residential District, to R-2, Two-Family Residence District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance subject to the following conditions:

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

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

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

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

Councilmember Gregory then moved to call for public hearing, which move was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as November 23, 2021.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT THE SOUTH TERMINUS OF BOWDEN ROAD FROM R-A, RESIDENTIAL-AGRICULTURAL DISTRICT, TO I-1, LIGHT INDUSTRY DISTRICT (DISTRICT 4). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-976-2021

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within the municipality the attached notice stating the time and place a proposed amendment to the Zoning Ordinance is to be considered by the City Council and further stating that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the proposed amendment.

Notice of Public Hearing for the Proposed Rezoning of Property Located at the South Terminus of Bowden Drive

Pursuant to Resolution of the Mobile, Alabama City Council adopted October 26, 2021, a public hearing will be held on the 23rd day of November, 2021, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at the south terminus of Bowden Road from R-A, Residential-Agricultural District to I-1, Light Industry District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in

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favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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:

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

The classification of said property is hereby changed from R-A, Residential-Agricultural District, to I-1, Light Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in I-1, Light Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a I-1, Light Industry District until all of the conditions set forth below have been complied with: 1) completion of the subdivision process; and 2) full compliance with all municipal codes and ordinances.

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

Councilmember Gregory then moved to call for public hearing, which move was seconded by Councilmember Daves and the vote was as follows:

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as November 23, 2021.

CALL FOR PUBLIC HEARING TO CONSIDER ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO SHAMEKA MCDANIEL, D/B/A WE CARE ADULT SERVICE, LLC, TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-977-2021

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within the municipality the attached notice stating the time and place a proposed resolution is to be considered by the City Council and further stating that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the proposed resolution.

NOTICE OF HEARING ON PROPOSED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SEDAN SERVICE

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Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Shameka McDaniel, d/b/a We Care Adult Service, LLC, for a Certificate of Public Convenience and Necessity to operate a sedan service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on the November 9, 2021, at 10:30 a.m. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Shameka McDaniel, d/b/a We Care Adult Service, LLC, for a Certificate of Public Convenience and Necessity to operate a sedan service is hereby approved. A copy of said application is on file in the office of the City Clerk.

Councilmember Gregory then moved to call for public hearing, which move was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as November 9, 2021.

ANNOUNCEMENTS:

Councilmember Small presented a farewell video in honor of Councilmembers Richardson, Williams and Rich.

Councilmembers Small, Daves and Gregory expressed their well wishes for Councilmembers Richardson, Williams and Rich.

Councilmembers Williams read the following farewell speech:

"It's a great day in Mobile, Alabama. That's the last time Mr. Mayor and it's all yours, however you wish to use it. I would like to first thank the citizens of District 4 who have allowed me the honor to serve and it really has been that, but it hasn't always been fun.

When I said that, when I gave up command in the Army, I was criticized by General Abrams, the son of the guy they named the tank after. He got me afterwards and said, "what do you mean?" and I said "Well, it just simply wasn't fun at times, but it doesn't have to be." The service is not always fun, but it has been rewarding. I have met so many people that have said they are never going to stop calling me or seeing me and I just simply know that's not true. And I'm not trying to be mean, I'm just telling you. The facts are, our lives are forever changed. When we leave and our capable replacements take over and I don't think that Bess or Fred would disagree.

I thank all my colleagues, the Clerk's office and the Mayor's office for your kind words. The words won't stick with me, but I'll never forget you and I'll never forget the experience.

Having said that, I'll never forget my very first appearance in this auditorium. I think it's awesome that Commissioner Hudson is here today. It is so appropriate. Mrs. Hudson was the only person paying attention to what I was saying, and I have never forgotten that. I haven't always accomplished what she was able to flawlessly during those times that she was sitting here. To look at the person, that was speaking and knowing that for that person it may possibly be the most important day of their lives, week, month or year. That their time at the podium is very important. We see it so often and I've struggled to keep paying attention, but I think it is important to note that.

Most people know that I normally wear red ties. I try to dress for the occasion and my colleagues have always said that maybe I overdressed a little bit. Gina said one time, at Senior Bowl, that somebody said they thought they saw me, and she said, "Did he have

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a jacket on?" The person said, "I don't know." Gina said, "Well, then it wasn't John, because where ever he is, he has a jacket on." I give credit to my predecessor, Ben Brooks who said, "Nobody cares that John Williams is coming, nobody invited John Williams to their event. They invited their Councilman and they expect them to not only look like a Councilman but be prepared like one." I have tried to do that, but today, well let's just say I dressed a little different. I wore a yellow tie, it was given to me by David McGrath, my best friend. It was purchased at the U.S. Senate gift shop. I have never worn it. I just couldn't make it look right. Somehow this morning, when I was looking through my ties, saying you know this is an important day, what kind of tie are you going to wear? It looked right. I was kind of struggling on why, and maybe this explains it.

I have never been much on sunsets. Boy I like sunshine though. I like it when the sun rises in the morning and it's a new day. The late great, Nina Simone said, "It's a new dawn, it's a new day, it's a new life." I don't know all of what she was thinking when she put that together, but it is a new day, it's a new dawn, it's a new life and it will be a bright future for Mobile. It'll be a great day tomorrow despite the fact that I'm not sitting here after November 1st. I know that. I'll be around. I will tell you that, and I will simply look back with pride that I was given that opportunity and was able to make a difference, as little or as big as some might describe. So, I thank you all, I wish you all a great life without me. It was certainly my pleasure to be here and thanks to everyone. Thank you very much."

Councilmember Rich read the following farewell speech:

First and foremost, I would like to thank the citizens of District 6 for electing me five different times to be their representative. It's been an honor and a privilege to be your advocate and voice.

When I first ran (at a very young age), I ran on doing this job full-time, being accessible, and helping each of you receive the City services you expected and deserve.

I ran the first time on having community meetings which, until COVID shut them down, I tried continuously to honor and I was determined to have productive District meetings on timely subjects while bringing City department heads to the meetings, so you could be involved and have input in our City government.

I also ran initially on televising Council meetings. We were successful with that in 1997. Today meetings are live streamed and it includes the pre-meeting, Planning Commission, Board of Adjustment, Tree Commission and Historic Development as well. Your government and its actions should always be transparent. Please keep watching and learning!

It's important to highlight the Playground Express which was built entirely with private donations and constructed by citizen volunteers in 1996. The walking path was the first in the city and paid for privately. The Performing Arts Pavilion was a joint project started by Commissioner Hudson when she was on the Council. She ultimately provided the funds through the County to insure its being built. The dog park was an idea of a handful of residents who wanted that amenity at Medal of Honor Park. They formed the Friends of the Dog Park and raised all the funds including a major donation from the Julian Marxx Family Trust. It was the first dog park in our city and it sits on four acres.

Playground Express was modernized in 2016 with funds from the District 6 first round of funding and when the bid came in so high, Commissioner Hudson allocated the additional necessary funds so we could proceed building the new structure that children and parents love.

I would be remiss to not thank Commissioner Connie Hudson for her unwavering support, and guidance working with me and for her years of friendship as well.

The Splash Ground was built in 2017 with District 6 CIP Funds This structure will bring more enjoyment and extend the playtime at Medal of Honor Park for children and families.

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I have personally witnessed two generations enjoying the park while building lasting memories and making friends at the park.

Because of District CIP, neighborhood streets have been resurfaced, sidewalks constructed, and drainage repaired. There's still lots more to fix, maintain and build within the District. Don't let anyone say District 6 is new and does not have infrastructure needs. In order to keep families investing in their homes and making improvements, the City must step up and do the same with its infrastructure. Most importantly, our neighborhoods must be protected and sustained or anything else we do will be for naught.

I would greatly like to give all the City employees my thanks for serving the residents in the District both today and in the past. We have a fabulous team of City employees that go out of their way to ensure everyone's safety and quality of life. I wouldn't know where to start in thanking each and every one. I have greatly appreciated your service and dedication to our city and I hope I have been thankful and appreciative enough these past number of years.

A special thank you to everyone in our Clerk's Office..., Lisa, Mary Ann, leaders of the team and to the Council secretaries, Jada and Courtney. Without each of you, my office would come to a screeching halt. I have been so fortunate to work with many smart, kind and sweet individuals in the Clerk's office today and over the years in the past. I will always remember each of you. Deidra Fairly and Pat Maddox, that sentiment includes you! Thanks just doesn't seem adequate.

To the current Administration and Mayor Stimpson, I wish each of you all the very best today and into the future.

To my two colleagues leaving with me, John and Fred, it's been wonderful serving and working with you these past number of years. Fred always remember, that I voted for you to be appointed to the Council in 1998. John, you were strict with our rules and I more than appreciated the rule you stressed these past eight years that required that our agenda items lay over for one week at the first read. I was thrilled to be given time to get answers to any questions and have more information on each item. I wish you both all the very best in all your future endeavors.

To the ones returning for another term, I wish you each success. Gina, I was amazed at your grace and grit as you educated the community about your battle with breast cancer. You have probably single handedly helped numerous people fight that same battle with success. I wish you all the very best of good health and continued success with your Council position. Same to Joel, may your term and time on the Council be of benefit to all your serve. CJ you are amazing and a champion for your District, I know you will remain focused and engaged at all times. And like Fred I hope you remember that I voted for you to be appointed to this Council and therefore helped to jump start your representation!

In closing I would like to say it's been quite an experience to serve on the Council that words fail to express properly. I will fondly remember and cherish each person I had the pleasure to meet and work with. I will fondly remember and cherish every memory and experience I have made over the years.

I would be remiss if I didn't thank my husband, Leonard, who is my greatest champion. Having a spouse who is connected to me and as supportive of me made me the best I could possibly be and I am thankful to him.

Thank you and goodbye.

Councilmember Richardson read the following farewell speech:

I wish to thank the citizens of District 1 for supporting me, and for electing me as their Councilman, seven conservative times, over a span of 25 years: a tenure surpassed only by Reggie Copeland.

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While others, especially the media, complained when I refused to accept and follow the norm, set by my council predecessors, citizens of District 1 primarily, waited to see the end result of my action. They trusted me and gave me a chance to see if my performance was commensurate to my abilities. For this I'm thankful. They trusted me as their leader.

The moon pie drop, as an example. District 1 citizens watched and waited, while I was eviscerated and condemned for spending \$9,000 on the event, that creates \$5.6 million annually. They didn't rush to judge me.

Affirmative five votes of the Council, to pass legislation, has resulted in this council and councils of the past, to be among the most productive and efficient councils in this nation, in my opinion.

Some view debating controversial issues, until we reach consensus, as arguing. This council has no history of members arguing. We get along, because we have established relationships. This outgoing city council, may be, the best in the nation. I leave, holding each of you in high regard.

Bess and I often find ourselves, apart from others, standing up for neighborhoods across this city. As we eclipse, I know I will miss her, as I will each of you.

To the new council, the standard has been set. I challenge you to raise it even higher, and never it to descend. Put the people first, and you will never go wrong.

I believe that since I don't go along to get along, I am often viewed as anti-Sandy Stimpson, by some. The real truth is, I have supported 99% of every agenda item the Mayor sponsored. However, the ones I opposed, were the big ones, like ANNEXATION and UDC, last week. They were not big because you sponsored them, they were big because of the negative or positive impact they could have on neighborhoods. Remember, you opposed CIP and refused to give District 1 any of the \$14.2 million in Capital funds you budgeted in 2021.

You are a nice man, especially away from Government Plaza; mild mannered, kind, soft spoken and you come with a Christian background. You bounce back quickly. One week you walk away. The next week I walk up and say, "good morning Sandy." You respond as if the last week never happened, by saying, "well how are you Fred?"

Now, when Government Plaza is not in sight, and your gate keepers are not around, you really show the kind man you are. It has been a pleasure, with a little mixture with pain, working with you and your administration. I hold no disdain for my Mayor, Sandy Stimpson.

What can I say about Lisa Carroll Lambert, our City Clerk, and her assistant Mary Ann Merchant, and, her most professional, and proficient staff, other than, you are the best, among the rest. Cassandra, Jada and Courtney, you are true professionals who serve with distinction. It has been nothing but a pleasure to work with you. Lisa and Mary Ann are FFL, friends for life.

Now, a few of my proud accomplishments

1. I launched the Moonpie Drop when my effort was condemned long before the MoonPie was dropped. Today it has garnished the attention of the world, and cornered the market in the Central Time Zone.
2. Capital Improvement Plan (CIP), was my imagination, and may be the most transformative legislation in the history of the City.
3. Recruiting Publix, and other businesses set me apart from all previous Councilmembers, in Mobile and the nation,
4. On ONE MOBILE, a resolution I drafted, calling for the City to take race off its forms and documents, as all humans are in the same species, homo sapiens, making us all members of the same race. That resolution passed.

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- 5. I created the blueprint for the first community center in the city of Mobile: The Dotch Community Center.
- 6. I am the first City official to hold regular community meetings.
- 7. I am the first councilmember to travel abroad on trade missions.
- 8. First to have an open-air, lighted basketball court, probably in the nation.
- 9. I am the first official of Mobile to be invited to address the National League of Cities.
- 10. I sponsored the ordinance to keep oil storage tanks out of Africatown.
- 11. I created the vision for the Fredrick D. Richardson, Jr. Tricentennial Park, as well as the Mill Street Park to be built.
- 12. I drafted and sponsored the Police Citizens Community Relations Advisory Council.
- 13. I was first to advocate for Mobile Police Department officers to wear body cameras.
- 14. I recommended and sponsored the ordinance that removed the Confederate flag from the City's seal.

I'm leaving this Council with a clear conscious that I did my best to represent all the people, all the time. I love our great city and all of our citizens. Our Mayor and this new Council have this great opportunity to take our city to the top where all other great cities of this nation can be found. Peace and goodwill, I leave to you all.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 1:28 p.m.

Adopted:

COUNCIL VICE PRESIDENT

CITY CLERK