

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 15, 2022

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, March 15, 2022, at 9:00 a.m.

Present:

Councilmembers: Carroll, Reynolds, Daves, Jones, and Gregory
Absent: Penn and Small

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, MARCH 15, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, March 15, 2022, at 10:30 a.m., in the regular meeting.

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

Lisa C. Lambert, City Clerk, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Gregory
Councilmembers: Carroll, Reynolds, Daves, Jones, and Gregory
Absent: Penn and Small

STATEMENT OF RULES BY PRESIDING OFFICER:

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

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson introduced Danny Lipford, contractor and television personality. Mr. Lipford announced that he is giving the City of Mobile a media gift of \$250,000.00.

ADOPTION OF THE AGENDA:

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

Ayes: Carroll, Reynolds, Daves, Jones, 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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Request of Milton Todd for a waiver of the Noise Ordinance at Medal of Honor Park on March 19, 2022, from 2:00 p.m. – 6:00 p.m. (District 6).

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

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

Nays: None

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

Request of Diana Collins for a waiver of the Noise Ordinance at Bragg-Mitchell Mansion on May 7, 2022, from 7:45 p.m. – 11:00 p.m. (District 1).

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

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

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 4230 HALLS MILL ROAD FROM B-3 TO I-1 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 4230 Halls Mill Road from B-3 to I-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 resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 963 DONALD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 963 Donald Street a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE FOLLOWING AT 1818 INDIAN CREEK DRIVE, S., PUBLIC NUISANCES AND ORDER THE CARPORT DEMOLISHED AND THE SHED/HOUSE SECURED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the following at 1818 Indian Creek Drive, S., public nuisances and order the carport demolished and the shed/house secured, 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 DECLARE THE STRUCTURE AT 3352 DAUPHIN ISLAND PARKWAY A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 3352 Dauphin Island Parkway 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 714 IRIS AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 5).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 714 Iris Avenue a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, spoke about the following resolutions: 60-239, 01-241, 01-243, 08-247, 60-197, and 60-173.
2. Robert Cook, 4104 Ridgelawn Drive, spoke in support of Resolution 64-011-2022

NON-AGENDA ITEMS:

1. Mary Morris, 507 Patton Avenue, requested assistance from the Administration and the City Council with the unsatisfactory work done on her home with funds provided through District 2 CIP.

THE FOLLOWING SPOKE REGARDING THE REDISTRICTING OF COUNCIL DISTRICTS:

1. Darlene Martin, 2411 Cross Street
2. Timothy Hollis, 1924 Seale Street
3. Greg Harris, 301 Chidester Avenue
4. Bessie McMillion, 6236 Summer Place Drive
5. Reverend L. C. Green, 1500 Hillcrest Road

ORDINANCES HELD OVER:

REZONE PROPERTY LOCATED AT 1451 CEDAR CRESCENT DRIVE FROM R-3 TO R-3 TO REMOVE CONDITIONS OF THE EXISTING ZONING AMENDMENT (DISTRICT 3). The following ordinance, which was introduced and read at the regular meeting March 8, 2022, held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-010-2022

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

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

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

BEGINNING AT THE SOUTHWEST CORNER OF BRI-CORD SUBDIVISION AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA, IN MAP BOOK 8, PAGE 234; THENCE NORTH 12 DEGREES 43 MINUTES EAST 895.85 FEET TO A POINT ON THE SOUTH LINE OF CEDAR CRESCENT DRIVE; THENCE NORTH 44° - 03' - 00" EAST ALONG THE SOUTH LINE OF CEDAR CRESCENT DRIVE 75.12 FEET TO A POINT ON THE WESTERLY LINE OF BRI-CORD NORTH DRIVE; THENCE SOUTH 31° - 40' - 15" EAST ALONG THE WESTERLY LINE OF BRI-CORD NORTH DRIVE 177.76 FEET; THENCE NORTH 58° - 19' - 45" EAST 60.0 FEET TO A POINT ON THE EASTERLY LINE OF BRI-CORD NORTH DRIVE, SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 18, BLOCK A OF SAID BRICORD SUBDIVISION; THENCE NORTH 75° - 14' - 35" EAST AND ALONG THE NORTHERLY LINE OF SAID BRI-CORD SUBDIVISION, 2260.0 FEET TO A POINT ON THE EAST LINE OF LINDSEY AVENUE; THENCE NORTH 14° - 40' - 55" WEST AND ALONG THE EAST LINE OF LINDSEY AVENUE 337.50 FEET TO A POINT ON THE SOUTH LINE OF SOUTH DRIVE; THENCE NORTH 75° - 14' - 35" EAST AND ALONG THE SOUTH LINE OF SOUTH DRIVE 707.50 FEET; THENCE SOUTH 14° - 40' - 55" EAST 345.92 FEET; THENCE NORTH 75° - 14' - 35" EAST 625.36 FEET; THENCE SOUTH 05° - 58' - 35" WEST 363.56 FEET TO A POINT ON THE SOUTH LINE OF BRICORD NORTH DRIVE; THENCE NORTH 84° - 01' - 25" WEST 50.0 FEET; THENCE SOUTH 05° - 58' - 35" WEST 80.0 FEET; THENCE SOUTH 84° - 01' - 25" EAST 50.0 FEET; THENCE SOUTH 05° - 58' - 35" WEST 274.0 FEET TO THE SOUTHEAST COMER OF SAID BRI-CORD SUBDIVISION; THENCE SOUTH 75° - 14' - 35" WEST AND ALONG THE SOUTH LINE OF SAID BRI-CORD SUBDIVISION 3926.72 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-3, Multi-Family Residential District to R-3, Multi-Family Residential 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 R-3, Multi-Family Residential 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 hereinabove described shall be used for any use allowed in a R-3, Multi-Family Residential District until all of the conditions set forth below have been complied with; 1) provision of a privacy fence 8' in height along the East property line, parallel to Bay Front Road; 2) compliance with the remaining conditions of approval of the 1970 Rezoning (the provision of a storm fence and the planting of a compliant vegetative buffer around the remaining property lines, with the exception of the South property line); 3) a limit on the number of mobile dwellings as stipulated in the application (133 mobile homes); and, 4) compliance with all other codes and ordinances.

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

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

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

Nays: None

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

REZONE PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ZEIGLER BOULEVARD AND NORTH UNIVERSITY BOULEVARD FROM R-1 TO B-2 (DISTRICT 7). The following ordinance, which was introduced and read at the regular meeting March 8, 2022, held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-011-2022

Sponsored by: Councilmember Gregory

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:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 10, TOWNSHIP-4-SOUTH, RANGE-2-WEST, MOBILE COUNTY, ALABAMA, THENCE NORTH 00° - 15' - 40" WEST 2080.20 FEET; THENCE NORTH 70° - 20' EAST 408.52 FEET TO THE P.C. OF A 1006.32 FOOT RADIUS CURVE TO THE RIGHT; THENCE EASTWARDLY ALONG THE ARC OF SAID CURVE 231.18 FEET; THENCE SOUTH 11° - 52' - 40" EAST 38.79 FEET TO A POINT ON THE SOUTH LINE OF ZEIGLER BOULEVARD FOR THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTH 72° - 52' - 27" EAST 19.09 FEET TO THE P.C. OF A 875.59 FOOT RADIUS CURVE TO THE RIGHT; THENCE EASTWARDLY ALONG THE SOUTH LINE OF ZEIGLER BOULEVARD AND ALONG THE ARC OF SAID CURVE 351.83 FEET (CHORD BEARS : SOUTH 84° - 23' - 40" EAST 349.47 FEET) TO THE P.C.C. OF A 59.34 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHWARDLY ALONG THE ARC OF SAID CURVE 117.88 FEET; THENCE SOUTH 04° - 18' - 42" WEST 39.01 FEET TO A POINT ON THE NORTHWEST LINE OF UNIVERSITY BOULEVARD; THENCE SOUTH 43° - 12' - 02" WEST ALONG THE NORTHWEST RIGHT OF WAY LINE OF UNIVERSITY BOULEVARD 190.23 FEET; THENCE SOUTH 73° -12' - 29" WEST 30.00 FEET; THENCE SOUTH 43° -12' - 02" WEST AND CONTINUING ALONG THE NORTHWEST RIGHT OF WAY LINE OF UNIVERSITY BOULEVARD 193.69 FEET; THENCE NORTH 11° - 52' - 40" WEST 473.33 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District to B-2, Neighborhood 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-2, Neighborhood 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-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) completion of the Subdivision process; 2) provision of a six (6)-foot high, concrete masonry wall on the west property line, dropping down to three (3) feet within the required 25- foot

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front yard setback along both Zeigler and University Boulevards; and 3) full compliance with all municipal codes and ordinances.

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

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

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

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

ORDINANCE AUTHORIZING ACQUISITION OF REAL PROPERTY (LOTS 1 & 2 MUNICIPAL PARK) FROM MAWSS. The following ordinance, which was introduced and read at the regular meeting March 8, 2022, held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

ORDINANCE: 88-012-2022

Sponsored by: Mayor Stimpson

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

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the City seeks to acquire that certain real property known as Lots 1 and 2 of the MAWSS/Municipal Park Subdivision (see attached Exhibit "A") and that Lot 2 of said subdivision is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be granted to the Mobile Area Water and Sewer Service.

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name of and on behalf of the City of Mobile, the Purchase, and Sale Agreement for the property shown above.

SECTION THREE: Said Agreement is by reference made a part of this Ordinance as fully as if set forth herein and a copy of such will be on file in the office of the City Clerk of the City of Mobile, 9th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

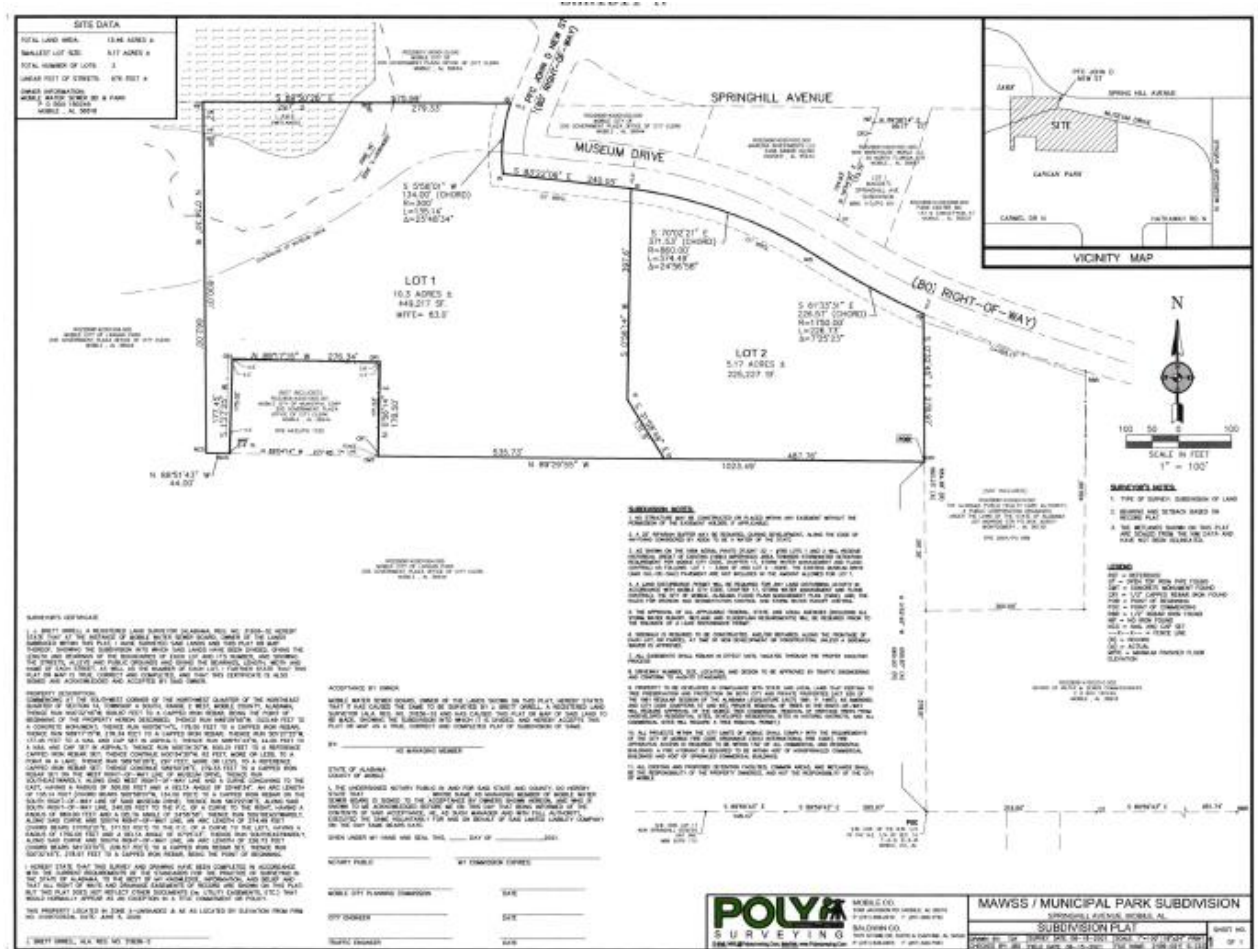
SECTION FOUR: The Mayor and City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name and on behalf of the City of Mobile, the deed for the property shown above, when said deed is prepared.

SECTION FIVE: Carleen Stout, Real Estate Officer, of the City of Mobile is hereby authorized and directed to negotiate, and to execute for and in the name and on behalf of the City of Mobile, whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

SECTION SIX: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

EXHIBIT "A"

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

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

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

CONSENT RESOLUTIONS HELD OVER:

DECLARE THE STRUCTURE AT 456 ELMWOOD DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of January 11, 2022, and held over until the regular meeting of March 8 and 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 40-033-2022

Sponsored by: Councilmember Daves

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 456 ELMWOOD DRIVE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

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NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 456 ELMWOOD DRIVE described as:

LOT 23 BLK G BERKSHIRE HILLS PART A MBK 6 P 595 #SEC 38 T4S R2W #MP28 08 38 4 003

Parcel Number: 28 08 38 4 003 095

Last Assessed to: LEE MARY ELIZABETH WILLIAMS
C/O WILLIAM E WILLIAMS

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

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

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

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

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

RESOLUTIONS HELD OVER

AUTHORIZE THE COUNCIL PRESIDENT TO ENTER INTO A RETAINER AGREEMENT OR CONTRACT TO REVIEW THE REAPPORTIONMENT ORDINANCE. The following resolution, which was introduced and read at the regular meeting of February 15, 2022, and held over until the regular meetings of February 22, 2022, and March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-173-2022

Sponsored by: Councilmember Small

BE IT RESOLVED by the City Council of the City of Mobile, Alabama that the Council President is hereby authorized to retain outside legal counsel or a consultant to review the reapportionment ordinance 02-007 submitted to the City Council for compliance with applicable law, to obtain their recommendations for Council district line, and to provide a racial polarization study of City of Mobile voting patterns for use in analyzing such ordinance; and

BE IT FURTHER RESOLVED that the Council President is authorized to enter into a retainer agreement or contract for such services or terms he deems reasonable.

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

Ayes: Carroll
Nays: Daves and Gregory
Abstain: Reynolds and Jones

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

AUTHORIZE THE COUNCIL TO HIRE A CONSULTANT TO PERFORM AND PROVIDE A RACIAL POLARIZATION STUDY. The following resolution, which was introduced and read at the regular meeting of February 22, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-197-2022

Sponsored by: Councilmembers Daves and Gregory

BE IT RESOLVED by the City Council of the City of Mobile that the Council shall hire a consultant to perform and provide a racial polarization study of City of Mobile municipal election voting patterns, provided, however, that the consultant to be hired to provide such study must be approved by a super majority of the Council.

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

Ayes: Carroll, Daves and Gregory

Nays: None

Abstain: Reynolds and Jones

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

AUTHORIZE AGREEMENT WITH ALTAPOINTE HEALTH SYSTEMS, INC. FOR EVALUATION WORK ON THE FY21 COLLABORATIVE CRISIS RESPONSE TRAINING PROGRAM GRANT; \$31,500.00. The following resolution, which was introduced and read at the regular meeting of March 8, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 01-217-2022

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 AltaPointe Health Systems, Inc., in the amount of \$31,500.00 for the FY21 Collaborative Crisis Response Training Program Grant, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

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

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

Nays: None

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

AUTHORIZE AGREEMENT WITH HARGROVE & ASSOCIATES, INC., D/B/A HARGROVE ENGINEERS + CONTRACTORS, FOR BIENVILLE SQUARE FOUNTAIN IMPROVEMENTS AND SITE AMENITIES; \$34,220.00. The following resolution, which was introduced and read at the regular meeting of March 8, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

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RESOLUTION: 01-218-2022

Sponsored by: Councilmember Carroll and Mayor Stimpson

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

Name of Company: HARGROVE AND ASSOCIATES, INC. d/b/a
HARGROVE ENGINEERS + CONTRACTORS

Project Name: BIENVILLE SQUARE –
FOUNTAIN & SITE AMENITIES IMPROVEMENTS

Project Number: PR-021-22

Amount: \$34,220.00

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 ALABAMA PIPE & SUPPLY, INC. FOR CONCRETE MEDIAN BARRIERS; \$16,440.00. The following resolution, which was introduced and read at the regular meeting of March 8, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-219-2022

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>1772</u>	2022	(2086A) ASPHALT	30 CONCRETE MEDIAN BARRIERS (SEALED BID 5651)	\$16,440.00	<u>(012940)</u> <u>ALABAMA PIPE &</u> <u>SUPPLY INC</u>

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

Ayes: Carroll, Reynolds, Daves, Jones, 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.

AUTHORIZE CONTRACT WITH ALABAMA POWER COMPANY FOR SERVICE IN TELEMETRY, TECHNOLOGY, DEPLOYMENT, NETWORKING, AND SOFTWARE; NOT TO EXCEED \$525,574.20, FUNDING FROM THE AMERICAN RESCUE PLAN (ARP).

The following resolution, which was introduced and read at the regular meeting of March 8, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-220-2022

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, by and between the City of Mobile and Alabama Power Company, in an amount not to exceed \$525,574.20 over a period of five years (60 months), to begin upon execution, renewable, as a professional service provider with expertise in telemetry capabilities, technology deployment, networking, and software. A copy of said contract is on file in the office of the City Clerk.

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

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

Nays: None

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; MATTHEWS.

The following resolution, which was introduced and read at the regular meeting of March 8, 2022, and held over until the regular meeting of March 15, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-221-2022

Sponsored by: Mayor Stimpson

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

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

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

Nays: None

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

ORDINANCES BEING INTRODUCED:

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REZONE PROPERTY LOCATED AT 4230 HALLS MILL ROAD FROM B-3 TO I-1 (DISTRICT 4). The following ordinance was held over until the regular meeting of March 22, 2022.

ORDINANCE: 64-013-2022

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:

A PARCEL OF LAND, BEING A PORTION OF LOT 5, BEING A PORTION OF A SUBDIVISION OF LOT 110 & 111, WESTWOOD FARMS, DEED BOOK 145, PAGES 10 & 11, AS SHOWN BY A PLAT DATED MAY 24, 1948, RECORDED IN MAP BOOK 5, PAGES 46 & 47, OF THE PUBLIC RECORDS OF MOBILE COUNTY. SAID LANDS LYING WITHIN MOBILE COUNTY, ALABAMA CONTAINING 0.700 ACRES (30,473 SQUARE FEET) MORE OR LESS.

The classification of said property is hereby changed from B-3, Community Business District to I-I, 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-I, 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-I, 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

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 31-223 through 37-252, being introduced for the first time. The motion was seconded by Councilmember Reynolds and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

AUTHORIZE A GRANT APPLICATION TO THE DANIEL FOUNDATION OF ALABAMA FOR THE FY 2022 ARTS, CULTURE, & COMMUNITY ASSETS GRANT, \$190, 000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-223-2022

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 15, 2022

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 Daniel Foundation of Alabama, if awarded, grant assistance in the amount of \$190,000.00 for the 2022 Arts, Culture, & Community Assets Grant, supporting the Mobile Museum of Art. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant and to sign any agreements or other documents in connection with the grant application and to provide any information required by The Daniel Foundation of Alabama. 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 the Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Jones. Following comments by Councilmember Jones the vote was as follows”

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

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

AUTHORIZE A GRANT APPLICATION TO THE VERIZON FOUNDATION FOR GULFQUEST NATIONAL MARITIME MUSEUM; \$100,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-224-2022

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 Verizon Foundation, grant assistance in the amount of \$100,000.00 for the GulfQuest National Maritime Museum. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by The Verizon Foundation. 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 the Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Jones and the vote was as follows”

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

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

AUTHORIZE A GRANT APPLICATION TO THE ALABAMA LAW ENFORCEMENT AGENCY (ALEA) FOR THE FY 2022 HOMELAND SECURITY GRANT; \$100,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-225-2022

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 Alabama Law Enforcement

MINUTES OF MARCH 15, 2022

Agency (ALEA), a Notice of Award and Cooperative Grant Agreement for grant assistance in the approximate amount of \$100,000.00 for the FY 2022 Homeland Security Grant Program.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Alabama Law Enforcement Agency. The Cooperative Grant Agreement 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 the Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Jones and the vote was as follows”

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

Nays: None

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

AUTHORIZE A GRANT APPLICATION TO THE U.S. DEPARTMENT OF EDUCATION, THROUGH THE ALABAMA CAREER CENTER; \$70,875.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-226-2022

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 Alabama Law Enforcement Agency (ALEA), a Notice of Award and Cooperative Grant Agreement for grant assistance in the approximate amount of \$100,000.00 for the FY 2022 Homeland Security Grant Program.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Alabama Law Enforcement Agency. The Cooperative Grant Agreement 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 the Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Jones and the vote was as follows”

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

Nays: None

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

AUTHORIZE GRANT APPLICATION TO THE U.S. DEPARTMENT OF EDUCATION, THROUGH THE ALABAMA CAREER CENTER; \$111,375.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-227-2022

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 Education, through the Alabama Career Center, a Notice of Award for grant assistance in

MINUTES OF MARCH 15, 2022

the amount of \$70,875.00 in support of the Alabama Workforce Stabilization Program for newly hired firefighters. There is no match requirement.

BE IT RESOLVED that the Mayor or his designee be authorized to accept said grant, if awarded, and to sign any agreements or other documents and to provide any information required by the U.S. Department of Education and the Alabama Career Center.

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

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

Nays: None

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

AUTHORIZE A GRANT APPLICATION TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION FOR THE FY22 FIRST RESPONDERS-COMPREHENSIVE ADDICTION AND RECOVERY ACT GRANT; \$500,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-228-2022

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 Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, a Notice of Award for grant assistance in the amount of \$500,000.00 for the FY22 First Responders-Comprehensive Addiction and Recovery Act Grant. There no 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 Department of Health and Human Services, Substance Abuse and Mental Health Services Administration. 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 the Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Jones and the vote was as follows”

Ayes: Carroll, Reynolds, Daves, Jones, 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 TO LIT CIGAR LOUNGE FOR SIP N PAINT AT COOPER RIVERSIDE PARK. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-229-2022

Sponsored by: Councilmember Carroll

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

MINUTES OF MARCH 15, 2022

Type of application: Special Events Retail License

Submitted by: Lit Cigar Lounge, Inc.

Location: Sip N Paint
101 S. Water Street (Cooper Riverside Park)
Mobile, AL 36602

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 LOUNGE RETAIL LIQUOR CLASS II (PACKAGE STORE) LICENSE TO DIP PACKAGE STROE, 2206 DAUPHIN ISLAND PARKWAY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-230-2022

Sponsored by: Councilmember Small

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

Type of application: Lounge Retail Liquor Class II
(Package Store) License

Submitted by: DIP 2021 LLC

Location: DIP Package Store
2206 Dauphin Island Pkwy., Ste. 1
Mobile, AL 36605

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO DIP FOOD MART, 2206 DAUPHIN ISLAND PARKWAY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-231-2022

Sponsored by: Councilmember Small

MINUTES OF MARCH 15, 2022

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

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

Submitted by: DIP 2021 LLC

Location: DIP Food Mart
2206 Dauphin Island Pkwy.
Mobile, AL 36605

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 963 DONALD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-232-2022

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances” adopted December 5, 2017, the accessory structure at 963 DONALD STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 6, 7, 8, and 14; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 963 DONALD STREET described as:

LOT 4 BLK 2 TOULMINVILLE HGTS DBK 130 P 276 #SEC 44 T4S R1W #MP29 02 44 0 014

Parcel Number: 29 02 44 0 014 556

Last Assessed to: SYSTEM GO SERVICES, AS TRUSTEE & NOT
PERSONALLY UN

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

MINUTES OF MARCH 15, 2022

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

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

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

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

DECLARE THE STRUCTURES AT 1818 INDIAN CREEK DRIVE, SOUTH PUBLIC NUISANCES AND ORDER THE CARPORT DEMOLISHED AND THE SHED/HOUSE SECURED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-233-2022

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1818 INDIAN CREEK DRIVE, SOUTH 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, 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 1818 INDIAN CREEK DRIVE, SOUTH described as:

LOT 17 LYNWOOD SUB MBK 8 P 127 #SEC 24 T4S R1W #MP29 07 24 0 001

Parcel Number: 29 07 24 0 001 147

Last Assessed to: WALL, SAMUEL H JR

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

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

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

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

MINUTES OF MARCH 15, 2022

Nays: None

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

DECLARE THE STRUCTURE AT 3352 DAUPHIN ISLAND PARKWAY A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-234-2022

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 3352 DAUPHIN ISLAND PARKWAY has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 3352 DAUPHIN ISLAND PARKWAY described as:

LOT 1 TATUM PLACE MBK 94-93 #SEC 40 T5S R1W #MP32 08 40 0 001

Parcel Number: 32 08 40 0 001 152

Last Assessed to: TAYLOR JEWANDA A

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 Gregory and the vote was as follows:

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

Nays: None

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

DECLARE THE STRUCTURE AT 714 IRIS AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-235-2022

MINUTES OF MARCH 15, 2022

Sponsored by: Councilmember Daves

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 714 IRIS 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, 5, 7, 8, and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 714 IRIS AVENUE described as:

BEG AT PT ON W/L OF IRIS AVE 637.5 FT N OF HOWELL AVE SD PT BEING PRESENT SE COR OF LOY 7 SHANNON HGTS MBK 3/307 RUN NLY ALG SD IRIS AVE 70 FT TO THE PT TH WITH AN INT ANG OF 89 DEG 45 MIN RUN WLY 150 FT TO PT TH WITH AN INT ANG OF 90 DEG 15 MIN RUN SLY 70 FT TO PT ON S/L OF SD LOT 7 TH WITH AN INT ANG OF 89 DEG 45 MIN RUN ELY 150 FT TO POB #SEC 29 T4S R1W #MP29 09 29 3 002

Parcel Number: 29 09 29 3 002 030.01

Last Assessed to: BRADLEY, VALERIE & MICHAEL

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

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

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

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

Nays: None

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1625. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-236-2022

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

MINUTES OF MARCH 15, 2022

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

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the 8th day of February, 2022, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

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

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

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 20, as described in the resolution adopted on the 8th day of February, 2022, and entitled; "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No.1625 on file in the office of the City Clerk).

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

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WEED LIEN						
1625						Res. No.
2/8/2022	LOTS TO BE DECLARED					58-
3/15/2022	LOTS FOR PUBLIC HEARING					58-
//2022	LOTS TO BE ASSESSED FOR COST					58-
No.	Address	SRO No.	CASE #	Amount Assessed	Dis	N/A CBO
1	1211 Church St	14454	16655		2	
2	403 N Lafayette St	15788	16653		2	
3	1810 Ogburn Ave	14245	16656		3	
4	2109 Riverside Dr	13848	16657		3	
5	1103 Gimon Cir W	8523	16658		3	
6	1107 Springhill Ave	15350	16659		2	
7	1510 Eslava St	15338	16660		2	
8	2718 Briley St	14921	16661		5	
9	306 N Ann St	15651	16662		2	
10	2409 Juanita St	7855	16663		3	
11	0 S Broad/402 Broad St	15345	16680		2	
	Parcel No. (29 10 38 0 002 040.XXX)					
12	2065 Forest Lane	15363	16666		3	
13	1110 Gimon Cir W	13408	16667		3	
14	405 Robbins St	15227	16668		2	
15	404 Robbins St	15599	16669		2	
16	1503 John H Campbell Sr Way	15199	16679		2	
17	1475 John H Campbell Sr Way	15205	16670		2	
18	1483 John H Campbell Sr Way	15201	16671		2	
19	1458 John H Campbell Sr Way	15598	16676		2	
20	1452 John H Campbell Sr Way	15596	16677		2	
				\$ -		
District total for this group		Numbers of lots cut				
1	0		1			
2	13		2			
3	6		3			
4	0		4			
5	1		5			
6	0		6			
7	0		7			
	20		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

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

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

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1620. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-237-2022

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.

MINUTES OF MARCH 15, 2022

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group 1620 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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		WEED LIEN				
		1620			Res. No.	
10/5/2021		LOTS TO BE DECLARED			58-845	
11/9/2021		LOTS FOR PUBLIC HEARING			58-1001	
3/15/2022		LOTS TO BE ASSESSED FOR COST			58-	
		OLD CASE/		Amount	Dis	N/A
No.	Address	SRO#	CASE #	Assessed		CBO
1	405 Calhoun St	13356	14275	\$ -	2	N/A
2	1569 Orange St	12395	14276	\$ 272.00	2	
3	104 Colvin St	12254	14277	\$ 50.00	1	CBO
4	906 Marine St	9295	14278	\$ 178.00	3	
5	2009 Jones Ave	13763	14279	\$ 225.00	1	
6	663 Florida St Ext.	13833	14280	\$ 205.00	1	
7	460 Cedar Ave	14159	14281	\$ -	2	CBD
8	2314 Dog River Dr N	13897	14282	\$ 175.00	4	
9	209 Lexington Ave	14206	14283	\$ 50.00	2	CBO
10	2407 Wilson Ave	14201	14284	\$ 50.00	1	CBO
11	1455 Delusser St	13839	14285	\$ 50.00	2	CBO
12	1329 Basil St	13908	14286	\$ 50.00	2	CBO
13	1710 Prince St	13838	14287	\$ 50.00	1	CBO
14	1711 Butler St	13955	14288	\$ 50.00	1	CBO
15	1220 Dr MLK Jr Ave	13822	14289	\$ 50.00	2	CBO
16	1207 Persimmon St	13906	14290	\$ 223.00	2	
17	252 Cuba St	13907	14291	\$ 50.00	2	CBO
18	301 Cuba St	13779	14292	\$ 50.00	2	CBO
District total for this group		Numbers of lots cut		\$ 1,778.00		
1	6		1	2		
2	10		2	2		
3	1		3	1		
4	1		4	1		
5	0		5	0		
6	0		6	0		
7	0		7	0		
	18			6		
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector (Duplicate in Group 51)						

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 AMBITIOUSLY HIM AND HER KING FOUNDATION SERVES A PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-238-2022

Sponsored by: Councilmembers Penn and Jones

MINUTES OF MARCH 15, 2022

WHEREAS, Councilmember Penn wishes to appropriate \$1,500.00 and Councilman Jones wishes to appropriate \$1,500.00 (Total \$3,000.00) to Ambitiously Him and Her King Foundation, Nonprofit, from their discretionary funds; and

WHEREAS, Ambitiously Him and Her Foundation, Nonprofit, 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 Ambitiously Him and Her King Foundation, Nonprofit, will be used for their inaugural award breakfast celebrating Administration Professionals on April 15, 2022 at the West Regional Library, 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 \$3,000.00 to Ambitiously Him and Her King Foundation, Nonprofit, for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 MURPHY HIGH SCHOOL SERVES A PUBLIC PURPOSE AND APROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-239-2022

Sponsored by: Councilmembers Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

WHEREAS, Councilmember Penn wishes to appropriate \$500.00, Councilmember Carroll wishes to appropriate \$500.00, Councilmember Small wishes to appropriate \$500.00, Councilmember Reynolds wishes to appropriate \$500.00, Councilmember Daves wishes to appropriate \$500.00, Councilmember Jones wishes to appropriate \$500.00, and Councilmember Gregory wishes to appropriate \$500.00 (TOTAL \$3,500.00) to Murphy High School from their discretionary funds; and

WHEREAS, Murphy High School, is a public school in Mobile, Alabama, which the Council may support pursuant to the Code of Alabama § 16-13-36; 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 Murphy High School will be used for the Murphy High School JROTC Military Leadership Academy to participate and compete in the U.S. Army Nationals in Daytona Beach, Florida on April 13-16, 2022; and

MINUTES OF MARCH 15, 2022

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$3,500.00 to the Murphy High School for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Carroll, Reynolds, Daves, Jones, 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 RESTAURANT RETAIL LIQUOR LICENSE TO T MARIE'S RISTORANTE ITALIANO, 2056 GOVERNMENT STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-252-2022

Sponsored by: Councilmember Carroll

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

Type of application: Restaurant Retail Liquor License

Submitted by: Bel Cibo, LLC

Location: T Marie's Ristorante Italiano 2056 Government Street
Mobile, AL 36606

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

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

Nays: None

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

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR SIDEWALKS ON OLD SHELL ROAD; \$250,516.00. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 01-240-2022

Sponsored by: Councilmember Penn

WHEREAS, the City Council previously approved Resolution No. 31-492 on August 8, 2017, to enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to the Transportation Alternative Project No. TAPMB-TA17(947) for Old Shell Road Sidewalks Improvements Phase II (Project); and,

MINUTES OF MARCH 15, 2022

WHEREAS, the Project was not authorized for construction within the time constraints of the agreement and extension requests were not granted prior to the agreement expiration; and.

WHEREAS, it is now necessary to execute a new agreement with the State of Alabama relating to the Project;

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

That Resolution No. 31-492 is hereby rescinded and superseded; and

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

Sidewalks on Old Shell Rd between Durant St and Union Ave Project # TAPMB-TA17(947); CMPS Ref # 100067397

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

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

AUTHORIZE AGREEMENT BETWEEN OWNER AND ARTIS, FOR JBG SCULPTURE, INC., TO CREATE, FABRICATE, DELIVER, AND INSTALL HALL OF FAME SCULPTURES, NOT TO EXCEED \$1,183,716.00. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 01-241-2022

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, Agreement Between Owner and Artist, for JBG Sculpture, Inc., a Michigan corporation, to create, fabricate, deliver and install six (6) nine foot Hall of Fame Courtyard Sculptures, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said Agreement is on file in the office of the City Clerk.

AUTHORIZE RIGHTS-OF-WAY USE AGREEMENT WITH MCI COMMUNICATIONS SERVICES, INC., D/B/A VERIZON BUSINESS SERVICES. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 01-242-2022

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 Rights-of-Way Use Agreement, between the City of Mobile and MCI Communications Services, Inc., a Delaware corporation, d/b/a Verizon Business Services, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said Rights-of-Way Use Agreement is on file in the office of the City Clerk.

AUTHORIZE AGREEMENT WITH POPULOUS ARCHITECTS FOR AN IMPROVEMENTS MASTER PLAN AT THE MOBILE CIVIC CENTER; \$161,500.00. The following resolution was held over until the regular meeting of March 22, 2022.

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RESOLUTION: 01-243-2022

Sponsored by: Councilmember Carroll and Mayor Stimpson

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

Name of Company: POPULOUS ARCHITECTS, P.C.

Project Name: MOBILE CIVIC CENTER –
IMPROVEMENTS MASTER PLAN

Project Number: CC-034-22

Amount: \$161,500.00

APPROVE PURCHASE ORDER TO CDW GOVERNMENT FOR NETWORK SECURITY AND EVENT MANAGEMENT SOFTWARE SUBSCRIPTION; MIT; \$24,199.55. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 08-244-2022

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>6244</u>	2022	(5000) INFORMATION TECHNOLOGY	ONE-YEAR SUBSCRIPTION FOR NETWORK SECURITY INFORMATION AND EVENT MANAGEMENT SOFTWARE FOR IT (AL STATE CONTRACT)	\$24,199.55	<u>(272932) CDW GOVERNMENT LLC</u>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT FOR ANTIVIRUS SOFTWARE SUBSCRIPTION; MIT; \$49,020.00. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 08-245-2022

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>6837</u>	2022	(5000) INFORMATION TECHNOLOGY	ANTIVIRUS SOFTWARE SUBSCRIPTION ANNUAL RENEWAL (AL STATE CONTRACT)	\$49,020.00	<u>(272932) CDW GOVERNMENT LLC</u>

APPROVE PURCHASE ORDER TO UJ CHEVROLET FOR DAMAGE REPAIR FOR 2020 CHEVROLET TAHOE; EQUIPMENT SERVICES; \$17,819.75. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 08-246-2022

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>5740</u>	2022	(2050) EQUIPMENT SERVICES	REPAIR WRECK DAMAGE ON 2020 CHEVROLET TAHOE (SEALED BID 5652)	\$17,819.75	<u>(210000) UJ CHEVROLET CO INC</u>

APPROVE PURCHASE ORDER TO MITYLITE, INC. FOR CHAIRS AT THE ARTHUR R. OUTLAW CONVENTION CENTER, \$630,000.00. The following resolution was held over until the regular meeting of March 22, 2022.

RESOLUTION: 08-247-2022

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>5189</u>	2022	(F6080) CONVENTION CENTER	5000 CHAIRS FOR CONVENTION CENTER (AL STATE CONTRACT)	\$630,000.00	<u>(297671) MITYLITE INC</u>

AUTHORIZE A GRANT APPLICATION TO THE STATE OF ALABAMA, DEPARTMENT OF CONSERVATION AND NATIONAL RESOURCES, FOR THE FY 2023 ALABAMA COASTAL AREA MANAGEMENT PROGRAM (ACAMP); \$50,000.00 (1:1 LOCAL MATCH). The following resolution was held over until the regular meeting of March 22, 2022.

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RESOLUTION: 31-248-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive a grant from the State of Alabama, Department of Conservation and Natural Resources, State Lands Division, Coastal Section, for the FY 2023 Alabama Coastal Area Management Program (ACAMP). Available grant funding not to exceed \$50,000.00 with a 1:1 match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the State of Alabama, Department of Conservation and Natural Resources. 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 Mobile City Council commits to a local match that is equal to the awarded grant funds.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EDWARDS AUTOMOTIVE, D/B/A PREMIER TRANSIT, TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-249-2022

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Edwards Automotive, d/b/a Premier Transit, 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 March 29, 2022, 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.

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as March 29, 2022.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 3015 AND 3019 PLEASANT VALLEY ROAD FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (DISTRICT 4). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-250-2022

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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 3015 and 3019 Pleasant Valley Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted March 15, 2022, a public hearing will be held on the 12th day of April, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 3015 and 3019 Pleasant Valley Road (south side of Pleasant Valley Road, at the south terminus of Platt Avenue) from R-1, Single-Family Residential District, to R-3 Multi-Family Residential 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 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:

PT LOT 2 SHADY BROOK GDNS S/D COM AT NE COR SD LOT RUN TH SLY ALG E/BDRY SD LOT 1320 1/5 FT TO MIDDLE OF CANAL RUN NWLY ALG CNTR SD CANAL 121 875/1000 FT M/L TO W/BDRY OF SD LOT 2 TO N/BDRY SD LOT TH ELY ALG N/BDRY SD LOT 121 875/1000 FT TO POB BEING THE E V2 OF RES/D LOT 2 SHADY BROOK GDNS N OF BOLTONS BRCH MBK 4 PG 161 #SEC 51 T4S R1W #MP29 09 51 0 005 PT OF LOT 2 SHADY BROOK GDN MBK 3/192 COM 121.88 FT FROM NE COR LOT 2 TH SLY & PAR WITH E BDRY OF LOT 2 DIS 1266 1/2 FT TO MIDDLE OF CANAL TH NWLY ALG CTR OF SD CANAL 121 85/1000 FT M/L TO MIDDLE OF SD CANAL ON W BDRY OF THIS TRT TH NLY & PAR WITH E BDRY OF LOT 2 1204 5/10 FT WHICH IS W BDRY OF THIS TRT TO PT ON N BDRY OF LOT 2 TH ELY ALG SD N BDRY 121.88 FT TO POB BEING W1/2 OF RESUB LOT 2 N OF BOLTONS BRCH OF SHADY BROOK GDNS MBK 4/161 #SEC 51 T4S R1W #MP29 09 51 0 005

The classification of said property is hereby changed from R-1, Single-Family Residential District, to R-3, Multi-Family Residential 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 R-3, Multi-Family Residential 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 Ae 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 R-3, Multi-Family Residential 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.

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

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 12, 2022.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 5400 HAMILTON BOULEVARD FROM I-2, HEAVY INDUSTRY DISTRICT, TO I-1 LIGHT INDUSTRY DISTRICT (DISTRICT 4). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-251-2022

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 Public Hearing for the Proposed Rezoning of Property Located at 5400 Hamilton Boulevard

Pursuant to Resolution of the Mobile, Alabama City Council adopted March 15, 2022, a public hearing will be held on the 12th day of April, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 5400 Hamilton Boulevard (northwest corner of Hamilton Boulevard and the CSX Railroad right-of-way, extending to the east terminus of East Rite Road) from I-2, Heavy Industry 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 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:

COMMENCING AT THE NORTHWEST CORNER OF LOT 1, COASTAL READY MIX DEVELOPMENT, AS RECORDED IN MAP BOOK 133 AT PAGE 122 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE S-00°- 08'-58"-W, ALONG THE WEST LINE OF SAID LOT 1, FOR 190.92 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE S89°-51'-02"-E, LEAVING THE WEST LINE OF SAID LOT 1, FOR 127.51 FEET; THENCE S-73°-16'-26"-E FOR 215.42 FEET; THENCE N-59°-03'-20"-E FOR 231.33 FEET; THENCE S-73°-30'-04»-E FOR 112.81 FEET; THENCE S-47°-46'-06"-E FOR 82.27 FEET; THENCE SOUTH-00°-00'-00"-E FOR 526.68 FEET; THENCE S-90°-00'- 00"-W FOR 377.29 FEET; THENCE N-87°-03'-31"-E FOR 325.85 FEET TO A POINT ON THE WEST LINE OF AFORESAID LOT 1; THENCE N-00°-08'-58"-E, ALONG THE WEST LINE OF SAID LOT

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1, FOR 541.08 FEET AND CONTAINING 385176 SQUARE FEET OR 8.842 ACRES, MORE OR LESS.

The classification of said property is hereby changed from I-2, Heavy Industry District, to I-1, Light Industry District, for proposed Lot 1, 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 Daves then moved to call for the public hearing, which move was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 12, 2022.

ANNOUNCEMENTS:

Councilmember Jones announced that the District 6 community meeting will be held at the Connie Hudson Senior Center on April 14, 2022, at 6:30 p.m.

Councilmember Carroll congratulated the Harmon Park Suns for winning the 8U State Recreation Championship.

Councilmember Carroll announced that Barry Dunning, a resident of Mobile, was the MVP of the Alabama/Mississippi All-Star Basketball game.

Councilmember Carroll reminded citizens that the District 2 community meeting will be held at the Hope Center tonight.

Councilmember Carroll shared that there will be five meetings scheduled to discuss redistricting.

Councilmember Carroll congratulated the Festival of Flowers and the Chili Cook-Off for successful events.

Councilmember Daves announced that the District 5 community meeting will be held at the Westminster Presbyterian Church on March 22, 2022, at 6:00 p.m.

Councilmember Carroll invited citizens to the Sullivan Center on March 25, 2022, from 5:00 p.m. – 7:00 p.m., for a Fun Day sponsored by the Lafayette Heights Community Action Group.

Councilmember Gregory stated she will host a meeting on March 17, 2022, at the Emmanuel Baptist Church for the Park Forrest Community.

Councilmember Reynolds moved to recess the meeting for 10 minutes, which move was seconded by Councilmember Carroll. The meeting recessed at approximately 11:54 a.m.

MINUTES OF MARCH 15, 2022

The meeting reconvened at 11:57 a.m.

Megan Huffman, 2412 Winding Oaks Trail, Waxhaw, NC, Business Development Director, Carnival Cruise Lines, presented the Council with a birthday cake to commemorate Carnival Cruise Line's 50th birthday.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 12:03 p.m.

Adopted:

COUNCIL VICE PRESIDENT

CITY CLERK