MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 23, 2018

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, October 23, 2018, at 9:00 a.m.

Present:	
Chairman:	Manzie
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. on Tuesday, October 23, 2018.

The Presiding Officer adjourned the meeting.

Approved: October 30, 2018

COUNCIL VICE PRESIDENT

CITY CLERK

MUNCIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 23, 2018

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, October 23, 2018, at 10:30 a.m., in regular meeting.

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

Reverend Derek Tucker, Union Baptist Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Council Vice President Manzie asked everyone to remain standing for a moment of silence in memoriam of Justin Mooney, City of Mobile Public Works Department employee.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

The Presiding Officer stated that all cell phones must be turned off and that there will be no hats, hoods, sunglasses or large bags permitted in the meeting room.

1) Any person desiring to address the Council must register upon entering the meeting area. When addressing the Council, the speaker must state his/her name and address.

2) Each speaker is allowed five minutes to address the Council. A bell will sound to indicate the end of 4 minutes. One minute is allowed for summarizing. The second bell indicates the time has expired.

3) To maintain decorum, there will be no undue applause and/or public outcry allowed.

4) When addressing the Council, there is to be no personal address to any individual Councilmember. All statements are to be made to the Chair who will recognize any Councilmember who wishes to respond.

5) Any person desiring to speak to the Council on a non-agenda item must contact the City Clerk's Office no later than 2:00 p.m. on the Thursday prior to the Council Meeting. The subject he/she wishes to address must be identified. Any person attending the meeting who has not given proper notice to the Clerk's Office and wishes to speak on a non-agenda item will not be allowed to address the Council.

6) Those persons desiring to speak on agenda items must indicate the resolution, ordinance, appeal, or public hearing item on arrival when signing in for the meeting.

APPROVAL OF MINUTES:

The minutes of the meetings of October 16, 2018 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Keeshia Davis, Spire, Inc., gave a presentation to the Council regarding gas service in Mobile.

NOTE: At approximately 10:47 a.m. Councilmember Williams joined the meeting.

MONTHLY FINANCE REPORT:

Paul Wesch, Executive Director of Finance, stated:

"Good morning. As you know our fiscal year expired on September 30th. We do have some revenue numbers in that I'd like to report to you and talk about what that might mean. For the month of September we were $11,000 over September of the previous year in collections, so essentially flat on a total of $16 million worth of sales tax collections."

"We maintain our books on an accrual basis. That is what municipal accounting requires and yet you can imagine that it's impossible during any month to accrue things like sales taxes that are collected by third parties and then paid over the next month. What we do each month is report to you on a cash basis and after October's collections are in we reverse every month back one month to comply with the accrual accounting requirements. We really won't know until next month what our actual revenues were. We also accrue expenditures; those are a little easier to do, although we've got a lot of work for fiscal 2018 to come up with a definite picture of what those accruals at the year-end look like."

"I will tell you, while it's early and subject to audit, that the year ended up fairly stable. We had a number of flat months early in the year and we had three good months leading up to and through August and a flat September so far. It looks like the over performance was enough to produce the carry over surplus that we're using in the 2019 budget."

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

The Council considered the request of Mt. Ararat Missionary Baptist Church for a waiver of the Noise Ordinance at 7275 Old Military Road on October 27, 2018, from 2:00 p.m. until 8:00 p.m. (District 4).

Councilmember Small moved to grant the waiver, which motion was seconded by Councilmember Richardson and Rich 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 waiver granted.

The Council considered the request of Laqueena Wright, Loving Thou Neighbor as You Love Yourself for a waiver of the Noise Ordinance at 2204 Halls Mill Road on November 17, 2018, from 11:00 a.m. until 3:00 p.m. (District 5).

Councilmember Daves moved to hold the waiver over for one (1) week until the regular meeting of Tuesday, October 30, 2018, which motion was seconded by Councilmember Rich 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 waiver held over.

The Council considered the request of Gary A. Nelson, Jr. for a waiver of the Noise Ordinance at 751 Dauphin Street, Azalea Manor, on November 2, 2018, from 7:00 p.m. until 11:00 p.m. (District 2).

Councilmember Small moved to grant the waiver, which motion was seconded by Councilmember Richardson and Rich 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 waiver granted.

The Council considered the request of Ethel Hollins for a waiver of the Noise Ordinance at Marmotte Street at Dr. MLK Drive on October 29, 2018, from 2:00 p.m. until 10:00 p.m. (District 2).

Councilmember Small moved to grant the waiver, which motion was seconded by Councilmember Richardson and Rich 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 waiver granted.

PUBLIC HEARINGS:

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1709 GRIFFIN IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1709 Griffin Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1917 BOOKER STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1917 Booker Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO CONSIDER GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MICHAEL DORIE, D/B/A WILD NATIVE, INC., TO OPERATE A BOAT CHARTER SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider granting a Certificate of Public Convenience and Necessity to Michael Dorie, d/b/a Wild Native, Inc., to operate a boat charter service and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO CONSIDER GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CURTIS W. CARKUM, III, D/B/A A & C NET, LLP, TO OPERATE A SHUTTLE SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider granting a Certificate of Public Convenience and Necessity to Curtis W. Carkum, III, d/b/a A & C Net, LLP, to operate a boat charter service and asked if there was anyone present to speak for or against this matter.

Curtis W. Carkum, III, 654 Townsend Circle, Chickasaw, Alabama, spoke in support of his application.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. George McCall, Jr., 530 Singleton Street, Prichard, Alabama, spoke in support of Resolution 46-758.

NON-AGENDA ITEMS:

1. Noell Black, 1110 Montlimar Drive, invited the Council to participate in the Making Strides against Breast Cancer Walk this Saturday.

2. Greg Reynolds, 255 North Conception Street, requested the Council allocate money from their discretionary funds to assist in keeping the Oakleigh House Museum open to the public.

3. The following people spoke in favor of a budget amendment to restore funding to the GulfQuest Maritime Museum:

a. Tom Felder, Commonwealth Bank, 2214 St. Stephens Road
b. Patrick Wilson, 58 Kingsway
c. Marietta M. Urquhart, 4753 Bexley Lane
d. Kenyen Brown, 33624 Boardwalk Drive, Spanish Fort, Alabama
e. David Clark, 111 S. Royal Street
f. Richard Weavil, 1700 Government Street

4. Donnie Smith, 2240 E. Clairmont Drive, Semmes, Alabama, addressed the Council with his concerns regarding Mobile County Metro Jail.

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR MEDAL OF HONOR PARK FIELD LIGHTING, $319,433.00 (2018 CIP #1074, D6). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 21-739-2018

Sponsored by: Councilmember Rich

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: Harris Contracting Services, Inc.

Project name: Medal of Honor Park - Field Lighting

Project number: PR-036-18

Amount: $319,433.00 (2018 CIP #1047, D6)

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

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

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

AUTHORIZE CONTRACT WITH MODULAR CONCEPTS, LLC FOR THE SULLIVAN AND HOPE COMMUNITY CENTERS, GYMNASIUM FLOORING REPLACEMENT, $149,600 (2018 CIP #2017-128; D2). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 21-740-2018

Sponsored by: Councilmembers Richardson and Manzie

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: Modular Concepts, LLC

Project name: Sullivan Community Center & Hope Community Center Gymnasium Flooring Replacement

Project number: PR-021-18

Amount: $149,600.00 (2018 CIP #2017-128, D1 and D2)

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

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

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

AUTHORIZE CONTRACT WITH MICOR INC. D/B/A MDS CONSTRUCTION FOR THE JAMES M. SEALS, JR. PARK PAVILION, $66,950.00 (2018 CIP #2017-128). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 21-742-2018

Sponsored by: Councilmember Manzie

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: Micor Inc. dba MDS Construction

Project name: James M. Seals Jr. Park - Pavilion

Project number: PR-063-18

Amount: $66,950.00 (2018 CIP #2017-128)

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

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

RESOLUTIONS HELD OVER:

AUTHORIZE AGREEMENT WITH REPUBLIC PARKING SYSTEM TO PROVIDE MANAGEMENT SERVICES FOR ON STREET PARKING IN DOWNTOWN MOBILE, $77,976.00 (PLUS EXPENSES AND MINUS REVENUES). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 9, 2018 and held over for one (1) week until the regular meeting of October 16, 2018, and held over once more until the meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 01-717-2018

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL 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, a Management Services Agreement, by and between the City of Mobile and REPUBLIC PARKING SYSTEM, LLC, in the amount of approximately $77,976 plus expenses and incentive fees, for operation and management of on street and other City-controlled parking downtown, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

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

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

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

AUTHORIZE CONTRACT WITH DOBSON SHEET METAL & ROOFING, INC. FOR THE ARTHUR R. OUTLAW CONVENTION CENTER, SOUTH TOWER, SKYLIGHT REPAIRS, $8,000.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 21-743-2018

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: Dobson Sheet Metal & Roofing, Inc.

Project name: Arthur R. Outlaw Convention Center - South Tower
Skylight Repairs

Project number: CN-082-18

Amount: $8,000.00

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

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

Nays: None

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

APPROVE THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MOBILE AND MOBILE COUNTY REGARDING 2018 TRIPPEL ROAD IMPROVEMENTS (AMAZON SORTATION & DISTRIBUTION CENTER) $625,000.00 (CITY'S PORTION). The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 01-744-2018

Sponsored by: Mayor Stimpson

A RESOLUTION APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MOBILE, ALABAMA AND MOBILE COUNTY, ALABAMA REGARDING 2018 TRIPPEL ROAD IMPROVEMENTS

WHEREAS, the County of Mobile, Alabama (the "County") recently administered and will soon complete the construction of certain access road improvements located near Exit 13 off Interstate 10 in an unincorporated part of the County (the "Road Improvements"), which shall be dedicated for public use upon approval and acceptance by the County ; and

WHEREAS, the Road Improvements were required to accommodate additional traffic, truck turning movements, and the reduction of traffic-congesting left turns onto Theodore Dawes Road resulting from activity at a commercial park comprising approximately 158 acres and known as the Port City Commerce Park (the "Park") related to the development of the Amazon Sortation and Distribution Center; and

WHEREAS, the total cost to construct the Road Improvements is expected to be approximately $1,500,000; and

WHEREAS, The City of Mobile, Alabama (the "City") anticipated significant economic benefits to accrue to the City's economy as a result of the continued commercial activity at the Park and as a direct result of the development of the Amazon Sortation and Distribution Center, including increased tax revenues and the creation of new jobs for residents of the City; and

WHEREAS, in consideration of the economic impact and other benefits to be received by the City and the general public, the City has committed to contribute Six Hundred Twenty-Five Thousand Dollars ($625,000.00) to the County to assist the County with the total cost of the Road Improvements, and the County desires to accept such contribution.

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

The Mayor of the City of Mobile is hereby authorized and directed to execute, acknowledge and deliver that certain Intergovernmental Agreement between the City and the County regarding the 2018 Trippel Road Improvements, in substantially the form and of substantially the content as presented to and considered by the City, with such changes or additions thereto or deletions therefrom as the office of the City executing the Intergovernmental Agreement shall approve.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA this the 23rd day of October, 2018.

EXHIBIT A

ROAD IMPROVEMENTS

1. Extend Trippel Road westward approximately 220 feet to the proposed intersection of Trippel Road and Spanish Trail Court;

a. The proposed roadway will be 24 feet wide with a 2-foot curb and gutter; and

b. The roadway will have the following buildup:
i. Crushed Aggregate Base Course, Type B, 12" compacted thickness (placed in 2-6" layers);
ii. Bituminous Concrete Binder Layer placed at a rate of 350 pounds per square yard; and
iii. Bituminous Concrete Wearing Surface Layer placed at a rate of 165 pounds per square yard.

2. Reconstruct the existing 650 feet of Spanish Trail Court from Theodore-Dawes Road southwesterly to the cul-de-sac;

3. Construct an extension of Spanish Trail Court, approximately 1,300 feet, from the cul-de-sac southwesterly to Trippel Road;

4. Upgrade the traffic signal currently located at the intersection of Theodore-Dawes Road and Mobile Greyhound Park S. and relocate the same to the intersection of Theodore-Dawes Road and Spanish Trail Court;

5. Realign approximately 400 feet of Mamount Boulevard to intersect with Theodore-Dawes Road at the traffic signal for Spanish Trail Court.
a. The proposed roadway will be 20 feet wide with a 2-foot curb and gutter, and
b. The roadway will have the following buildup:
i. Crushed Aggregate Base Course, Type B, 6" compacted thickness;
ii. Bituminous Concrete Binder Layer placed at a rate of 250 pounds per square yard; and
Iii. Bituminous Concrete Wearing Surface Layer placed at a rate of 165 pounds per square yard.

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

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

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

<u>APPROVE THE INTERGOVERNMENTAL AGREEMENT WITH THE MOBILE HOUSING BOARD FOR ASSISTANCE WITH ADMINISTRATION, PLANNING AND DEVELOPMENT TO BE PROVIDED BY THE CITY.</u> The following resolution, which was introduced and read at the regular meeting of Tuesday, October 16, 2018 and held over for one (1) week until the regular meeting of October 23, 2018, was called up by the Presiding Officer.

RESOLUTION: 01-745-2018

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 intergovernmental agreement between the City of Mobile and the Mobile Housing Board for the City to provide assistance with administration, planning and development, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

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

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

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

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

Councilmember Richardson moved for the suspension of the rules to consider Consent Resolutions 40-746 – 46-758 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

DECLARE THE STRUCTURE AT 1709 GRIFFIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-746-2018

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 1709 Griffin 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, 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 1709 Griffin Street as:

LOT 19 BLK 2 LINCOLN PARK SUB MBK 4/260 #SEC 44 T4S RIW #IV1P29 02 44 0 009

Parcel number: 29 02 44 0 009 451

Last assessed to: DENNIS KATIE

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 Small and the vote was as follows:

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

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

DECLARE THE STRUCTURE AT 2917 BOOKER STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-747-2018

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 2917 Booker 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, 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 2917 Booker Street as:

N 1/2 LOT Id BLK D BOOKER T WASHINGTON MBK 4 PG 208 #SEC 44 T4S RIW #IV1P29 02 44 0 010

Parcel number: 29 02 44 0 QIC 043

Last assessed to: SHINN JAMES

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 Small and the vote was as follows:

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

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

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR CONTRIBUTION TO THE REGENCY PARK HOMEOWNERS' ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-748-2018

Sponsored by: Councilmember Rich

RESOLUTION TO DETERMINE CERTAIN EXPENDITURES SERVE A PUBLIC PURPOSE AND APPROVE PAYMENT

WHEREAS, Councilmember Rich wishes to donate $3,000.00 to the Regency Park Homeowner's Association from her discretionary funds; and

WHEREAS, the Regency Park Homeowner's 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 payment of certain expenses is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this contribution to the Regency Park Homeowner's Association will be used to assist with the installation of security cameras at their main neighborhood entrances, and that these cameras will be linked to Project Shield for the Mobile Police Department use as necessary, and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the Regency Park Homeowner's Association serves a public purpose and further approves and directs the payment of same.

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

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

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

REAPPOINT DR. LOUIS C. WILSON TO THE MEDICAL CLINIC BOARD OF THE CITY OF MOBILE (SPRINGHILL). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-757-2018

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Dr. Louis C. Wilson is re-appointed to the Medical Clinic Board of the City of Mobile (Springhill) effective immediately for a term ending June 29, 2024.

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

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

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

GIVE OAK DRIVE THE HONORARY NAME OF "DR. CLYDE MAYE, JR. WAY." The following resolution was introduced by Councilmember Daves.

RESOLUTION: 46-758-2018

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE. ALABAMA, that Oak Drive be given the honorary name of "Dr. Clyde Maye, Jr. Way."

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

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

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

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH GORAM AIR CONDITIONING COMPANY, INC., FOR THE DEARBORN YMCA CHILLER REPLACEMENT, $295,870.00 (2018 CIP #2017-149 & G-CPD3246). The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 21-749-2018

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: GORAM AIR CONDITIONING COMPANY, INC.

Project name: DEARBORN YMCA - CHILLER REPLACEMENT

Project number: MP-128-18

Amount: $ 80,000.00 (2018 CIP #2017-149)
+ $215.870.00 (G-CPD3246)
$295,870.00

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH GAILLARD BUILDERS, INC., FOR THE MOBILE PUBLIC LIBRARY ADMINISTRATION BUILDING-EXTERIOR REPAIRS, $179,826.00.

The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 21-750-2018

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: Gaillard Builders, Inc.

Project name: Mobile Public Library Administration Building – Exterior Repairs

Project number: LI-159-17

Amount: $179,826.00

AUTHORIZE CONTRACT WITH GORAM AIR CONDITIONING COMPANY, INC., FOR HVAC REPLACEMENT, PHASE II-MOBILE ALABAMA CRUISE TERMINAL, $176,900.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 21-751-2018

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on the 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: Mobile, Alabama Cruise Terminal-HVAC Replacement Phase II

Project number: CT-079-18

Amount: $176,900.00

APPROVE CONTRACT WITH BLUE CROSS AND BLUE SHIELD OF ALABAMA FOR 2019 ADMIN FEES. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 21-752-2018

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 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 Blue Cross and Blue Shield of Alabama for Administrative Services for the purposes stating the fees for third party administration of the City of Mobile Health and Dental Plan and Flexible Spending Accounts as outlined in the Enrollment Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Enrollment Agreement is on file in the office of the City Clerk.

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MICHAEL DORIE, D/B/A WILD NATIVE, INC., TO OPERATE A BOAT CHARTER SERVICE. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 37-753-2018

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Michael Dorie d/b/a Wild Native, Inc., for a Certificate of Public Convenience and Necessity to operate a boat charter service is hereby approved. A copy of said application is on file in the office of the City Clerk.

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CURTIS W. CARKUM, III, D/B/A A & C NET, LLP, TO OPERATE A SHUTTLE SERVICE. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 37-754-2018

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Curtis W. Carkum, III d/b/a A & C Net, LLP, for a Certificate of Public Convenience and Necessity to operate a shuttle service is hereby approved. A copy of said application is on file in the office of the City Clerk.

APPROVE $1,000 AWARD TO WANDA BONHAM FOR EMPLOYEE SUGGESTION 4-2018. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 30, 2018.

RESOLUTION: 60-755-2018

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor recommends to the City Council that it authorize awards, pursuant to section 11-40-22 code of Alabama 1975, of $1,000.00 for the approved suggestion under the City of Mobile Employee Suggestion Program, HR Policey-003.1-95.

This employee is to be commended for the suggestion which will result in beneficial cost savings to the City of Mobile.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO REZONE PROPERTY AT THE NORTHEAST CORNER OF PAPER MILL ROAD AND AFRICATOWN BOULEVARD FROM B-2, R-2 AND I-2 TO I-2 (DISTRICT 2). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 41-756-2018

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish the attached proposed amendment to the Zoning Ordinance at least once a week for two consecutive weeks in a newspaper of general circulation within the municipality, together with the attached notice stating the time and place that said proposed amendment 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 such amendment.

NOTICE OF HEARING ON PROPOSED AMENDMENT TO THE ZONING ORDINANCE

Notice is hereby given that the City Council of Mobile proposes to consider the adoption of the attached amendment to the Ordinance adopted on the 16th day of May, 1967, and known as the "Zoning Ordinance." The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of Government Plaza, 205 Government Street, Mobile Alabama, on the 20th day of November, 2018, 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 amendment. Furthermore, the City Council, at this public hearing, may consider zoning classifications other than that sought by the applicant for this property.

This notice is published pursuant to a resolution of the City Council of Mobile adopted on the 23rd day of October, 2018.

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:

LOTS 1 THROUGH 3, SCOTT PAPER COMPANY SUBDIVISION, AS RECORDED IN MAP BOOK 64, PAGE 39 OF THE PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS TO-WIT:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1, SCOTT PAPER COMPANY SUBDIVISION, AS RECORDED IN MAP BOOK 64, PAGE 39 OF THE PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA, SAID POINT BEING AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF BAY BRIDGE ROAD, (VARIABLE WIDTH PUBLIC R/W), WITH THE WEST RIGHT OF WAY LINE OF ALABAMA STATE DOCKS AND TERMINAL RAILROAD, (l0-FOOT RAILROAD R/W), THENCE S-78^-54'-24-W ALONG THE NORTH RIGHT OF WAY LINE OF SAID BAY, BRIDGE ROAD, FOR 204.40 FEET; THENCE N-04^-34'-35"-E LEAVING THE NORTH RIGHT OF WAY LINE OF SAID BAY BRIDGE ROAD, FOR 24.92 FEET; THENCE N-77^-53'-10"-E FOR 41.89 FEET; THENCE N-14^-48'-53"-W FOR 1099.48 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF PAPER MILL ROAD, (VARIABLE WIDTH PUBLIC R/W); THENCE NORTHEASTERLY, ALONG THE EAST RIGHT OF WAY LINE OF SAID PAPER MILL ROAD AND AROUND A CURVE TO THE RIGHT HAVING A RADIUS OF 527.50 FEET AND A DELTA ANGLE OF 18^-23'-54", THE CHORD OF WHICH BEARS N-14"36'-09"-E FOR 168.66 FEET, FOR AN ARC DISTANCE OF 169.38 FEET; THENCE N-23^-48'()6"-E, ALONG THE EAST RIGHT OF WAY LINE OF SAID PAPER MILL ROAD, FOR 20.35 FEET; THENCE NORTHEASTERLY, ALONG THE EAST RIGHT OF WAY LINE OF SAID PAPER MILL ROAD AND AROUND A CURVE TO THE LEFT HAVING A RADIUS OF 517.47 FEET AND A DELTA ANGLE OF 18^-23'-14" THE CHORD OF WHICH BEARS N-18^-06"-22"-E FOR 102.68 FEET, FOR AN ARC DISTANCE OF 102.85 FEET; THENCE N-42^-18'-35" -E, LEAVING THE EAST RIGHT OF WAY LINE OF SAID PAPER MILL ROAD, FOR 390.27 FEET; THENCE N-66^-35'-36"-E FOR 204.48 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF AFORESAID ALABAMA STATE DOCKS AND TERMINAL RAILROAD; THENCE SOUTHERLY, ALONG THE WEST RIGHT OF WAY LINE OF SAID ALABAMA STATE DOCKS AND TERMINAL RAILROAD; AND AROUND A CURVE TO THE RIGHT HAVING A RADIUS OF 1861.19 AND A DELTA ANGLE OF 45^-59'-07", THE CHORD OF WHICH BEARS S-00^-44'-39"-E FOR 1424.03 FEET, FOR AN ARC DISTANCE OF 146128 FEET; THENCE S-21^-44'-54"-W, ALONG THE WEST RIGHT OF WAY LINE OF SAID ALABAMA STATE DOCKS AND TERMINAL

RAILROAD, FOR 304.25 FEET TO THE POINT OF BEGINNING AND CONTAINING 18.2618 ACRES OR 795484 SQUARE FEET, MORE OR LESS.

The classification of said property is hereby changed from B-2, Neighborhood Business District, R-2, Two-Family Residential District, and 1-2, Heavy Industry District, to I-2, Heavy Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in a 1-2, Heavy Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the 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 1-2, Heavy Industry District, until all of the conditions set forth below have been complied with; 1) completion of the Subdivision process and; 2) full compliance with all municipal codes and ordinances.

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

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

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

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

ANNOUNCEMENTS:

Councilmember Small said he will attend the Maysville Community Action Group meeting tonight, 6:00 p.m., at Revelation Missionary Baptist Church.

Councilmember Richardson announced that a meeting to discuss park amenities will be held this Thursday, at 6:00 p.m., at Booker T. Washington Elementary School.

Councilmember Daves stated a district five community meeting will be held tonight, 6:00 p.m., at Westminster Presbyterian Church.

Councilmember Rich said the Quilt of Valor presentation will take place at the Council's November 6, 2018 meeting.

Councilmember Rich invited the public to attend the Connie Hudson Senior Center's 10th anniversary celebration on November 8, 2018.

Councilmember Rich announced a district six community meeting will be held on November 29, 2018, at 6:30 p.m., at the Connie Hudson Senior Center.

Councilmember Gregory confirmed that the district seven Christmas party will be held December 10, 2018 at the Mobile Museum of Art

Councilmember Gregory mentioned she will attend Visit Mobile's annual meeting this Thursday.

Councilmember Manzie asked Councilmembers Rich and Gregory to organize a retreat for the Council and Mayor.

Councilmember Manzie stated that a district two community meeting will be held tonight, at 6:00 p.m., at the Robert Hope Community Center.

Councilmember Williams indicated that the Council Rules Committee will meet Tuesday, October, 30, 2018, 1:00 p.m. The purpose of the meeting is to discuss the rules for addressing the City Council during weekly meetings.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 1:13 p.m.

Approved: October 30, 2018

COUNCIL VICE PRESIDENT

CITY CLERK