

MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 15, 2019

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 15, 2019, 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.

Approved: October 22, 2019

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 15, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, October 15, 2019, at 10:30 a.m., in regular meeting.

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

Councilmember Fred Richardson, District 1, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of October 8, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson read a proclamation declaring “National Bullying Prevention Week” in Mobile.

Mayor Stimpson delivered comments regarding the extension of Carnival’s contract with the City.

Mayor Stimpson and Councilmember Gregory recognized the Mobile Tennis Center.

Mayor Stimpson wished Governor Kay Ivey a happy birthday.

ADOPTION OF THE AGENDA:

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Councilmember Richardson moved to adopt the agenda, which move was seconded by Councilmember Daves.

Councilmember Daves moved to amend the agenda by taking "Presentations of Petitions and Other Communications to the Council" out of order, ahead of "Appeals," which move was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, addressed the Council regarding Resolutions 03-950, 03-951, 03-952 and 03-953.

NON-AGENDA ITEMS:

1. Greer Wilhelm, 5151 Museum Drive, thanked the Council for their support of Mobile Botanical Gardens.

2. Reggie Hill, 1007 Center Street, offered commentary about public safety and the proposed City budget.

3. Bob Allen, 959 Augusta Street, shared information regarding the Historic Mobile Preservation Society's participation in an art exhibit in Paris, France.

NOTE: At approximately 11:37 a.m. Councilmember Williams joined the meeting.

APPEALS:

The Council considered the request of Sheri Hewitt for a waiver of the Noise Ordinance on South Georgia Avenue on November 2, 2019 from 2:00 p.m. until 10:00 p.m. (District 2).

Councilmember Richardson moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

The Council considered the request of Meredith Knight for a waiver of the Noise Ordinance at 1800 Princeton Woods Drive East on November 1, 2019 from 7:00 p.m. until 10:00 p.m. (District 7).

Councilmember Richardson moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

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The Council considered the request of Pastor Wayne Nickerson for a waiver of the Noise Ordinance in the Medal of Honor Park pavilion on November 9, 2019 from noon until 5:00 p.m. (District 6).

Councilmember Richardson moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

The Council considered the request of Laqueena Wright for a waiver of the Noise Ordinance in Cathedral Square on November 23, 2019 from 3:00 p.m. until 7:00 p.m. (District 2).

Councilmember Richardson moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

The Council considered the request of Keith Gilchrist for a waiver of the Noise Ordinance in Public Safety Park on November 16, 2019 from 9:00 a.m. until 3:00 p.m. (District 2).

Councilmember Richardson moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

Decision of the Mobile City Council concerning the appeal of Jim H. Fernandez on behalf of Gaylord Lyon, et al, concerning the Planning Commission's approval to allow a 150' monopole tower with a 10' lightning rod on top of 3168 Midtown Park South (District 1).

Councilmember Richardson moved to grant the appeal, which move was seconded by Councilmember Rich.

Wanda Cochran, City Council attorney, provided an oral summary of her written legal opinion concerning the decision.

Following comments from Councilmembers Daves, Rich, Williams and Richardson the vote was as follows:

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

Nays: Williams

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 216 ABRAMS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

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The Presiding Officer announced that today was the day for the public hearing to declare the structure at 216 Abrams 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1157 CHINQUAPIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1157 Chinquapin 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 at a later date.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 851 CHIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 851 Chin 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 at a later date.

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT THE NORTH SIDE OF SPRINGHILL AVENUE (NORTH SIDE OF SPRINGHILL AVENUE 105' ± WEST OF KNOWLES STREET) FROM R-1 TO B-1 (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at the north side of Springhill Avenue from R-1 to B-1 and asked if there was anyone present to speak for or against this matter.

The following people spoke in support of the proposed rezoning:

1. Father Bry Shields, 3704 Springhill Avenue
2. B. J. Lyon, 718 Downtowner Boulevard

NOTE: At approximately 12:33 p.m. Council Vice President Manzie called for a recess, the meeting reconvened at approximately 12:49 p.m.

3. Dr. Mary Edmonds, 3488 Springhill Avenue
4. William Latta, 3901 Springhill Avenue

The following people spoke in opposition of the proposed rezoning:

1. Barbara Smith, 912 Knowles Street
2. Jacqueline Hunter, 853 Knowles Street
3. Charles Blackledge, 709 Knowles Street
4. Robert Brown, 949 Knowles Street
5. Geneva Gayles, 925 Knowles Lane
6. Nathaniel Wilder, Jr., 168 Stanton Road
7. Ron Nelson, 4359 Stein Avenue

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The following people offered a rebuttal in support of the rezoning:

1. Buff Teague, 14 Warwick Road
2. Libby Lacour, Mobile, Alabama
3. Merrill Thomas, 3280 Dauphin Street

Margaret Pappas, Deputy Director of Planning & Zoning, and Shayla Beaco, Executive Director of Build Mobile, provided information regarding the application for rezoning.

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

ORDINANCES HELD OVER:

ORDINANCE TO AMEND AND RESTATE CHAPTER 14, SECTIONS 14-3, 14-7 AND 14-8 OF THE MOBILE CITY CODE TO AUTHORIZE SETTLEMENT OF CERTAIN WORKERS' COMPENSATION CLAIMS AND TO PROVIDE FOR ADDITIONAL REGULATIONS FOR CERTAIN PURCHASES. The following ordinance, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

ORDINANCE: 14-038-2019

Sponsored by: Councilmembers Richardson and Manzie

AN ORDINANCE TO AMEND AND RESTATE CHAPTER 14, SECTIONS 14-3, 14-7 AND 14-8 OF THE MOBILE CITY CODE, 1991 TO AUTHORIZE THE SETTLEMENT OF CERTAIN WORKERS' COMPENSATION CLAIMS AND TO PROVIDE FOR ADDITIONAL REGULATIONS FOR CERTAIN PURCHASES

Be it Ordained by the City Council of the City of Mobile, Alabama that Sections 14-3 (c), 14-7 and 14-8 are hereby amended as restated as follows:

Sec. 14-3. - Contract procedures.

(c) Settlements. No payment shall be made to settle, adjust, or compromise any litigation, claim, debt, account, dispute, demand for or against the City, unless the agreement is first reduced to writing, presented to and approved by the council, except for (1) settlement of workers' compensation claims which have been approved by the mayor and the City attorney; and (2) settlements with a monetary value of less than five thousand dollars (\$5,000.00) and which have been approved by the mayor and the City attorney. All settlements, in any amount, shall be promptly filed with the city clerk.

Sec. 14-7. - Contracts implementing major programs.

Contracts which implement major programs for the city should come before the council for the purpose of full disclosure. This includes but is not limited to contracts which exceed fifteen thousand dollars (\$15,000.00) for construction, consultants, training, lease purchases, privatized services, and other contracts for services.

Sec. 14-8. - Contracts for routine purchases.

For the purposes of this chapter, a contract shall be deemed for routine purchases if the total amount of the contract is less than fifteen thousand dollars (\$15,000.00). Pursuant to Code of Ala., § 11-44C-72, the purchasing agent may execute contracts for routine purchases so long as it is pursuant to a written requisition from the head of the office, department or agency whose appropriation will be charged; and no contract or order shall be issued to any vendor unless and until the director of finance certifies that there is a sufficient unencumbered appropriation balance to pay for the supplies, materials, equipment or contractual service for which the contract or order is to be issued.

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The ordinance was read by the City Clerk; whereupon Councilmember Richardson moved that the ordinance 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 ordinance adopted.

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 14-038 Series 2019 was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on October 25, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 15th day of October, 2019.



City Clerk

RESOLUTIONS HELD OVER:

AUTHORIZE MANAGEMENT AGREEMENT WITH SMG TO MANAGE THE ARTHUR R. OUTLAW MOBILE CONVENTION CENTER, MOBILE CIVIC CENTER AND THE SAENGER THEATRE, \$275,000.00 PLUS INCENTIVES. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-920-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute, for and on behalf of the City of Mobile, a management agreement with SMG, a Pennsylvania general partnership, to manage the Arthur R. Outlaw Mobile Convention Center, the Mobile Civic Center, and the Saenger Theater, for an annual fee of \$275,000 plus an incentive fee of 12.5% gross income in excess of \$1 million, up to but not in excess of the management fee, for the Convention and Civic Centers, and for the Saenger Theater, 50% of the first \$200,000 improvement in Net Operating Profit over the net operating loss benchmark and 25% of any improvement in Net Operating Profit more than \$200,000, for a period of one year, renewable for additional one year periods, not to exceed a total term of six years, at the Mayor's discretion without further approval required of Council, said terms and conditions more fully set out in the document attached hereto and made a part hereof. A copy is on file in the office of the City Clerk.

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

Ayes: Richardson, 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 DORTCH, FIGURES & SONS, INC. FOR ARTHUR R. OUTLAW CONVENTION CENTER – ROOF RE-COVERING, \$954,560.00. The following

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resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-921-2019

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: Dortch, Figures & Sons, Inc.

Project name: Arthur R. Outlaw Convention Center
Roof Re-Covering

Project number: CN-014-19

Amount: \$954,560.00

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

Ayes: Richardson, 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 ARENA FIRE PROTECTION INC. FOR FIRE ALARM SYSTEMS INSPECTION AND TESTING – VARIOUS CITY FACILITIES, \$55,920.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-922-2019

Sponsored by: Mayor Stimpson

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

Name of company: Arena Fire Protection Inc.

Project name: Fire Alarm Systems Inspections & Testing
Various City of Mobile Locations

Project number: SC-042-19

Amount: (\$55,920.00 Yr. 1), Initial Term
(\$55,920.00 Yr. 2), 1st Additional Term
(\$55,920.00 Yr. 3), 2nd Additional Term
\$167,760.00 Total Contract Amount

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

Ayes: 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 ZACHARY DAVIS FOR SERVICES AS A CYBER-SPECIALIST APPRENTICE FOR THE MOBILE POLICE DEPARTMENT, \$29,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-923-2019

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 professional services contract, by and between the City of Mobile and ZACHARY DAVIS for services as a Cyber-Specialist Apprentice for the Mobile Police Department. A Copy of said contract is on file in the office of the City Clerk.

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

Ayes: Richardson, 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 SUSAN TESSIER FOR SERVICES AS A SENIOR CYBER-SPECIALIST FOR THE MOBILE POLICE DEPARTMENT, \$49,500.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-924-2019

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 professional services contract, by and between the City of Mobile and PATRICIA SUSAN TESSIER for services as a Senior Cyber-Specialist for the Mobile Police Department. A Copy of said contract is on file in the office of the City Clerk.

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

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

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

RESOLUTION TRANSFERRING THE CDBG PROPERTY AT 2121 GARMONS LANE TO AFFORDABLE HOMES GULF COAST II, LLC. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 31-925-2019

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile previously acquired the Property at 2121 Garmons Lane from the Mobile Housing Board as part of the transfer of its assets during CDBG administrative restructuring; and

WHEREAS, the City, as CDBG administrator, is required to use the Property for an eligible activity or to release the property for an acceptable market rate purchase price with funds being placed in the local CDBG account; and

WHEREAS, the City has received an affordable housing proposal that includes the use of this Property to be owner-occupied by a low to moderate income household; and

WHEREAS, the City would place a mortgage on the property in the amount of the current tax valuation until such time that an eligible activity has been met; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the affordable housing development of this site constitutes a Public Purpose.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is authorized to act on behalf of the City of Mobile to transfer the Property to Affordable Homes Gulf Coast II, LLC, and execute a deferred Mortgage that will be satisfied upon completion of the Public Purpose being undertaken on the referenced site.

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

Ayes: Richardson, 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 AGREEMENT AND PETITION FOR APPROVAL OF LUMP SUM SETTLEMENT-SCHLICHTING. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 60-926-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement and Petition for Approval of Lump Sum Settlement arising out of the on-the-job injury of Cort Schlichting suffered on June 18, 2018, requiring the City to pay \$17,500.00, in return for a release of all of the Plaintiff s respective claims except future medical benefits, 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.

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

Ayes: 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 COMPROMISE SETTLEMENT PETITION WITH TIMOTHY LADNIER. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 60-927-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Compromise Settlement Petition arising out of the on-the-job injury of Timothy Ladnier, suffered on June 15, 2015, requiring the City to pay \$175,000.00, in return for a release of all of the Plaintiff respective claims excluding future medical benefits, as outlined in the Compromise Settlement Petition attached hereto and made a part hereof as though set forth in full. A copy of said Compromise Settlement Petition is on file in the office of the City Clerk.

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

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

Nays: None

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

AUTHORIZE AGREEMENT AND PETITION FOR LUMP SUM SETTLEMENT-JOSHUA POUNDS. The following resolution, which was introduced and read at the regular meeting of Tuesday, October 8, 2019 and held over for one (1) week until the regular meeting of October 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 60-928-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement and Petition for Approval of Lump Sum Settlement arising out of the on the job injury of Joshua Pounds, suffered on October 29, 2015, requiring the City to pay \$10,500.00, in return for a release of all of the Plaintiffs respective claims excluding future medical benefits, 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 Daves 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

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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 ORDINANCES BEING INTRODUCED FOR THE FIRST TIME

Councilmember Richardson moved for the suspension of the rules to consider Ordinance 64-039, being introduced for the first time. The motion was seconded by Councilmember Gregory, 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 item.

ORDINANCES BEING INTRODUCED:

REZONE PROPERTY LOCATED AT THE NORTH SIDE OF SPRINGHILL AVENUE (NORTH SIDE OF SPRINGHILL AVENUE 105' ± WEST OF KNOWLES STREET) FROM R-1 TO B-1 (DISTRICT 7). The following ordinance was introduced by Councilmember Gregory.

ORDINANCE: 64-039-2019

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:

THAT REAL PROPERTY SITUATED IN THE COUNTY OF MOBILE, STATE OF ALABAMA, DESCRIBED AS FOLLOWS, TO-WIT:

PARCEL A

BEGINNING AT THE SOUTHEAST CORNER OF LOT 5 OF THE CHAMBERLAIN-ERWIN SUBDIVISION OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 2 WEST SAID SOUTHEAST CORNER OF SAID LOT 5 BEING 439.6 FEET WEST AND 495.7 FEET NORTH OF THE SOUTHEAST CONER OF SAID SECTION 11; THENCE NORTH 80 FEET TO A POINT; THENCE WEST 142.3 FEET TO A POINT; THENCE SOUTH 19 DEGREES, 29 MINUTES EAST 84.8 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 5; THENCE EAST, ALONG THE SOUTH LINE OF SAID LOT 5, 114.0 FEET TO THE POINT OF BEGINNING; ACCORDING TO THE SURVEY MAP OF JOSEPH H HELMSING, REGISTERED ENGINEER AND LAND SURVEYOR, DATED OCTOBER 23 1958, AND RECORDED IN REAL PROPERTY BOOK 26, AT PAGE 428, OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

PARCEL B

A STRIP OF LAND 16.5 FEET IN WIDTH, LYING ADJACENT TO AND NORTH OF AMOS WILSON SUBDIVISION, AS RECORDED IN MAP BOOK 25, AT PAGE 47, OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY,

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ALABAMA, AND ADJACENT TO AND SOUTH OF LOT 5, SPRINGHILL LOTS IN THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA. THIS PROPERTY LIES WEST OF AND ADJACENT TO KNOWLES LANE.

PARCEL C

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 2 WEST; RUNNING THENCE WEST, 592.7 FEET; THENCE NORTH 33.00 FEET TO A POINT ON THE NORTH LINE OF SPRINGHILL AVENUE EXTENSION AS THE SAME IS PRESENTLY LOCATED, FOR THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; RUNNING THENCE NORTH 09 DEGREES, 33 MINUTES, 03 SECONDS WEST 132.21 FEET TO A POINT THENCE NORTH 01 DEGREES, 49 MINUTES, 30 SECONDS WEST, 308.19 FEET TO A POINT; THENCE SOUTH 89 DEGREES, 51 MINUTES EAST, 38.25 FEET TO A POINT; THENCE NORTH 08 DEGREES, 16 MINUTES, 42 SECONDS WEST, 429.64 FEET TO A POINT; THENCE RUNNING NORTH 88 DEGREES, 34 MINUTES, 20 SECONDS WEST, 228.6 FEET TO A POINT; THENCE RUNNING SOUTH 00 DEGREES, 36 MINUTES, 55 SECONDS WEST, 873.68 FEET TO A POINT ON THE SAID NORTH LINE OF SPRINGHILL AVENUE EXTENSION; THENCE NORTH 89 DEGREES, 07 MINUTES, 40 SECONDS EAST, 293.3 FEET TO THE POINT OF BEGINNING.

PARCEL D

BEGINNING AT A 1" OPEN TOP PIPE AT THE SOUTHWEST CORNER OF LOT "B" JOSEPHINE AND TEDDY JOHNSON SUBDIVISION, AS RECORDED IN MAP BOOK 36, PAGE 5 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 17°52'-35" EAST A DISTANCE OF 87.46 FEET TO A CAPPED REBAR (WATTIER) ON THE SOUTH LINE OF LOT 5 OF THE CHAMBERLAIN-ERWIN SUBDIVISION OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 11 TOWNSHIP 4 SOUTH, RANGE 2 WEST, AS RECORDED IN DEED BOOK 555, PAGE 489 OF THE RECORD IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 89°-55'-23" WEST ALONG SAID SOUTH LINE A DISTANCE OF 15.46 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN NORTH 08°-37'34" WEST A DISTANCE OF 90.49 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN SOUTH 19°-22'-07" WEST A DISTANCE OF 6.59 FEET TO THE POINT OF BEGINNING.

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

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

The ordinance was read by the City Clerk; whereupon Councilmember Gregory moved that the ordinance be held over for two (2) weeks until the regular meeting of October 30, 2019, which was seconded by Councilmember Richardson and the vote was as follows:

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

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

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 01-930 – 03-953, being introduced for the first time. The motion was seconded by Councilmember Williams, 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:

AUTHORIZE ADDENDUM NO. 3 TO THE CRUISE TERMINAL AND BERTHING AGREEMENT WITH CARNIVAL CRUISE LINE. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 01-930-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Addendum No. 3 to Cruise Terminal and Berthing Agreement between the City of Mobile and Carnival Cruise Line, a division of Carnival Corporation. A copy of said Cruise Terminal and Berthing Agreement is on file in the office of the City Clerk.

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

Ayes: Richardson, 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 REIMBURSEMENT AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PRIVATE OR PUBLIC RIGHT-OF-WAY WITH MAWSS, \$1,612,565.39 (PAID TO THE CITY) (TIGER 2016 PHASE I –II). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 01-931-2019

Sponsored by: Mobile City Council 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 reimbursable agreement, by and between the City of Mobile and the Board of Water and Sewer Commissioners of the City of Mobile, Alabama. This resolution will supersede the previous resolution 01-357. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: The Board of Water and Sewer Commissioners
of the City of Mobile, Alabama

Project name: Tiger 2016 Phase I-II

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Agreement: Reimbursable Agreement for Relocation
of Utility Facilities on Private or Public Right-of-Way
to be Performed by State Contractor

Estimated cost: \$1,612,565.39 (paid by MAWSS to the City)

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

Ayes: Richardson, 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 BIDS FOR JANITORIAL SUPPLIES. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 08-932-2019
Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5338	Janitorial Supplies	174	Various, see bid tab	One year/ renewable for 2 additional one- year periods	<u>(15100) OFFICE SOLUTIONS AND INNOVATIONS INC;</u> <u>(136520) MOBILE JANITORIAL AND PAPER INC; (61753) FASTENAL; (43690) DEES PAPER COMPANY; (21950) BAY PAPER COMPANY INC</u>

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

Ayes: Richardson, 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.

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APPROVE PURCHASE ORDERS FOR FUEL. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 08-933-2019

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>327</u>	2020	(F6060) WAVE TRANSIT SYSTEM	PRE-ORDER DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$16,383.50	(279229) PETROLEUM TRADERS CORPORATION
<u>271</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$15,855.00	(279229) PETROLEUM TRADERS CORPORATION
<u>270</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$15,855.00	(279229) PETROLEUM TRADERS CORPORATION
<u>269</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>268</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>267</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>266</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>265</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>264</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>263</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$15,855.00	(279229) PETROLEUM TRADERS CORPORATION
<u>262</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$15,855.00	(279229) PETROLEUM TRADERS CORPORATION
<u>261</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC
<u>260</u>	2020	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$15,114.00	(42474) DAVISON OIL COMPANY INC

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 216 ABRAMS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-934-2019

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 216 Abrams 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 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 216 Abrams Street as:

COMG AT NW COR LOT 15 BLK1INGATE PL DBK106 P 86 TH S ALG E/S OF EAST ST 184 FT TH E 150 FT TH S 46 FT TH W150 FT TO E/S EAST ST TH ALG E/S AST ST 46 FT TO PT OF BEG SAME PPTY DEEDED 9/10/25 DBK 205 P 540 FROM WM & MARY J RESMUS TO WALTER SHEPHERS #SEC 18 T4S RIW #MP29 0818 2 003

Parcel number: 29 08 18 2 003 088

Last assessed to: BODLEY CLEOPATRA

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 1157 CHINQUAPIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-935-2019

Sponsored by: Councilmember Manzie

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 1157 Chinquapin 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, 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 1157 Chinquapin Street Avenue as:

LOTS 14 & 15 SQ 32 FISHER TRT DBK 22 PG 332 BDED ON N BY CHINQUEPIN ST E BY MAPLE ST S BY PERSIMMON ST & W BY PLUM ST #SEC 13 T4S RIW #MP29 06 13 0 002

Parcel number: 29 06 13 0 002 055

Last assessed to: MCCANTS DIANE

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 851 CHIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Richardson.

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RESOLUTION: 40-936-2019

Sponsored by: Councilmember Manzie

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 851 Chin 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, 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 851 Chin Street Avenue as:

LOT 1 BLK 7 WEST HIGHLANDS DBK156 NS P 478 EXC N 5 FT #SEC
44 T4S RIW #MP29 02 44 0 004

Parcel number: 29 02 44 0 004 314

Last assessed to: PEOPLES WILLIAM EARL, 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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

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

Nays: None

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

ADD LESTER'S MOWING TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-937-2019

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of Mobile, Alabama, on February 28, 1990 adopted Ordinance No. 24-014, entitled "AN ORDINANCE AMENDING ORDINANCE NUMBER 24-074 ADOPTED JULY 5, 1988, PROVIDING THAT CERTAIN WEEDS AND DEBRIS WITHIN THE CITY OF MOBILE CONSTITUTE A PUBLIC NUISANCE; ABATEMENT

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AND PRIVATIZATION PROCEDURES; ASSESSMENT, COLLECTION AND ENFORCEMENT PROCEDURES; and

WHEREAS, Article III, Section III, of said Ordinance provided that a "rotation list" of private contractors be established to abate properties declared public nuisances; and

WHEREAS, the following company has complied with all requirements of said Ordinance, and all documentation required by said Ordinance is on file in the Lot Cleaning Division of the Municipal Enforcement Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, THAT Lester's Mowing be added to the rotation list for utilization by the City of Mobile to abate properties declared as public nuisances.

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

Ayes: Richardson, 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.

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP #1594. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-938-2019

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group #1594 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						
1594						Res. No.
6/25/2019	LOTS TO BE DECLARED					58-602
7/30/2019	LOTS FOR PUBLIC HEARING					58-706
10/15/2019	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	702 Pillans St	924131	1190	\$ 182.00	3	
2	1101 Sutton Ave	924876	1191	\$ 246.79	3	
3	667 Cherokee St	926194	1192	\$ 182.00	2	
4	6407 Gaslight Ln N	920530	1193	\$ 182.00	6	
5	2416 Creek Cir Dr N	927076	1194	\$ 50.00	1	CBO
6	0 Wellington F/k/a Wealthy St	925298	1195	\$ 700.63	1	
	Parcel No. (29 02 44 0 008 416.XXX)					
7	627 Crenshaw St	922727	1196	\$ 182.00	5	
8	854 Louise Ave	922417	1197	\$ 50.00	6	CBO
9	502 Heritage Dr	924294	1198	\$ 50.00	5	CBO
10	1321 Stewart Rd	925312	1199	\$ 268.20	3	
11	1319 Stewart Rd	925311	1200	\$ 238.09	3	
12	962 Arlington St	925623	1201	\$ 182.00	3	
13	854 Marine St	925881	1202	\$ 182.00	3	
14	204 Furr St	926487	1203	\$ 185.00	1	
15	1530 Northview Dr	927094	1204	\$ -	1	UDL
16	1241 Mobile St	927216	1205	\$ 187.15	1	
17	1258 Mobile St	927216	1206	\$ 182.00	1	
18	1807 Runnels Rd	920826	1207	\$ 182.00	3	
19	1303 F/k/a 1305 Ann St	924486	1208	\$ 203.00	3	
20	106 Michael Donald St F/k/a Herndon Ave	926907	1209	\$ 185.00	2	
21	160 Kennedy St	927199	1210	\$ 185.00	2	
Total				\$ 4,004.86		
District total for this group		Numbers of lots cut				
1	6	1	4			
2	3	2	3			
3	8	3	8			
4	0	4	0			
5	2	5	1			
6	2	6	1			
7	0	7	0			
	21		17			
*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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

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

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

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP #30. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-939-2019

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

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

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such weeds, and the City Council being of the opinion that such report in all respects be confirmed:

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Repeat Weed Lien Group G-30 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.

REPEAT WEED LIEN							
GROUP 30							Res. No.
5/29/2019 1st REPEAT WEED LIEN LETTERS SENT							11-058
10/15/2019 REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST							
		Dis	SRO	Case	Initial	Times	Amount
			Repeat		Nuisance	cut within	Assessed
No.	Address/Parcel No.		Num	Num	Declaration	36 months	
1	1154 Congress St	2	919660	1099	11/7/2017	1	\$ 313.00
2	1016 Cherry St	2	919377	1100	10/24/2017	2	\$ 382.00
3	1111 Bernice Hudson Dr F/k/a 1111 Easton St	3	916319	1101	9/6/2016	2	\$ 483.00
4	771 Farnell St	3	919233	1102	7/18/2017	1	\$ 503.00
5	1213 Rotterdam St	2	920299	1103	6/12/2018	1	\$ 352.99
6	1063 Persimmon St	2	920102	1104	7/25/2017	1	\$ 331.00
7	1051 Toulmin Ct	1	919750	1105	8/9/2016	2	\$ 472.16
8	704 South Carolina St	3	918724	1106	1/24/2017	1	\$ 288.00
9	0 Super St	1	920069	1107	10/24/2017	1	\$ 50.00
Parcel No. (29 02 44 0 024 079.XXX)							
10	2710 Ralston Rd	5	922519	1108	10/30/2018	1	\$ 343.74
11	408 Driver St	1	921706	1109	6/12/2018	1	\$ 262.00
12	1310 Brussels St	3	921129	1110	6/5/2018	1	\$ 294.00
13	2051 Butler St	1	917492	1111	11/13/2018	1	\$ 289.00
14	2419 Cone St	1	921913	1112	10/16/2018	1	\$ 325.89
15	1713 Conti St	2	922285	1113	6/14/2016	4	\$ 645.00
16	251 Pine St	2	92207	1114	9/6/2016	2	\$ 385.00
17	2155 Robinson Dr	3	922871	1115	4/18/2017	1	\$ 331.00
18	1317 Keith St	3	922825	1116	7/18/2017	1	\$ 346.00
19	1357 Spruce St	2	992957	1117	9/6/2016	3	\$ 50.00
20	257 Rylands Lane	2	919650	1118	10/25/2016	2	\$ 475.70
21	218 Rylands Lane	2	919646	1119	7/26/2016	3	\$ 485.00
22	1201 Hercules St	2	923742	1120	7/12/2016	3	\$ 496.00
Total							\$ 7,923.48
District total for this group			Numbers of lots cut				
1	5		1	4			
2	10		2	9			
3	6		3	6			
4	0		4	0			
5	1		5	1			
6	0		6	0			
7	0		7	0			
	22			20			
*CBO Cut By Owner			*CBC Cut By Contractor				
*NIA Taken out by Inspector			*UDL Undeveloped Lot				
*ADD Added in from other Groups			*Fka Formerly known as				

MINUTES OF OCTOBER 15, 2019

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

Ayes: Richardson, 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.

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP #34. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-940-2019

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group G-34 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.

MINUTES OF OCTOBER 15, 2019

REPEAT WEED LIEN							
GROUP 34						Res. No.	
8/15/2019	1st REPEAT WEED LIEN LETTERS SENT					11-058	
10/15/2019	REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST						
			SRO		Initial	Times	Amount
Item		Dis	Repeat	Case	Nuisance	cut within	Assessed
No.							
1	1364 St Medar St	2	929867	1347	2/14/2018	1	\$ 334.00
2	301 Laurel Dr	2	930426	1348	3/20/2018	1	\$ 275.00
3	200 Cuba St	2	931084	1349	3/26/2019	1	\$ 275.00
4	202 Cuba St	2	931083	1350	1/22/2019	1	\$ 275.00
5	12 Washington Pl	2	930899	1351	10/9/2018	1	\$ 275.00
6	1262 Adams St	2	931069	1352	12/20/2016	1	\$ 401.00
7	506 Weinacker Ave	2	930762	1353	1/24/2017	2	\$ 390.00
8	0 Northwest Dr	1	930903	1354	5/30/2017	1	\$ 305.00
	Parcel NO. (2903071000033)						
9	2227 Cassie Lane	3	931810	1355	10/30/2018	1	\$ 275.00
10	3917 Dauphin Island Pkwy	3	930311	1356	12/4/2018	1	\$ 399.79
11	1580 Johnston St	3	931670	1357	10/9/2018	1	\$ 345.00
12	2105 Riverside Dr	3	931817	1358	7/18/2017	1	\$ 537.99
13	2163 Robinson Dr	3	931808	1359	1/22/2019	1	\$ 50.00
14	1150 Newman St	2	931075	1360	2/14/2017	2	\$ 490.83
15	160 Crenshaw St	1	932520	1361	7/25/2017	2	\$ 366.00
16	75 Sage Ave	1	932162	1362	10/24/2017	1	\$ 50.00
17	405 Calhoun St	2	931631	1363	10/9/2018	1	\$ 401.53
18	609 Mohawk St	5	927987	1364	7/25/2017	1	\$ 399.80
19	664 Burden St	1	932924	1365	1/22/2019	1	\$ 1,111.39
20	220 Abrams St	1	935658	1366	6/20/2017	1	\$ 387.00
21	2100 Dauphin Island Pkwy	3	937741	1367	10/9/2018	1	\$ 417.79
22	950 Montlimar Dr	5	935135	1368	11/13/2018	1	\$ 275.00
23	1910 Clinton Ave	1	938147	1411	1/15/2019	1	\$ 50.00
Total							\$ 8,086.92
District total for this group				Numbers of lots cut			
1	6		1	4			
2	9		2	9			
3	6		3	5			
4	0		4	0			
5	2		5	2			
6	0		6	0			
7	0		7	0			
	23			20			
*CBO Cut By Owner		*CBC Cut By Contractor					
*N/A Taken out by Inspector		*UDL Undeveloped Lot					
*ADD Added In from other Groups		*Fka Formerly known as					

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH AS PART OF THE MAYOR’S INCENTIVE PROGRAM, JANTZEN WARD, \$500.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-941-2019

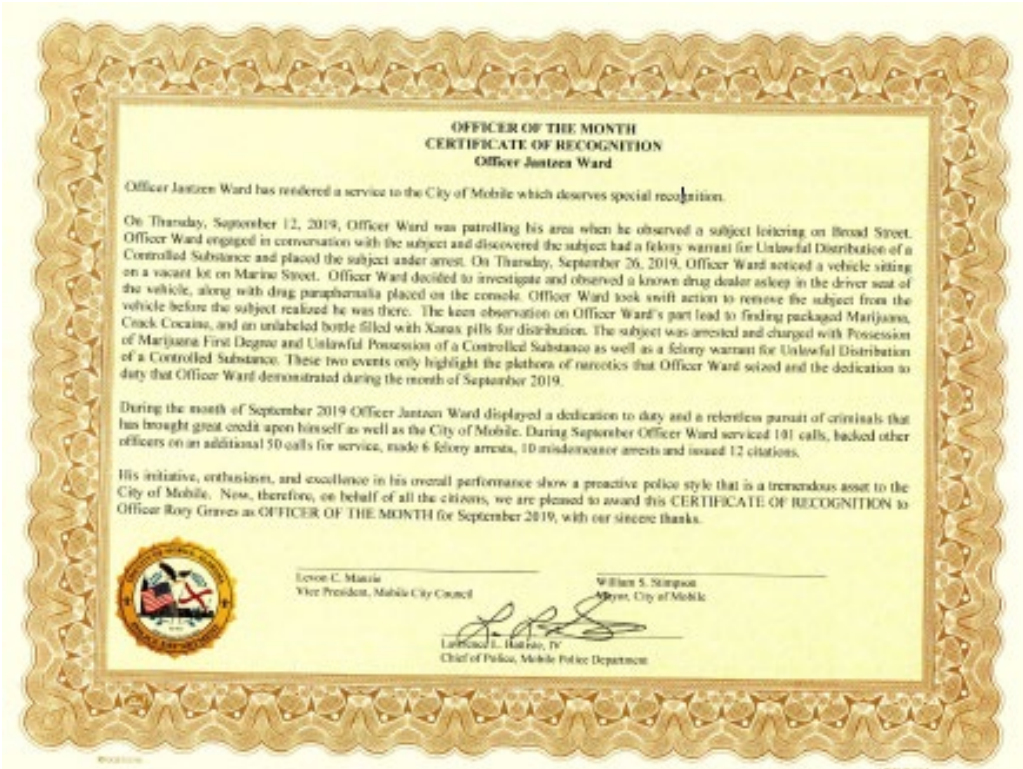
Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City supervisors, recommends to the City Council that it

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authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 each to the following employee: Jantzen Ward.

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



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

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

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

AUTHORIZE CONTRACT WITH ARENA FIRE PROTECTION, INC. FOR FIRE ALARM REPAIRS AT THE MOBILE CIVIC CENTER; \$243,300.00; CC-080-19 (C0469, 20002000-48010). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 21-949-2019

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: Arena Fire Protection, Inc.

Project name: Mobile Civic Center - Fire Alarm Repairs

Project number: CC-080-19

Amount: \$243,300.00

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

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

Nays: None

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

AUTHORIZE THE APPOINTMENT OF THE ATCHISON FIRM AS SPECIAL COUNSEL TO REPRESENT COUNCILMEMBERS MANZIE, WILLIAMS, SMALL, GREGORY AND DAVES. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 03-950-2019

Sponsored by: Councilmembers Manzie, Williams, Small, Gregory and Daves

A Resolution Authorizing the Appointment of Special Counsel

Findings.

1. The Council has previously appointed a Council Attorney by Resolution 03-754 dated November 28, 2017.
2. The Council Attorney has reported to the Council that due to a conflict of interest, she can no longer represent six of the Council members named as defendants in the litigation pending in the Circuit Court of Mobile, County, Alabama styled Stimpson v. Richardson et al., Case No. CV-2018-903096.
3. Section 10 of the Appointment Resolution states:

Special counsel. In any case where the Council Attorney by reason of a conflict of interest cannot represent the Council, the Council shall appoint special counsel and fix her compensation.

Now therefore, be it RESOLVED by the City Council of the City of Mobile as follows:

1. That the Atchison Firm, PC is hereby appointed to represent the Defendants Manzie, Williams, Small, Gregory and Daves for the limited purpose of entering the Joint Stipulation of Dismissal which is attached hereto as Exhibit A;

The Atchison Firm, PC will provide legal services at no charge, but shall be reimbursed for all out of pocket costs, including but not limited to filing fees, postage, copying charges, mileage at the current IRS rate per mile, and parking.

AUTHORIZE THE APPOINTMENT OF SPECIAL COUNSEL TO REPRESENT COUNCILMEMBERS RICHARDSON AND RICH. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 03-951-2019

Sponsored by: Councilmembers Richardson and Rich

Resolution Authorizing the Appointment of Special Counsel

Findings.

MINUTES OF OCTOBER 15, 2019

1. The Council has previously appointed a Council Attorney by Resolution 03-754 dated November 28, 2017.

2. The Council Attorney has reported to the Council that due to a conflict of interest, she can no longer represent six of the Council members named as defendants in the litigation pending in the Circuit Court of Mobile, County, Alabama styled Stimpson v. Richardson et al., Case No. CV-2018-903096.

3. Section 10 of the Appointment Resolution states:

Special counsel. In any case where the Council Attorney by reason of a conflict of interest cannot represent the Council, the Council shall appoint special counsel and fix her compensation.

Now therefore, be it RESOLVED by the City Council of the City of Mobile as follows:

That Councilors Rich and Richardson are authorized to engage separate counsel to represent them in connection with the above-described litigation, subject to formal appointment by the Council fixing the compensation of said counsel.

APPROVE LEVON C. MANZIE AS COUNCIL PRESIDENT. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 03-952-2019

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, pursuant to Section 11-44C-19 of the Code Alabama, 1975, as amended, that Levon C. Manzie, Councilmember, District 2, is hereby elected as President of the Mobile City Council effective immediately and ending October 31, 2021.

APPROVE C. J. SMALL AS COUNCIL VICE-PRESIDENT. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 03-953-2019

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, pursuant to Section 11-44C-19 of the Code Alabama, 1975, as amended, that C. J. Small, Councilmember, District 3, is hereby elected as Vice-President of the Mobile City Council effective immediately and ending October 31, 2021.

RESOLUTIONS BEING INTRODUCED:

APPROVE PURCHASE ORDER TO MUSCO SPORTS LIGHTING, LLC FOR LIGHTING FOR MEDAL OF HONOR PARK \$200,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 08-942-2019

Sponsored by: Mayor Stimpson

MINUTES OF OCTOBER 15, 2019

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
32	2020	(3032) ARCHITECTURAL ENGINEERING	ATHLETIC FIELD LIGHTING SYSTEM FOR - MOH PARK-PR-066-19 (8 LUMINARIES & POLES WITH 50 FTCANDLE LED LIGHTING AND CONTROLS (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	\$200,000.00	(278697) MUSCO SPORTS LIGHTING LLC

APPROVE PURCHASE ORDER TO TRUCK EQUIPMENT SALES, INC., \$31,921.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 08-943-2019

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
11	2020	(1530) POLICE ADMIN SERVICES	SWAB ARF 95 ANIMAL TRANSPORT BODY MOUNTED ON CITY F-250 CHASSIS (SEALED BID 5274)	\$31,921.00	(208560) TRUCK EQUIPMENT SALES INC

APPROVE PURCHASE ORDER TO GULF STATES DISTRIBUTORS FOR WEAPONS FOR POLICE DEPARTMENT, \$11,600.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 08-944-2019

Sponsored by: Mayor Stimpson

MINUTES OF OCTOBER 15, 2019

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>201</u>	2020	(1530) POLICE ADMIN SERVICES	400 21FT POLICE TASER AIR CATRIDGES (PRICE QUOTE)	\$11,600.00	(78918) GULF STATES DISTRIBUTORS

AUTHORIZE CONTRACT WITH CLARK, GEER, LATHAM AND ASSOCIATES, INC. FOR MASTER SERVICE AGREEMENT FOR ENGINEERING SERVICES TO OPTIONAL RIGHT-OF-WAY PERMIT APPLICATION REVIEWS UNDER CONTRACT #1825, \$40,000.00 INCREASE. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 21-945-2019

Sponsored by: Mayor Stimpson

WHEREAS, the City entered into a master service agreement dated August 23, 2017 with Clark, Gear, Latham, and Associates, Inc. for engineering services related to optional right-of-way permit application reviews under Contract No. 1825 (Original Contract No. 1314); and

WHEREAS, the fees totaling \$50,000.00 for the engineering services were originally based on an initial estimate of reviews for a time until said fees had been depleted; and

WHEREAS, the professional engineering fees have been previously adjusted and authorized by the City Council of the City of Mobile by a total increase of \$80,000 to compensate Clark, Geer, Latham, and Associates, Inc. for extension and continuance of engineering services and these fees have since been depleted; and

WHEREAS, the professional engineering fees now need to be adjusted further to compensate Clark, Geer, Latham, and Associates, Inc. for extension and continuance of engineering services, thereby increasing professional engineering fees by \$40,000.00 to a total of \$170,000.00; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Council does hereby authorize the additional fee of \$40,000.00, for a total of \$170,000.00, to be paid to Clark, Geer, Latham, and Associates, Inc. for engineering services under Contract No. 1825 (Original Contract No. 1314).

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS FIRE PROTECTION, LLC FOR LADD-PEEBLES STADIUM – REPLACE FIRE PANEL, \$17,500.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 21-946-2019

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.

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Name of company: Johnson Controls Fire Protection, LLC
Project name: Replace Fire Panel at Ladd-Pebbles Stadium
Project number: PR-070C-19
Amount: \$17,500.00

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS-BAKER. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 60-947-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Settlement Agreement and Release of Claims arising out of the injury of Willie Baker, suffered on December 10, 2016, requiring the City to pay \$25,000.00, in return for a release of all of the Plaintiffs respective claims, as outlined in the Settlement Agreement and Release of Claims attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH SZESZYCHI HOSPITALITY, LLC, D/B/A CONCORD SHORE SERVICES, FOR CRUISE TERMINAL SHUTTLE SERVICE, \$90,000.00 PER YEAR. The following resolution was held over for one (1) week until the regular meeting of Tuesday, October 22, 2019.

RESOLUTION: 21-948-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and SZESZYCKI HOSPITALITY LLC, dba CONCORD SHORE SERVICES, in the amount not to exceed \$90,000 per year, for twelve months, and renewable for two additional twelve month periods, for parking shuttle service for the City of Mobile Alabama Cruise Terminal, as outlined in the contract attached hereto and made a part hereof as though set forth in full.

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

ANNOUNCEMENTS:

Councilmember Small stated his position regarding the annexation of a portion of district three.

Councilmember Daves announced that a district five community meeting will be held Tuesday, October 22, 2019, 6:00 p.m., at Westminster Presbyterian Church.

Councilmember Rich thanked all organizers and attendees of the "Night of Lights" fundraising event for the Connie Hudson Senior Center.

Councilmember Gregory commended the Public Works department for their maintenance of rights-of-way.

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

MINUTES OF OCTOBER 15, 2019

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 2:41 p.m.

Adopted: October 22, 2019

COUNCIL VICE PRESIDENT

CITY CLERK