MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 28, 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, May 28, 2019, at 9:00 a.m.

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

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.

The Presiding Officer adjourned the meeting.

Approved: June 11, 2019

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 28, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, May 28, 2019, at 10:30 a.m., in regular meeting.

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

Pastor Alfred B. Brown, Bethel Temple Ministry, 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 Jean Gaston, wife of Representative Victor Gaston.

Present on Roll Call:

Chairman:	Manzie
Councilmembers:	Richardson, Small, Williams, Daves, Rich and Gregory
Absent:	None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

None.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson named Captain Stephen Corley as "Officer of the Month" and Lorenza Armstrong as "Firefighter of the Month" for May 2019.

Mayor Stimpson presented a Certificate of Recognition to the McGill-Toolen Baseball Team in honor of their 7A State Championship win.

MONTHLY FINANCE REPORT:

Paul Wesch, Executive Director of Finance, presented the Council with the monthly finance report for April 2019.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

The Council considered the request Aaron Demming for a waiver of the Noise Ordinance at 2361 Stanton Court on June 15, 2019, from 6:00 p.m. until 10:00 p.m. (District 1).

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

PUBLIC HEARINGS:

PUBLIC HEARING TO CONSIDER THE REVOCATION OF THE BUSINESS LICENSE FOR TOC 1, LLC, D/B/A TOUCH OF CLASS, 3526 HALLS MILL ROAD (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing for the revocation of the business license for TOC 1, LLC, d/b/a Touch of Class, 3526 Halls Mill Road and asked if there was anyone present to speak for or against this matter.

1. Wanda Rahman, Mobile Police Department Attorney, 2460 Government Boulevard, provided information in support of the revocation.

Joseph Johnson, owner of TOC 1, LLC, d/b/a Touch of Class, 4260 Grand Bay Wilmer Road, S., offered comments in opposition of the revocation.

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. Gary Smith, 844 Ashford Road, N., voiced his concerns regarding Ordinance 63-012.

2. Irene Antone, 2202 Clinton Street, spoke about Resolution 21-492.

NON-AGENDA ITEMS:

1. Bob Allen, 959 August Street, presented issues affecting the Oakleigh community.

2. Reggie Hill, 1007 Center Street, offered suggestions for the fiscal year 2020 budget regarding public safety and performance contracts.

ORDINANCES HELD OVER:

AMEND CHAPTER 63 OF THE MOBILE CITY CODE PERTAINING TO RATES FOR WRECKER SERVICES. The following ordinance, which was introduced and read at the regular meeting of Tuesday, March 26, 2019 and held over until the regular meetings of April 2, 2019, May 7, 2019, May 21, 2019 and May 28, 2019, was called up by the Presiding Officer.

ORDINANCE: 63-012-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE TO AMEND MOBILE CITY CODE CHAPTER 63 PERTAINING TO WRECKER SERVICE

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

I. Chapter 63, Wrecker Service, Article I-Rates, Section 13, Rates, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

The following provisions apply to wrecker companies dispatched by the City police department to respond to traffic hazards or to tow a vehicle to the city impound lot:

(1) The rates for towing services provided:

a. One hundred twenty-five dollars ($125.00) for each vehicle towed from one (1) point in the city to any other point within the city with a gross vehicle weight of less than ten thousand (10,000) pounds, plus an additional charge of fifteen dollars ($15.00) after the first one and one-half (1/2) hours.

b. In addition to the tow charge, each wrecker company shall be permitted to charge not more than fifteen dollars ($15.00) for each tire required to be changed at the scene of any wreck; fifteen dollars ($15.00) for pulling the drive shaft of any vehicle should the same be required; and thirty dollars ($30.00) for the use of any dolly used on any vehicle if required.

(1) In addition to the tow charge, each wrecker shall be permitted to charge not more than ten dollars ($10.00) per bag for use of oil absorbent material used at the scene of any wreck.

c. Each wrecker company may charge fifteen dollars ($15.00) per full hour if its vehicle is required to remain at the scene of an accident for more than one (1) hour, at the direction of MFD, and no wrecker business is performed.

d. Whenever the owner of a wrecked or disabled vehicle has directed at the scene that the vehicle be towed to a certain place within the city, then then the wrecker company shall not make any additional charge for moving the vehicle to the destination selected by the owner.

e. A charge of one hundred fifty dollars ($150.00) per hour may be charged by the wrecker company when it is necessary to use a large wrecker as defined in this chapter to remove the wrecked or disabled vehicle; and an additional charge of one hundred fifty dollars ($150.00) per hour for each additional large wrecker requested by or consented to by the police officer in charge of the scene may be charged.

f. Wrecker company may charge $10.00 per bag for the use of oil absorbent material used at the scene of a wreck.

Sec. 63-32 - Application.

Each application for a wrecker permit issued hereunder shall be accompanied by an administrative fee to cover the cost of the application investigation in an amount as may be determined, from time to time, by the Chief of Police and shall be made upon blank forms prepared and made available by the City and shall state:

(1) The name, home address and proposed business address of the applicant.

(2) The location, description and hourly availability of the wreckers owned, or to be operated, by the applicant.

(3) A description by street number and the outside dimensions of the space that the applicant has available which must be able to accommodate the storage of vehicles in a secure area.

(4) The number and types of wreckers, including a description thereof, to be operated by the applicant.

(5) Such other information as the city shall find reasonably necessary to effectuate the purposes of this chapter.

Chapter 63 Wrecker Service, Article II - Permit, Section 33, Standards for Issuance, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

Sec. 63-33 - Standards for issuance.

Every wrecker proposed to be used by the applicant shall meet the following minimum standards:

(1) Factory recommended three-quarter-ton capacity dual wheels. Dummy dual wheels are prohibited.

(2) A power winch, winch line and boom with a factory rated lifting capacity or a tested capacity of not less than eight thousand (8,000) pounds' single line capacity. The wrecker company shall provide documentation of lifting capacity from the factory or qualified testing facility.

(3) A rubber cradle or cradles attached to the wrecker in order to prevent any vehicle being hauled or towed from being further damaged by coasting, rocking, swinging or slamming into the wrecker or any part thereof.

(4) Tow bars, safety chains, a fire extinguisher mounted in an accessible location, wrecking bars, minimum of three (3) flares, brooms, shovel and an axe. There shall be further proof furnished that the wrecker company has one (1) dolly available for its wreckers when and if necessary, and that the name or number of the wrecking company be permanently affixed to the dolly.

(5) A flashing yellow or amber light shall be affixed above the top of the cabin of the wrecker; however, sirens are prohibited.

(6) A minimum of one hundred (100) feet of three-eighths-inch cable.

(7) A sufficient amount of oil absorbent material to completely remove the petroleum products that might be discharged from or by at least two full-sized motor vehicles.

(8) The name, address and telephone number of the wrecker company permanently affixed and displayed in letters clearly visible from one hundred (100) feet on both sides. The letters for the name shall be at least four (4) inches high and letters for the address and telephone numbers shall be at least two (2) inches high.

(9) Nothing on vehicles, buildings, equipment, clothing or correspondence implying any official relationship between the wrecker company and any law enforcement agency.

(10) Clearance and marker lights and all other equipment as required by law.

(11) Dual rear adjustable floodlights with a minimum of twenty thousand (20,000) candlepower each.

(12) In addition to the above requirements of subsections (1) through (7), large wreckers shall be required to be equipped with the following additional items in order to be issued a permit from the chief of police as set forth herein:

a. Air control valve for the purpose of providing braking capability for the vehicle or trailer being towed or removed.

b. Two (2) metal chock blocks to prevent rolling, or slippage of the wrecker. These chock blocks should have the capability of being tied to the wrecker and of a width equal to that of the dual wheels of the wrecker.

c. A minimum of two hundred (200) feet of cable on each drum at least five-eighths inch in diameter.

d. Air brakes so constructed as to lock the rear wheels automatically upon failure and to supply air to disabled vehicles.

e. One (1) pair of bolt cutters with a minimum one-half-inch opening; two (2) fire extinguishers mounted in an accessible location; external air hookups and hoses; at least six (6) safety cones or triangle reflectors; and fifty (50) pounds of sand or suitable equivalent.

(13) Wrecker operators or wrecker companies who wish to remove cars and light trucks may have a "flatbed," "roll-back," or "slide-back" carrier with specifications and equipment as follows. These are wreckers which are used to pick up burned vehicles, sports vehicles (to prevent damage to plastic front ends), small trailers and boats and to transport cargo from an accident scene:

a. A minimum of a one-ton truck with a sixteen-foot bed, dual wheels and one (1) power winch with an eight thousand-pound capacity.

b. A minimum of fifty (50) feet of three-eighths-inch cable.

c. A brake lock device.

d. A minimum of two (2) safety tie down chains ten (10) feet in length.

e. One (1) fire extinguisher.

f. The requirements of subsections (5), (7), (8), (9), (11), and any other section of this chapter which would apply to wreckers or wrecker companies in a general fashion.

(14) The deposit of the following insurance policies with the revenue department of the City:

a. A garage keeper's legal liability policy covering fire, windstorm, theft and explosion which includes collision coverage for non-owned vehicles and "on hook" coverage in the minimum amount of one hundred thousand dollars ($100,000.00), subject to a deductible clause of no more than two hundred fifty dollars ($250.00).

b. A garage liability policy or policies covering the operation of applicant's business equipment or vehicles, and premises liability for any bodily injury or property damage to third parties from vehicle use or on premises. This policy shall be in the amount of one hundred thousand dollars ($100,000.00) for any one (1) person killed or injured, three hundred thousand dollars ($300,000.00) for more than one (1) person injured or killed in any one (1) accident, and fifty thousand dollars ($50,000.00) for all property damage arising out of any one (1) accident. The requirements of this provision may be met with a single limit policy or policies of at least three hundred fifty thousand dollars ($350,000.00).

c. Each policy required hereunder shall contain an endorsement providing for thirty (30) day notice to the revenue officer of the City and the chief of police or his designated representative prior to any material change therein or cancellation thereof.

Sec. 63-35

All permits will be valid for two (2) years. New applications must be submitted every two (2) years to MPD to be eligible to participate on the wrecker list.

III. Chapter 63, Wrecker Service, Article III - Permit, Section 33, Requirements for placement on rotation lists, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

Sec. 63-52 - Requirements for placement on rotation lists.

(a) The police department shall maintain three (3) wrecker rotation lists. One list shall include all qualified wrecker companies operating large wreckers as defined in this chapter. A second list shall include all qualified wrecker companies operating certified hazardous materials wreckers as defined in this chapter. The third list shall include all qualified, wrecker companies operating wreckers other than large or hazardous materials wreckers.

Inclusion in one list shall not mandate exclusion from either of the other two lists. In order for a company to qualify for inclusion in any of these rotation lists it must meet all the requirements of this chapter and, in addition thereto, must meet the requirements set out in paragraph (b) herein below.

(b) To qualify for inclusion on a rotation list, a wrecker company must:

(1) Maintain a duly licensed business within the city's limits or its police jurisdiction with a separate business license for each and every geographic location out of which the wrecker company will house and/or dispatch wreckers.

(2) Complete and execute an application form supplied by the police department, which form may be amended from time to time at the discretion of the police department.

(3) Maintain twenty-four-hour wrecker service seven (7) days per week, with a wrecker operator and wrecker on call at all times at its place of business. Answering services shall not be permitted because time is of the essence in responding to wrecker calls.

(4) All wreckers and towing vehicles dispatched in response to calls or requests for tows shall depart from the company's place of business (as defined in section 63-2 above).

(5) Respond to all calls for tows using vehicles and equipment which belong to the called company. No subcontracted, substitute or replacement vehicles will be allowed, unless approved in advance in writing by the City's chief of police.

(6) When dispatched as the closest wrecker, arrive on the scene within the times specified in section 63-59 herein.

(7) Be active participants in good standing on the lists of companies that tow impounded vehicles pursuant to section 61-101 et seq., of the City Code, and execute the form entitled "Conditions for Participating in the City of Mobile Wrecker/Towing Call List(s)."

(8) Pick up, remove from the scene (including the roadway and any road shoulder or gutter) and properly dispose of all debris, including but not limited to all glass and plastic fragments, at the time of towing.

(9) Wrecker companies must submit a picture of oil absorbent material used on scene attached to the invoice for payment.

IV. Article V - Miscellaneous.

DIVISION - Invoices

All invoices must be submitted for payment within thirty (30) days of service rendered. Any invoices submitted after ninety (90) days of service shall be considered delinquent and will not be paid by the City of Mobile.

DIVISION 2 - REPOSSESSION WRECKERS

Sec. 63-63 Exemption.

Wreckers which are solely used for the purpose of repossessing vehicles for credit or financing agencies shall be exempt from the provisions of this chapter, but in no event shall such a wrecker be allowed to be on any wrecker rotation list of the City.

DIVISION 3 - HAZARDOUS MATERIALS REQUIREMENTS

Sec. 63-64 - Emergency Response Guidebook.

It shall be the duty of each wrecker company owner listed on the hazardous materials wreckers list to ensure that each wrecker responding pursuant to the terms of this chapter is properly certified by DOT and has the proper insurance riders for hazardous materials in accordance with federal guidelines along with a copy of the current edition of the U.S. Department of Transportation Emergency Response Guidebook contained within the cab of the wrecker. Also, the owner of the wrecker company shall have a duty to ensure that all personnel who may respond to an incident pursuant to the terms and provisions of this chapter shall receive hazardous materials training on an annual basis regarding the Department of Transportation's guidelines on the following topics:

(1) Awareness/operational level training;

(2) Incident command systems and procedures;

(3) DOT'S Emergency Response Guidebook (Current Edition).

V. Remaining provisions are unchanged.

Except as hereinabove specifically stated, the remaining terms and provisions of the Chapter 63, Wrecker Service, of the Municipal Code of the City of Mobile remain in full force and effect, unchanged by these Amendments.

The ordinance was read by the City Clerk; whereupon Councilmember Rich moved that the ordinance be held over for two (2) weeks until the regular meeting of June 11, 2019, 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 held over.

CONSENT RESOLUTIONS HELD OVER:

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR CITY MARKET CHEVRON, 1300 GOVERNMENT STREET. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over until the regular meetings of May 21 and May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-455-2019

Sponsored by: Councilmember Manzie

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

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

Submitted by: Laxmi Oil Company, LLC

Location: City Market Chevron
1300 Government Street
Mobile, AL 36604

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

CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR JOE BAILEY PARK-TENNIS COURTS AND SITE IMPROVEMENTS, $629,803.00 (2018 CIP #1038, 2019 CIP #1068, D5). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-492-2019

Sponsored by: Councilmember Daves 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: Harris Contracting Services, Inc.

Project name: Joe Bailey Park - Tennis Courts & Site improvements

Project number: PR-022-18

Amount: $629,803.00

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Richardson. Following comments from Councilmember Daves 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 CANNON COCHRAN MANAGEMENT SERVICES, INC., TO SERVE AS THIRD PARTY ADMINISTRATOR OF THE CITY'S SELF-INSURANCE PROGRAM, $222,500.00 (QUARTERLY INSTALLMENTS OF $55,625.00.) The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-493-2019

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 service agreement, by and between the City of Mobile and Cannon Cochran Management Services, Inc. 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 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 SUPPLEMENTAL AGREEMENT #1 WITH BASKERVILLE-DONOVAN, INC. FOR ZEIGLER BOULEVARD WIDENING (FOREST HILL DRIVE TO CODY ROAD) FOREST DALE AND RAILROAD INTERSECTION PROJECT, INCREASE $40,930.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-494-2019

Sponsored by: Councilmember Gregory & Mayor Stimpson

WHEREAS, the City entered into a contract dated August 29, 2017 with Baskerville-Donovan, Inc., for engineering services on the project known as Zeigler Boulevard Widening (Forest Hill Drive to Cody Road) Forest Dale & Railroad Intersection Project.

WHEREAS, the Contract amount for the engineering services are based on fee negotiations between the City of Mobile & Alabama Department of Transportation with Baskerville-Donovan, Inc.; and totaled $62,788.00; and

WHEREAS, the design fee cost is to be shared between the City of Mobile (20%) and the Alabama Department of Transportation (80%), and

WHEREAS, due to right-of-way acquisition difficulties and the need to update the plans as required by the Alabama Department of Transportation being outside of the original scope of the contract, a Supplemental Agreement No. 1, approved by the Alabama Department of Transportation, for professional engineering fees to adjust the amount of compensation to Baskerville-Donovan, Inc., thereby increases professional engineering fees by $40,930.00 to a total of $103,718.00; and

WHEREAS, the additional services for the extra work were negotiated and is attached in the Alabama Department of Transportation's supplemental agreement form;

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 $40,930.00, for a total of $103,718.00, to be paid to Baskerville-Donovan, Inc. for engineering services on the Zeigler Boulevard Widening (Forest Hill Drive to Cody Road) Forest Dale & Railroad Intersection Project.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Rich. Following comments from Councilmember Gregory 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 PEDESTRIAN BRIDGE OVER WATER STREET, $239,632.00 (D2; COM PROJECT NO. 2019-3005-01; C0439). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-495-2019

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

Name of company: Dortch, Figures & Sons, Inc.

Project name: Pedestrian Bridge over Water Street (D2)

COM project no.: 2019-3005-01

Estimated cost: $239,632.00

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

Ayes: Richardson, 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 PROFESSIONAL SERVICES CONTRACT WITH STACEY DALLAS-WOODYARD, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSUALT KIT INITIATIVE). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-496-2019

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 STACY DALLAS-WOODYARD. 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 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 PROFESSIONAL SERVICES CONTRACT WITH BRANDI BATTISTE, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSAULT KIT INITIATIVE). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-497-2019

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 BRANDIE BATTISTE. 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 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 PROFESSIONAL SERVICES CONTRACT WITH EMMA KATE HANCOCK, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSUALT KIT INITIATIVE.) The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-498-2019

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 Emma Kate Hancock. 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 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 AMERSON ROOFING, INC. FOR PUBLIC WORKS-GARAGE ROOF REPAIRS, $26,844.00 (C0009). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-499-2019

Sponsored by: Councilmember Small 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: Amerson Roofing, Inc.

Project name: Public Works - Garage Roof Repairs

Project number: PW-087-18

Amount: $26,844.00

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

Ayes: Richardson, 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 INDUSTRIAL MOWING, LLC FOR RIGHT OF WAY MOWING FOR MICHIGAN AVENUE AND DAUPHIN STREET, $44,000.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-500-2019

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, an agreement with Industrial Mowing, LLC in the amount of $44,000.00 to provide right of way mowing and edging of Michigan Avenue and Dauphin Street, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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 E. CORNELL MALONE CORPORATION FOR ANIMAL SHELTER-KENNEL ROOF ENCLOSURE, $18,930.00 (CO457). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-501-2019

Sponsored by: Councilmember Small 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: E. Cornell Malone Corporation

Project name: Animal Shelter - Kennel Roof Enclosure

Project number: BG-053-18

Amount: $18,930.00

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

Ayes: Richardson, 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.

APPLY, ACCEPT AND ACCEPT FUNDING FROM THE NATIONAL FISH AND WILDLIFE FOUNDATION (NFWF) FOR MOBILE BAY SHORE HABITAT CONSERVATION AND ACQUISITION INITIATIVE PH. II, $6,444,270.00 ($3,907,754.00 LOCAL MATCH). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 31-502-2019

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to apply, accept and receive funding from the National Fish and Wildlife Foundation (NFWF) Alabama Gulf Environmental Benefit Fund 2017 for Mobile Bay Shore Habitat Conservation and

Acquisition Initiative (AL) as set out in the instrument attached hereto in the amount of $6,444,270.00 ($3,907,754.00 local match.)

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Rich. Following comments from Councilmember Small 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 CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR DALTON VAUGHAN, D/B/A MODERN LIMOUSINE. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-503-2019

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Dalton Vaughan, d/b/a Modern Limousine, for a Certificate of Public Convenience and Necessity to operate a limousine service is hereby approved. A copy of said application 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 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.

RESOLUTION CONSENTING TO THE PUBLIC EDUCATION BUILDING AUTHORITY'S CONVEYANCE OF SCHOOLS TO BOARD OF SCHOOL COMMISSIONERS. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 21, 2019 and held over for one (1) week until the regular meeting of May 28, 2019, was called up by the Presiding Officer.

RESOLUTION: 60-504-2019

Sponsored by: Mayor Stimpson

WHEREAS, the Public Educational Building Authority of the City of Mobile (the "Authority") was formed as a public corporation for the purpose of providing ancillary improvements for use in connection with educational institutions; and the Authority has the statutory authority to lease its properties and to issue interest-bearing bonds; and

WHEREAS, in 2006 the Board of School Commissioners of the Mobile County (the "Board") requested that the Authority facilitate bond financing in order to construct school improvements for the benefit of the Board; and

WHEREAS, the statutes authorizing the Authority, Title 16, Chapter 18 of the Code of Alabama, contemplate that the Authority would issue its bonds for the purpose of financing school improvements, and then would lease the improvements to the Board; and

WHEREAS, by Deed dated February 26, 2006, the Board conveyed the schools known as Rosa Lott Middle School, Orchard Elementary School, St. Elmo Elementary School, Alma Bryant High School, Citronelle High School, Collier Elementary School, and Davidson High School, to the Authority to use as collateral for the purpose of obtaining bond financing, the bonds were obtained and the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by lease dated March 1, 2006; and

WHEREAS, by Deed dated September 1, 2009, the Board conveyed the schools known as Pillans, Calloway Smith, Craighead, Denton, Dunbar, Gilliard, Florence Howard, Mertz, and Mobile County Training, to the Authority to use as collateral for the purpose of obtaining bond financing; and the bonds were obtained, the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by lease dated September 1, 2009; and

WHEREAS, by Deed dated November 17, 2009, the Board conveyed the schools known as Kate Shepard Elementary School and Nan Gray Davis Elementary School to the Authority to use as collateral for the purpose of obtaining bond financing, bonds were obtained, the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by First Supplemental Lease Agreement recorded December 2, 2009; and

WHEREAS, the statutes provide that "all obligations created or assumed and all bonds issued or assumed by the Authority shall be solely and exclusively an obligation of the Authority and shall not create an obligation or debt of the state or of any county or municipality;" and

WHEREAS, the debt secured by the bonds and the mortgage has been paid off, and the mortgages released by Satisfactions of Mortgage and Trust Indenture dated May 9, 2019; and

WHEREAS, pursuant to the financing arrangements, upon request the Authority is required to convey the aforesaid schools back to the Board; and the Board has requested that the Authority convey the aforesaid schools to the Board; and

WHEREAS, Section 16-18-7(20) of the Code of Alabama provides that the Authority shall have the power to convey any of its ancillary improvements to the Board, provided that such conveyance may be made "only with the consent of the governing body of the determining municipality, such consent to be evidenced by a resolution adopted by the said governing body."

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, that the City of Mobile and its governing body do hereby consent to the Authority's conveyance of the aforesaid schools to the Board.

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

Ayes: Richardson, 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 08-505 – 60-522 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:

APPROVE ITEM BASED BID FOR HERBICIDE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-505-2019

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)
5273	HERBICIDE TREATMENT OF BATES FIELD LANDFILL AND DRAINAGE CHANNELS	1	$159,840.00	One Year (Spraying Season)/Extendable for 2 additional years (Spraying Seasons)	ChemPro Services, Inc.

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

Ayes: Richardson, 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 BID FOR BUS SERVICE TO TRANSPORT “YES” PROGRAM PARTICIPANTS STARTING JUNE 8, 2019, $10,200.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-506-2019

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 Colonial Trailways, and to approve the supporting quotation award, for services of a 29 passenger mini coach to transport "YES" program participants as outlined in the quotation attached hereto and made a part hereof as though set forth in full. A copy of said quotation 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 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 PURCHASE ORDERS FOR REQUISITIONS OVER $7,500.00 FOR THE WEEK OF MAY 20, 2019. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-507-2019

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
11707	2019	(1545) POLICE CYBER DIVISION	SOFTWARE LICENSE RENEWAL - EXISTING FOR TCI/CIU	$11,240.39	(293683) CELLEBRITE INC
11587	2019	(F6060) WAVE TRANSIT SYSTEM	PRE-ORDER DIESEL FOR MTA	$17,365.00	(279229) PETROLEUM TRADERS CORPORATION
11517	2019	(5000) INFORMATION TECHNOLOGY	AEROHIVE ACCESS POINTS	$10,126.68	(272932) CDW GOVERNMENT LLC
11484	2019	(5000) INFORMATION TECHNOLOGY	CUSTOM COURT MODULES	$26,500.00	(292630) TYLER TECHNOLOGIES INC
8818	2019	(1530) POLICE ADMIN SERVICES	4TH PRECINCT LENEL ACCESS CONTROL	$7,532.44	(294221) GSI SERVICES LLC
10240	2019	(F7000) MOTOR POOL	ELGIN PELICAN SWEEPER	$244,320.00	(190715) SANSOM EQUIPMENT CO INC
9811	2019	(2050) EQUIPMENT SERVICES	PARTS-ASSET 49173/2007 KOMATSU PC200LC-8 EXCAVATOR	$31,351.19	(206760) TRACTOR & EQUIPMENT COMPANY
9782	2019	(2050) EQUIPMENT SERVICES	LINKBELT EXCAVATOR PARTS - ASSET #38104	$14,325.54	(294878) HEAVY MACHINES, INC.
6644	2019	(1510) FIRE ADMINISTRATION	UTV, RANGER XP 1000 EPS	$17,797.44	(295939) POLARIS SALES, INC.

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

Ayes: Richardson, 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 A GRANT APPLICATION FOR THE FY 2019 PORT SECURITY GRANT PROGRAM, $1,805,974.78 (NO LOCAL MATCH.) The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-508-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), Grant Programs Directorate (GPD), a Notice of Award and Memorandum of Agreement for grant assistance in the approximate amount of $1,805,974.78 for the Department of Homeland Security FY 2019 Port Security Grant Program.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U. S. Department of Homeland Security and any other federal agency.

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

Ayes: Richardson, 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 A GRANT APPLICATION FOR THE FY 2019 BULLETPROOF VEST PARTNERSHIP GRANT, $72,092.00 (NO LOCAL MATCH.) The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-509-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, a Notice of Award for grant assistance in the approximate amount of $72,092.00 for the FY 2019 Bulletproof Vest Partnership (BVP) Grant.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U. S. Department Justice and any other federal agency.

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE TO BOTTLES UP, LLC FOR FIZZI FEST, 407 CONTI STREET (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-510-2019

Sponsored by: Councilmember Manzie

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

Type of application: Special Events Retail

Submitted by: Bottles Up, LLC

Location: Fizzi Fest
407 Conti Street

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

Ayes: Richardson, 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 WEEDS NOXIOUS, GROUP #1592. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-511-2019

A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES.

WHEREAS, a survey has been made to determine the properties upon which or in front of which noxious or dangerous weeds are growing and the agents or employees of the City of Mobile have obtained the legal description of parcels of property in the City of Mobile upon which or in front of which such weeds are growing, and it has been determined to follow the provisions of Act No. 329 of the Legislature of the State of Alabama, approved on April 28, 1988, and to have caused such weeds to be cut or otherwise abated as public nuisances:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE AS FOLLOWS:

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as Group #1592 under the caption "NOXIOUS OR DANGEROUS WEEDS

GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above described parcels of property shall be abated by the removal of such noxious or dangerous weeds or they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the 2nd day of July, 2018, at ten thirty a.m. for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile, and it is directed, that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS," such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

	WEED LIEN	
	1592	Res. No.
5/28/2019	LOTS TO BE DECLARED	58-
7/2/2019	LOTS FOR PUBLIC HEARING	58-
//2019	LOTS TO BE ASSESSED FOR COST	58-

No.	Address	SRO No.	CASE #	Amount Assessed	Dis	N/A CBO
1	2019 Tucker St	920295	1071		1	
2	2061 Wagner St	921022	1072		1	
3	807 Gayle St	920153	1073		3	
4	757 Farnell St	919231	1074		3	
5	0 Frontage Rd	921057	1075		3	
	Parcel No. (2910370008097)					
6	1504 Terrell Rd	919347	1076		3	
7	620 Belsaw Ave	920907	1093		2	
8	2801 Lecren St	919634	1083		1	
9	552 Live Oak St	920692	1084		2	
10	2014 Tucker St	920294	1085		1	
11	2016 Tucker St	920293	1086		1	
12	414 Driver St	921704	1098		1	
13	2154 Senator St	921085	1088		5	
14	908 Warren St	920560	1089		3	
15	906 Warren St	920565	1090		3	
16	1714 Forrest St	917166	1091		3	
17	1328 Bay Ave	920820	1092		3	
18	410 Driver St	921705	1095		1	
19	2351 Bragdon Ave	921434	1096		1	
20	529 James H Finley	922788	1097		1	
	Total			$ -		
District total for this group		Numbers of lots cut				
1	9	1				
2	2	2				
3	8	3				
4	0	4				
5	1	5				
6	0	6				
7	0	7				
	20		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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 FOR APRIL 2019 (STEPHEN CORLEY). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-512-2019

Sponsored by: Mayor Stimpson

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

These employees are to be commended for their exemplary work performance or innovations that significantly reduce costs or result in an outstanding improvement in service to the public.

"Exhibit A"
Officer of the Month

Last Name	First Name	Award	Month
Corley	Stephen	Officer of the Month	April 2019

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Rich. Following comments from Councilmembers Richardson, Gregory and 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.

APPROVE AWARD OF SPECIAL BONUS TO FIREFIGHTER OF THE MONTH FOR MAY 2019 (LORENZA ARMSTRONG). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-513-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor, upon the nomination by City supervisors recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of $500 each to the employees on the attached list marked as Exhibit A.

These employees are to be commended for their exemplary work performance or innovations that significantly reduce costs or result in an outstanding improvement in service to the public.

Firefighter of the Month

Last Name	First Name	Award	Date
Armstrong	Lorenza	Firefighter of the Month	May-19

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

Ayes: Richardson, 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.

AGREE TO CONTRIBUTE THE SUM OF $500,000.00 PER YEAR TO THE 13TH JUDICIAL COURT FOR A PERIOD OF THREE YEARS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-522-2019

Sponsored by: City Council

WHEREAS, the Mobile County Judicial System faces a severe funding crisis. Although the Judges of the 13th Judicial Circuit have one of the highest caseloads in the state, there has been a significant reduction of State funding to the trial courts in the county. As a result, the 13th Judicial Circuit has experienced the loss of State funding for 1/3 of the staff of the Circuit Clerk, 1/3 of the staff of the Circuit Judges, 1/2 of the staff of the District Judges, and 75% of the staff of the Court Administrator. As a consequence of these shortages, criminal cases are backlogged leading to overcrowding in the Mobile County Metro Jail, significant delays on hearings for protection from abuse, and criminal and civil jury trials have been reduced. These shortages now pose a threat to public safety in the city of Mobile and prevent the timely administration of justice in the courts of the county.

WHEREAS, the City Council of Mobile recognizes that for a safe community to exist and its citizens effectively served by the court system, short term and immediate funding for the State court system is imperative.

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

1. The City of Mobile will contribute the sum of $500,000 per year to the 13th Judicial Circuit beginning October 1, 2019 for a period of 3 years terminating on September 30, 2022.

2. The payments shall be made monthly to the 13th Judicial Circuit.

3. The Presiding Judge of the 13th Judicial Circuit shall provide an annual accounting of the expenditure of the funds to the Mayor and City Council on or before September 1 of each year.

4. The City of Mobile respectfully requests that the Chair of both the Mobile County Legislative House and Senate delegations provide a report to the Mobile City Council on or before September 1 of each year, for the prescribed period herein, of the specific efforts taken by each respective delegation to increase funding for the Administrative Office of Courts and designation of increased funding for the 13th Judicial Circuit Court system.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Rich. Following comments from Councilmembers Rich, Gregory, Daves, Williams, Small and Richardson 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 CIP RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME

Councilmember Richardson moved for the suspension of the rules to consider CIP Resolution 25-514 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 item.

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE TEMPORARY CONSTRUCTION EASEMENT AGREEMENT WITH JOSEPH M. AND JOAN WIEGAND FOR 2018 CIP CW MISCELLANEOUS DRAINAGE REPAIRS-GROUP B PROJECT. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 25-514-2019

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, an agreement, by and between the City of Mobile and Grantors listed in attachment. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: Temporary Construction Easement

Project name: 2018 CIP CW Miscellaneous Drainage Repairs-Group B

Estimated cost: N/A

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

Ayes: Richardson, 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 RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME

Councilmember Richardson moved for the suspension of the rules to consider Resolutions 09-515 – 61-519 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 item.

RESOLUTIONS BEING INTRODUCED:

REALLOCATE $4,960.00 FROM THREE MILE CREEK TRAIL MANAGEMENT-CAPITAL IMPROVEMENT DISTRICTS 1-7 TO MOBILE GREENWAY INITIATIVE-GRANT ADMINISTRATION FUNDS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-515-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of $4,960.00 be reallocated from Three Mile Creek Trail Mgmt – Capital Improvement (G-TMCGT) 50005000.94050 to (C0291) Mobile Greenway Initiative-Grant Administration Fund 20002000.93150 for Districts 1-7.

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.

AMEND THE 2019 GENERAL FUND BUDGET TO INCLUDE ADDITIONAL APPROPRIATIONS, $338,603.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-516-2019

Sponsored by: Mayor Stimpson

A RESOLUTION APPROPRIATING ADDITIONAL FUNDS FOR THE PURPOSE OF FUNDING ADDITIONAL POSITIONS NEEDED TO SUPPORT CAPITAL IMPROVEMENT PROJECTS

Findings.

1. The Zoghby Act, Ala. Code§ 11-44C-57 authorizes the council to appropriate funds, in addition to those contained in the original general fund budget ordinance, upon the recommendation of the mayor and certification of the finance director that there are funds sufficient to meet such appropriation.

2. Pursuant to this authority the mayor has recommended that the council approve an additional appropriation of $338,603 for the purpose of funding ten new positions that will support the City's Capital Improvement Program. Attached hereto is the Memorandum to Council dated May 24, 2019 identifying the positions and setting forth the job descriptions. The finance director's certification is also attached.

3. After reviewing the mayor's request and recommendation, the council finds that it is in the best interest of the City to fund ten additional positions to support the City's Capital Improvement Program and eliminate project backlogs.

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

1. That an additional appropriation of $338,603 is hereby approved for the purpose of creating ten new positions in the administrative services as set forth in the attached memorandum; provided, however, that none of the sums appropriated herein shall be used to hire, employ, retain or otherwise engage (directly or indirectly) any person whose status is "at the pleasure" of the mayor pursuant to 11-44C-40.

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

ACCEPT CONVEYANCE OF A QUIT CLAIM DEED FROM VAUGHAN I. MORRISSETTE FOR DONATION OF APPROXIMATELY 5 ACRES OF LAND FOR THE THREE MILE CREEK GREENWAY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 23-517-2019

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 hereby are, authorized to accept the conveyance of a Quit Claim Deed from Vaughan I. Morrissette for approximately five (5) acres of land located along Three Mile Creek for the purpose of acquiring property for the Three Mile Creek Greenway.

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 MEMORANDUM AGREEMENT ARISING OUT OF ON THE JOB INJURY OF DAVE MCDANIEL, III. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 61-518-2019

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 Memorandum Agreement arising out of the on-the-job injury of Dave McDaniel, III, suffered on May 23, 2017, requiring the City to pay $5,500.00, in return for a release of all of the Plaintiffs respective claims including 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
Nays: None

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – TYLER WATT ARRINGTON. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 61-519-2019

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 Tyler Watt Arrington, suffered on June I, 2017, requiring the City to pay $50,000.00, 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.

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.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER THE APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO NORBERT E. ZIELONKA, II, D/B/A AIRTEL TRANSPORTATION SHUTTLE AND TAXI SERVICE, TO OPERATE A TAXI SERVICE. The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-520-2019

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

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Norbert E. Zielonka II, d/b/a Airtel Transportation Shuttle and Taxi Service, to operate a taxi service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on Tuesday, the 11th day of June, 2019, at 10:30 a.m. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

Councilmember Small then moved to call for the public hearing, 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 whereupon the Presiding Officer set the date for the public hearing as June 11, 2019.

CALL FOR PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PAUL DUNNING, D/B/A PREMIER LIMO, TO OPERATE A LIMOUSINE SERVICE. The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-521-2019

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

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Paul Dunning, d/b/a Premier Limo, to operate a limousine service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on Tuesday, the 11th day of June, 2019, at 10:30 a.m. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

Councilmember Small then moved to call for the public hearing, 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 whereupon the Presiding Officer set the date for the public hearing as June 11, 2019.

ANNOUNCEMENTS:

The City Clerk announced that the June 4, 2019 City Council meeting has been re-scheduled for Thursday, June 6, 2019 at 10:30 a.m.

Councilmember Daves stated a council committee will meet at 2:00 p.m. today to discuss the process and procedures by which the City disposes of City owned real estate.

Councilmember Gregory mentioned she will participate in events on June 14 and 15, 2019 to mark the beginning of the 60th anniversary of Hillsdale Heights.

Councilmember Richardson reminded district one residents that a Trinity Gardens community meeting will be held on Thursday, June 20, 2019, at 6:00 p.m. at the Dotch Community Center.

Councilmember Rich thanked everyone that assisted and participated in the grand opening of the SplashGround Express last Saturday.

NOTE: At approximately 12:51 p.m. Councilmembers Daves and Small excused themselves from the meeting.

Councilmember Manzie invited the public to the ground breaking for the MLK Avenue Basketball Complex to be held this afternoon.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 12:53 p.m.

Approved: June 11, 2019

COUNCIL VICE PRESIDENT

CITY CLERK