MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 28, 2021

The Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, September 28, 2021, at 9:00 a.m.

Present:

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

The meeting was called to order. The Council reviewed and discussed the agenda for their meeting to be held today at 10:30 a.m.

Approved:

____

COUNCIL VICE PRESIDENT

____

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 28, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, September 28, 2021, at 10:30 a.m., in regular meeting.

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

Councilmember C.J. Small, District 3, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

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 meetings of September 21, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson announced that the Administration will meet virtually on September 30 at 2:00 p.m., with local non-profit organizations interested in receiving ARP Funds.

Mayor Stimpson shared that last week was the kickoff for the “YES to Business Program.”

Mayor Stimpson reported that the Fall Activities Guide for the Parks and Recreational Department has been released.

Mayor Stimpson provided an overview of the Gulf Coast Challenge football game held at Ladd Peebles Stadium.

NOTE: Director Battiste presented the Officers of the Month for July and August 2021.

July Officer of the Month: Officer Darian Pennington

August Officer of the Month: Officer James Stewart

MONTHLY FINANCE REPORTS

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

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

Request of Destiny Butler for a waiver of the Noise Ordinance in Memorial Park on June 18, 2022, from 3:00-6:00 p.m. (District 2)

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 302 LEXINGTON AVENUE 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 302 Lexington Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1479 NAVCO ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1479 Navco Road a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Kawauna Gill, 105 North Jackson Street, offered to answer any questions regarding Resolution 37-807.

2. Sabrina Mass, 1050 Belvedere Circle West, spoke about Resolution 03-833.

NON-AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, addressed Mobile Municipal Election voter ethics and Public Safety best practices (Juvenile Delinquency).

2. Jacob Blasius, 6551 Evelyn Drive, addressed the rising coyote sightings in Mobile.

RESOLUTIONS HELD OVER

REQUEST MAYOR TO OFFICIALLY DEEM EMPLOYEES OF THE MOBILE PUBLIC LIBRARY AS ELIGIBLE WORKERS TO RECEIVE PREMIUM PAY FROM ARP FUNDS. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meetings of August 25 and September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-679-2021

Sponsored by: Councilmember Richardson

WHEREAS, funds provided to municipalities under the American Rescue Plan Act of 2021 (“ARP”) may be used to provide premium pay to eligible workers performing essential work during the COVID–19 public health emergency or to provide grants to third-party employers with eligible workers performing essential work; and,

WHEREAS, the City of Mobile will ultimately receive $58,203,265 from the ARP of which $11,250,000 is currently allocated to premium pay for all City of Mobile employees with the remainder allocated to other projects; and,

WHEREAS, ARP language and associated guidance from the Department of the Treasury grant the Mayor of the City of Mobile discretion to add additional employee sectors to those eligible for premium pay under the ARP, so long as the additional employee sectors are deemed critical to protect the health and well-being of residents of the City of Mobile; and,

WHEREAS, it is the opinion of the Mobile City Council that the employees of the Mobile Public Library have provided essential educational and social services critical to the health and well-being of the citizens of the City of Mobile throughout the COVID-19 pandemic and should be deemed eligible for and receive premium pay from the City’s ARP funds through a grant to and performance contract with the Mobile Public Library Board.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile that the Mayor is urged and requested to officially deem employees of the Mobile Public Library as eligible workers performing essential work critical to the health and well-being of citizens of the City of Mobile as set forth in the ARP so that such employees may then be eligible for premium pay from City of Mobile ARP funds.

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

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

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

APPROVE PURCHASE ORDER TO TRACTOR & EQUIPMENT COMPANY FOR 2020 WHEELED LOADER FOR THE MOTOR POOL, $155,000.00. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-789-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
6904	2021	(F7000) MOTOR POOL	USED 2020 KOMATSU WA200 ARTICULATED WHEELED LOADER (SEALED BID 5596)	$155,000.00	(206760) TRACTOR & EQUIPMENT COMPANY

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

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

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

APPROVE PURCHASE ORDER TO UJ CHEVROLET CO. INC. FOR TWO 2022 CHEVROLET SILVERADO AND ONE CHEVROLET COLORADO PICKUP TRUCKS, $94,619.50. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-790-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
13660, 14548, 14686	2021	(F7000) MOTOR POOL, (2012) PARKS MAINTENANCE	TWO 2022 CHEVROLET SILVERARO 4X4 AND ONE CHEVROLET COLORADO PICKUP TRUCKS (SEALED BID 5614)	$94,619.50	(210000) UJ CHEVROLET CO INC

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

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

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

APPROVE PURCHASE ORDER FOR FIREFIGHTER REHABILITATION AND COMMAND TRUCK $378,699.00. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-791-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
13528	2021	(3500) NEIGHBORHOOD DEVELOPMENT	FIREFIGHTER REHABILITATION AND COMMAND TRUCK (SEALED BID 5592)	$378,699.00	(297373 LDV, INC.

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

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

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

APPROVE ITEM BASED BID FOR UPFITTING OF MPD VEHICLES. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-792-2021

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)
5581	POLICE VEHICLE UPFITTING	2	PATROL UPFIT $10,590.00/ VEHICLE; NON-PATROL UPFIT $3,791.29/ VEHICLE	One year.	(290980) DANA SAFETY SUPPLY; (297124) PROLOGIC ITS, LLC

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

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

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

APPROVE PURCHASE ORDER TO DEERE & COMPANY FOR TWO ZERO-TURN MOWERS,$58,372.24. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-793-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
13661, 13662	2021	(F7000) MOTOR POOL	TWO 72IN SIDE-DISCHARGE AND TWO 60IN REAR-DISCHARGE GAS ENGINE ZERO-TURN MOWERS (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$58,372.24	(295477) DEERE & COMPANY

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

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

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

AUTHORIZE CONTRACT WITH HARRIS CONTRACTING SERVICES INC. FOR IMPROVEMENTS AT TRINITY GARDENS PARK; $700,277.00. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-794-2021

Sponsored by: Councilmember Richardson 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: TRINITY GARDEN PARK – IMPROVEMENTS

Project Number: PR-038-20

Amount: $700,277.00

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

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

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

AUTHORIZE CONTRACT WITH MCELHENNEY CONSTRUCTION COMPANY, LLC., FOR TRINITY GARDENS AREA – 2018 STREET AND DRAINAGE IMPROVEMENTS (GREENBACK DR.); COM PROJECT NO. 2018-3005-16C (D#1); $780,277.25. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-795-2021

Sponsored by: Councilmember Richardson and Mayor Stimpson

WHEREAS, bids for Street and Drainage Construction for district #1 were received and opened on July 7, 2021.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from McElhenney Construction Company, LLC. In the amount of $780,277.25.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by McElhenney Construction Company, LLC.

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

Name of Company: McElhenney Construction Company, LLC

Project Name: Trinity Gardens Area-2018 Street and Drainage Improvements Harper Ave. and Greenback Drive) (D#1)

Project Number: 2018-3005-16C

Amount: $780,277.25

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

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

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

AUTHORIZE CONTRACT AMENDMENT WITH MCCRORY & WILLIAMS, INC., FOR ENGINEERING SERVICES – 2018 PAYGO-N. MCGREGOR AVE. RECONSTRUCTION FROM OLD SHELL RD. TO SPRINGHILL AVE.; $58,000.00. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-796-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

WHEREAS, the City entered into a contract dated April 16, 2019, with McCrory & Williams, Inc. for engineering services on the project known as 2018 PAYGO-N. McGregor Ave. Reconstruction from Old Shell Rd. to Springhill Ave. City of Mobile Project No. 2019-3005-19; and

WHEREAS, the contract amount for the engineering services are based on fee negotiations for the original scope between the City of Mobile and McCrory & Williams, Inc.; and

WHEREAS, the current original contract amount totals $125,000.00; and

WHEREAS, the original contract now requires an amendment to include additional scopes such as lighting design and increased construction inspection services associated therewith; and

WHEREAS, the professional engineering fees for the additional scope were negotiated, therby increasing professional engineering fees by $58,000.00 to a total of $183,000.00.

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 $58,000.00 for a total of $183,000.00 to be paid to McCrory & Williams, Inc. for engineering services on 2018 PAYGO-N-McGregor Ave. Reconstruction from Old Shell Rd. to Springhill Ave.

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

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

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

AUTHORIZE CONTRACT WITH DORTCH FIGURES & SONS INC. FOR HURRICANE DAMAGE ROOF REPAIRS – ARTHUR R. OUTLAW CONVENTION CENTER; $99,000.00. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-797-2021

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 – REPAIR OF HURRICANE DAMAGE TO ROOF

Project Number: CN-014b-19

Amount: $99,000.00

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

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

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

AUTHORIZE CONTRACT WITH CLEAN EARTH OF ALABAMA, INC., FOR HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT SUPPORT SERVICES, NTE $150,000 PER YEAR. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-798-2021

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 Clean Earth of Alabama, Inc. for household hazardous waste collection event support services, in an amount not to exceed $150,000.00 per year, for one year, renewable without further Council action, for two additional one year periods, 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 Rich moved that the resolution be adopted, which was seconded by Councilmember Richardson and the vote was as follows:

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

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

AUTHORIZE PERFORMANCE CONTRACT WITH THE FRIENDS OF MAGNOLIA CEMETERY, $246,082.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of September 21, 2021, held over until the regular meeting of September 28, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-799-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a performance contract with The Friends of Magnolia Cemetery, Inc., for maintenance and operation of the Cemetery in the amount of $20,506.84 per month during the term of this Agreement, for a total annual payment of $246,082.00 thereafter, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider Consent Resolutions 03-803 through 09-806 and 40-808 through 03-832 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

APPOINT ANDRAE MOORE TO THE MOBILE CITY-COUNTY YOUTH COUNCIL. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-803-2021

Sponsored by: Councilmember Richardson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE. ALABAMA, that Andrae Moore is appointed to the Mobile City-County Youth Council effective immediately.

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

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

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

RE-APPOINT DARA GREENE AND APPOINT REGGIE COPELAND, JR. TO THE SOLID WASTE DISPOSAL AUTHORITY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-804-2021

Sponsored by: Councilmembers Small and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Dara Greene is re-appointed and Reggie Copeland, Jr. is appointed to the Solid Waste Disposal Authority effective immediately for terms ending September 28, 2027.

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

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

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

APPROVE TRANSFERS FROM THE CITY COUNCIL DISCRETIONARY ACCOUNTS TO VARIOUS CAPITAL ACCOUNTS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-805-2021

Sponsored by: City Council

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following transfers be made from the General Fund (Fund 1000) to the Capital Improvements Fund (Fund 2000):

• Councilmember Fred Richardson (District 1) - Balance is -0-

• Councilmember Levon Manzie (District 2) - Transfer $1,706.33 from the General Fund District Two Discretionary Account DSC-02 (10041020-42200) to District 2 Priority Project/District 2 Capital Account #D0014,

• Councilmember C. J. Small (District 3) - Balance is -0-

• Councilmember John Williams (District 4)- Balance is -0-

• Councilmember Joel Daves (District 5) - Transfer $12,147.24 from the General Fund

District Five Discretionary Account DSC-05 (10041020-42080) to District 5 Priority Project/District 5 Capital Account #D0017,

• Councilmember Bess Rich (District 6) - Transfer $9,904.84 from the General Fund District 6 Discretionary Account DSC-06 (10041020-42080) to Capital Project #C0450 (CIP). Funds to use for the Grelot Road Small Sidewalk Project, and

• Councilmember Gina Gregory (District 7) - Balance is -0-

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

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

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

REALLOCATE $15,000.00 FROM DISTRICT 2 DISCRETIONARY FUNDS TO TRAFFIC ENGINEERING STREET TRAFFIC IMPROVEMENTS FOR A TRAFFIC CALMING DEVICE FOR CHATHAM STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-806-2021

Sponsored by: District 2

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $15,000.00 be reallocated from General Fund Project #DSC-02 (Fund 1000) District 2 - Discretionary Funds to Capital Project #C0056 Traffic Engineering Street Traffic Improvements in the Capital Improvement Fund (Fund 2000). These finds will be used for traffic calming device for Chatham Street as petitioned by the residents.

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS I LICENSE FOR KANARY BAR, 105 NORTH JACKSON STREET. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 37-807-2021

Sponsored by: District 2

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

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

Type of application: Lounge Retail Liquor – Class I

Submitted by: Kanary Bar LLC

Location: Kanary Bar
105 N. Jackson Street

DECLARE THE STRUCTURE AT 302 LEXINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-808-2021

Sponsored by: District 2

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 302 Lexington Avenue has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance; Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8,12, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 302 (fka 300) Lexington Avenue described as:

BEG E/S LEXINGTON AVE 30 FT N-LY OF SW COR LOT 14 BLK 6 LEXINGTON HGTS DBK 70 P 126 RUN ELY 148 FT TH NLY 26.5 FT THEN WLY 148 FT THEN SLY 26.5 FT TO BEG BEING PT LOT S 14 & 15 BLK 6 SAID SUB #SEC 25 T4S R1W #MP29 07 25 0 005

Parcel Number: 29 07 25 0 005 029

Last Assessed to: HEIR OF DELIA (FKA DELILIA) WHITFIELD,
C/O JAMES WHITFIELD

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

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

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

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

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

DECLARE THE STRUCTURE AT 1479 NAVCO ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-809-2021

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article 11 of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1479 Navco Road has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8, 12,14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1479 Navco Road described as:

COM AT SW COR LOT 3 OF RESUB OF MCRAES 4TH ADD MBK 3/209 RUN N 9 DEG 24 MIN 30 SEC E ALG E/L OF NAVCO RD 135 FT FOR BEG TH CONT N 9 DEG 24 MIN 30 SEC E ALG E/L OF NAVCO RD 130 FT TH N 77 DEG 34 MIN E ALG N/L OF SD LOT 3. 238.7 FT TH N 47 DEG 00 MIN E ALG N/L OF SD LOT 3.212 FT TO S BANK OF A CK TH S 17 DEG 10 MIN E ALG CK 100 FT TO NELY COR OF LOT E TH S 47 DEG 00 MIN W ALG SLY/L OF LOT 3. 416.14 FT TH N 68 DEG 43 MIN W ALG N/L OF PPTY CONVEYED BY VESTER B STAHL TO GEORGE G SMITH DBK 639/568 A DIS OF 145.1 FT TO BEG LESS THAT PT TAKEN BY BOLTONS BRANCH AS NOW WIDENED #SEC 37 T5S R1W #MP32 02 37 0 004

Parcel Number: 32 02 37 0 004 196

Last Assessed to: JEFFREY HOFFORT

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

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

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

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

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

RENAME LAKE DRIVE TRICENTENNIAL PARK AS "THE FREDRICK D. RICHARDSON, JR., TRICENTENNIAL PARK." The following resolution was introduced by Councilmember Daves.

RESOLUTION: 46-810-2021

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

WHEREAS, Fredrick D. Richardson, Jr., was first elected to the Mobile City Council in 1997 and has served the City of Mobile and City Council District 1 ever since; and,

WHEREAS, Fredrick D. Richardson, Jr., was instrumental in the creation of Lake Drive Tricentennial Park which was established on City owned property along Three Mile Creek; and,

WHEREAS, the Mobile City Council wishes to honor Fredrick D. Richardson, Jr., for his dedication and service to the City of Mobile.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile, Alabama, that Lake Drive Tricentennial Park, as established by Council Resolution 46-624-2000, shall henceforth be known as "The Fredrick D. Richardson, Jr., Tricentennial Park."

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE AUGUST FIREFIGHTER OF THE MONTH, FIRE SERVICE CAPTAIN SCOTT D. CARMICHAEL. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-811-2021

Sponsored by: Mayor Stimpson

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

Fire Service Captain Scott D. Carmichael (Emp #13907)

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

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

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

DECLARE WEEDS NOXIOUS, WEED LIEN GROUP 1619. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-812-2021

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 #1619 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 November, 2021, 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					
	1619				Res. No.	
6/28/2021	LOTS TO BE DECLARED				58-	
11/2/2021	LOTS FOR PUBLIC HEARING				58-	
//2021	LOTS TO BE ASSESSED FOR COST				58-	
		OLD CASE/		Amount	Dis	N/A
No.	Address	SRO#	CASE #	Assessed		CBO
1	0 Burma Rd	13007	13915		4	
	Parcel No (33 02 03 4 001 021.XXX)					
2	611 Live Oak St	13895	13916		2	
3	22 Washington Pl	13778	13917		2	
4	613 Live Oak St	13512	13918		2	
5	1900 Nerline Lane	13375	13919		1	
6	662 Angel St	13606	13920		1	
7	6515 Old Shell Rd	11070	13921		7	
8	200 Parkway Dr E	13553	13922		7	
9	5466 Racine Ave	13582	13924		7	
10	5327 Colonial Oaks Dr N	6193	13925		7	
11	3764 Autumndale Dr	12946	13926		1	
12	0 North University Blvd/1970 S	13354	13927		7	
	Parcel No (28 02 10 1 003 028.001)					
13	2781 Graham Rd S	13631	13928		7	
14	2078 Gimon Cir N	12765	13929		3	
15	502 Stanton Rd	13285	13930		1	
16	61 S McGregor Ave	13780	13931		5	
17	1918 St Stephens Rd	13380	13932		2	
18	2801 Carter Ave	13459	13933		1	
19	952 Marine St	13139	13934		3	
20	1328 Bay Ave	10733	13935		3	
21	2601 Moriningside Dr	13216	13936		4	
22	1364 Glenn St	13102	13937		3	

District total for this group			Numbers of lots cut	
1	5		1	
2	4		2	
3	4		3	
4	2		4	
5	1		5	
6	0		6	
7	6		7	
	22			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 Gregory and the vote was as follows:

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE AUGUST OFFICER OF THE MONTH, JAMES STEWART. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-813-2021

Sponsored by: Mayor Stimpson

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

August 2021; Officer James Stewart

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

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

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

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

DETERMINE AN APPROPRIATION TO LILLIE B. WILLIAMSON HIGH SCHOOL SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-814-2021

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate $500.00 to Lillie B. Williamson High School from his discretionary funds and

WHEREAS, Lillie B. Williamson High School is public high school in Mobile, Alabama; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Lillie B. Williamson High School will be used to assist with the cost of police escort and a floral wreath for the Annual Memorial March for the AJROTC program which is scheduled for October 8, 2021, which will serve a public purpose benefitting the City of Mobile and its citizens.

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

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

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

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

DETERMINE AN APPROPRIATION TO REVITALIZEDIP SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $3,500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-815-2021

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate $3,500.00 to RevitalizeDIP, from his discretionary funds; and

WHEREAS, RevitalizeDIP is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to RevitalizeDIP will be used to address multiple issues including litter abatement, blight, community engagement, commerce, safety and beautification projects, which will serve a public purpose benefitting the City of Mobile and its citizens.

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

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

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

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

DETERMINE AN APPROPRIATION TO THE UNITED METHODIST INNER CITY MISSION OF MOBILE, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $12,245.47. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-816-2021

Sponsored by: Councilmember Small

WHEREAS", Councilmember Williams wishes to appropriate $12,245.47 to the United Methodist Inner City Mission of Mobile, Inc., from his discretionary funds, and

WHEREAS, United Methodist Inner City Mission of Mobile, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to United Methodist Inner City Mission of Mobile, Inc., will be used for their after school/summer tutorial programs at Taylor Park, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of $12,245.47 to United Methodist Inner City Mission of Mobile, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

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

AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH SMG AND USA HEALTH UNIVERSITY HOSPITAL REGARDING USA HOSPITAL'S USE OF THE CIVIC CENTER PROPERTIES FOR FACILITATING COVID-19 VACCINATION TESTING. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 01-819-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Memorandum of Understanding between City of Mobile, SMG, and USA Health University Hospital, regarding USA Hospital's use of the Civic Center properties for facilitating COVID-19 vaccination testing, as outlined in the Memorandum of Agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said agreement is on file in the office of the City Clerk.

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

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

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

APPOINT MARIAH RODGERS TO THE MOBILE CITY-COUNTY YOUTH COUNCIL. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-832-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Mariah Rodgers is appointed to the Mobile City-County Youth Council effective immediately.

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider CIP Resolutions 09-817 through 13-818 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CIP RESOLUTIONS BEING INTRODUCED:

RE-ALLOCATE $38,000.00 FROM CIP DISTRICT 1 CONTINGENCY PROJECT TO OLD SHELL ROAD SIDEWALKS FROM UNION TO HYLAND. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-817-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $38,000.00 be reallocated from Capital Project (CON01) CIP District 1 Contingency Project 20002000.48040 Advertising Fees to Grant Fund (G-TAPHYLAN) Transportation Alternative Project TAPMB-TA16(947) - Old Shell Road Sidewalks from Union to Hyland 50015001.48010 Construction.

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 by Councilmember Richardson and the vote was as follows:

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

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

AUTHORIZE CHANGE ORDER TO THE CONTRACT WITH GRANT NICHOLS CONSTRUCTION FOR OLD SHELL ROAD SIDEWALKS FROM UNION TO HYLAND, $37,912.35. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 13-818-2021

Sponsored by: Councilmember Richardson

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, Change Order No. 1, by and between the City of Mobile, and the company listed below; for additional items as outlined in the Change Order attached hereto and made a part hereof as though set forth in full. A copy of said Change Order is on file in the office of the City Clerk.

Name of Company: Grant Nichols Construction

Project Name: 2017-2060-02 Old Shell Road Sidewalks from Union to Hyland

Capital Project No.: G-TAPHYLAN

Estimated Cost: $37,912.35

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider Resolution 09-824 through 09-825, 45-829 through 03-833 being introduced for the first time. The motion was seconded by Councilmember Richardson.

Councilmember Daves made the motion to amend the suspension of rules to also consider Resolution 09-826 being introduced for the first time. The motion was seconded by Councilmember Rich and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO CDW GOVERNMENT LLC FOR 12 DISPLAY MONITORS FOR CONVENTION CENTER, $24,497.20. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 08-820-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	**Fiscal Year**	**Department**	**Description**	**Amount**	**Vendor**
11597	2021	(F6080) CONVENTION CENTER	12 LG 4K LED-LCD DISPLAY MONITORS WITH MOUNTS FOR CONVENTION CENTER (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$24,497.20	(272932) CDW GOVERNMENT LLC

APPROVE PURCHASE ORDER TO SCA GROUP LLC FOR ANTI-CRIME ROBOT FOR POLICE ADMINISTRATIVE SERVICES, $101,841.00. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 08-821-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
12912	2021	(1530) POLICE ADMIN SERVICES	ONE REMOTE OPERATIONS ULTRA-LIGHT ANTI-CRIME ROBOT (SEALED BID 5611)	$101,841.00	(297316) SCA GROUP LLC

APPROVE PURCHASE ORDER TO TRACTOR & EQUIPMENT COMPANY FOR GRADER FOR MOTOR POOL, $186,000.00. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 08-822-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
7069	2021	(F7000) MOTOR POOL	ONE LEEBOY 695B MOTOR GRADER. (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONRACT)	$186,000.00	(206760) TRACTOR & EQUIPMENT COMPANY

APPROVE PURCHASE ORDER TO STOPSTICK LTD FOR 60 TIRE DEFLATION DEVICES FOR THE POLICE DEPARTMENT, $26,094.60. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 08-823-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
10970	2021	(1530) POLICE ADMIN SERVICES	60 STOPTECH STOP STICK LAW ENFORCEMENT TIRE DEFLATION DEVICES (SOLE SOURCE)	$26,094.60	(281603) STOPSTICK LTD

TRANSFER $250,000 FROM VARIOUS BUILD MOBILE'S ACCOUNTS TO THE CAPITAL PROJECT C0395 FOR PROFESSIONAL AND TECHNICAL SUPPORT FOR LONG RANGE PLANNING INITIATIVES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-824-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $100,000.00 be transferred from the General Fund, Inspection Services Department (10045530.40010), $75,000 be transferred from the General Fund, ROW and Land Disturbance Department (10045540.40010), and $75,000 be transferred from the General Fund, Permitting Department (10045520.40010) to the Capital Project Fund C0395 (20002000.42200) to be used for professional and technical support for the execution of long-range planning initiatives.

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

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

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

TRANSFER $45,000 FROM BUILD MOBILE'S GENERAL ACCOUNT TO CAPITAL FOR LONG-RANGE PLANNING INITIATIVES AND FOR THE UPCOMING CODES UPDATE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-825-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $40,000.00 be transferred from the General Fund, Build Mobile Executive Department ($30,000.00 from 10043040.42200 and $10,000.00 from 10043040.42010) and the sum of $5,000.00 be transferred from the General Fund, Permitting Department (10045520.4220) to the Capital Project Fund C0395 (20002000.42200) to be used for professional and technical support for the execution of long-range planning initiatives and for the upcoming Codes Update.

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

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

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

TRANSFER $1,837.50 FROM DISTRICT 6 DISCRETIONARY FUNDS TO TRAFFIC ENGINEERING FOR BESS RICH WAY STREET SIGN. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-826-2021

Sponsored by: Councilmember Rich

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $1,837.50 be reallocated from General Fund Project #DSC-06 (Fund 1000) District 6 - Discretionary Funds to Capital Project #E0043 Traffic Engineering Street Traffic Improvements in the Capital Improvement Fund (Fund 2000). These funds will be used for upgrading street sign in the Huffman Estates subdivision (The Bess Rich Way).

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

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

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

AUTHORIZE CONTRACT WITH SOUTH ALABAMA LAND TRUST, INC. FOR SUPPORT WITH CONSERVATION EASEMENT ACTIVITIES ON WETLANDS PARCELS ON BROOKLEY PROPERTY (MOBILE BAY SHORE HABITAT CONSERVATION AND ACQUISITION INITIATIVE – PHASE II). The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 21-827-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and 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 South Alabama Land Trust, Inc. for work outlined in the Subrecipient Agreement attached hereto and made a part hereof as though set forth in full. A copy is on file in the office of the City Clerk.

APPROVE GRANT APPLICATION TO ADECA FOR CONSTRUCTION OF ADA COMPLIANT BIKING AND PEDESTRIAN PATH ALONG THREE MILE CREEK FROM THE JAPANESE GARDENS TO THE TRESTLE CROSSING, SOUTH OF STEVEN'S LANE. The following resolution was held over until the regular meeting of October 6, 2021.

RESOLUTION: 31-828-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Program and Project Management Department is authorized to make application to the Alabama Department of Economic and Community Affairs for a grant under the fiscal year 2022 Recreational Trails Program (RTP),

BE IT FUTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and sign any agreements or other documents in connection with the grant application and to provide any information required by the Mobile Metropolitan Planning Organization.

BE IT FURTHER RESOLVED that the grant proposes to construct ADA compliant biking and pedestrian path (non-motorized multi-use) along Three Mile Creek from the Japanese Gardens along the northside of the creek past the Canadian National railroad trestle crossing, south of Steven's Lane.

Project Name: Three Mile Creek Greenway Trail – Segment 1

ACCEPT "SPORTSPLEX DRIVE" FOR MAINTENANCE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 45-829-2021

Sponsored by: Mayor Stimpson

WHEREAS, Mobile County, Alabama, as developer of the Mobile County Soccer Complex, has requested acceptance by the City of Mobile of the street named "Sportsplex Drive" as a public street within the boundaries of the City of Mobile;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the street "Sportsplex Drive," beginning at the intersection of Varner Drive and Halls Mill Road, the legal description of which is shown on Exhibit A attached hereto, together with the drainage structures in, and which are a part of, said streets and which are located in the dedicated street right of way, is hereby approved by and accepted for maintenance by the City. The drainage structures described herein are those which are a part of or are located in the streets (curbs and gutter, catch basins, flumes and pipes) and do not include any drainage systems or facilities in the subdivision or shown on the plat thereof which are not located on the right of way.

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

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

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

CONFIRM THE APPOINTMENT OF JEANETTE MANZIE TO FILL THE UNEXPIRED TERM OF THE DISTRICT 2 COUNCILMEMBER. The following resolution was introduced by Councilmember Williams.

RESOLUTION: 03-833-2021

Sponsored by: Mayor Stimpson

WHEREAS, Levon Charles Manzie at the early age of thirteen cast a bold vision to one day serve the citizens of this City as a member of the Mobile City Council;

WHEREAS, Levon Charles Manzie began his career in public office after being duly elected to serve on the Mobile County Public School Board where he later served as President of the Board;

WHEREAS, Reverend Levon Charles Manzie fulfilled a childhood dream after being duly elected by the citizens of District 2 to serve on the Mobile City Council in 2013 and subsequently re-elected in 2017 to continue his service;

WHEREAS, Councilman Manzie was elected as the president of the Mobile City Council by his peers and consistently led the City Council to a consensus on behalf of the citizens of Mobile;

WHEREAS, President Manzie continued to represent the diverse interests of his district with dedication and distinction until Sunday, September 19, 2021 when he was called home by the God we serve;

WHEREAS, the District 2 City Council seat has been vacated due to President Manzie's passing and City Council "vacancies where less than one year remains of the unexpired term shall be filled by appointment by the mayor with confirmation by the council";

WHEREAS it is the goal of the leaders of the City of Mobile to honor the life and memory of President Levon Charles Manzie with the highest level of respect;

BE IT RESOLVED, in honor of the life of service rendered to the City of Mobile by President Levon Charles Manzie we hereby confirm the appointment of JEANETTE MANZIE to serve for the remainder of the unexpired portion of his term which ends on October 31, 2021, pursuant to *Alabama Code* § 11-44C-22.

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

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

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

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 2551 KOSSOW STREET (SOUTHWEST CORNER OF SOUTH FLORIDA STREET AND KOSSOW STREET) FROM R-1 TO B-1 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-830-2021

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 2551 Kossow Street

Pursuant to Resolution of the Mobile, Alabama City Council adopted September 28, 2021, a public hearing will be held on the 26th day of October, 2021, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 2551 Kossow Street (southwest comer of South Florida Street and Kossow Street) from R-1, Single-Family Residential District, to B-1, Buffer Business District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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

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

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

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

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

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as October 26, 2021.

CALL FOR PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO SPECIAL NEEDS ATHLETES PROGRAM, INC. TO OPERATE A SHUTTLE SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-831-2021

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

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Special Needs Athletes Program, Inc., to operate a shuttle service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on the October 12, 2021, at 10:30 a.m. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as October 12, 2021.

ANNOUNCEMENTS:

Councilmembers Rich, Richardson and Small encouraged citizens to vote in the run-off election for Districts 1, 2 and 6 on Tuesday, October 5, 2021.

Councilmember Richardson shared that improvements will soon start in the Trinity Garden area.

Councilmember Richardson informed citizens that Greenback Drive will be closed due to street and drainage improvements.

Councilmember Small reminded citizens that the next City Council meeting will be held on Wednesday, October 6, 2021, due to the run-off election.

Councilmember Small announced that on Friday, October 1, 2021, he will attend the unveiling of the honorary street renaming of Corinthian Missionary Baptist Church Road.

Councilmember Small informed citizens that “RevitalizeDIP” will host their first Fall Festival on Saturday, December 11, 2021.

Councilmember Small reminded the Councilmembers that there is a UDC (Unified Developmental Code) meeting today at 2:00 p.m. in the auditorium.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 12:04 p.m.

Adopted:

____
COUNCIL VICE PRESIDENT

____
CITY CLERK