MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 26, 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, March 26, 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: April 2, 2019

_____
COUNCIL VICE PRESIDENT

_____
CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 26, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, March 26, 2019, at 10:30 a.m., in regular meeting.

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

Pastor Sandy A. McQueen, Truevine Baptist Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

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:

The minutes of the meeting of March 19, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson named Firefighter Victor Bumpers as "Firefighter of the Month" for March 2019.

Mayor Stimpson presented a proclamation to Aubreigh's Army declaring March 28, 2019 as "Lemon Face Day" in honor of Aubreigh Nicholas' birthday.

COMMUNICATIONS FROM THE COUNCIL:

1. Councilmember Manzie introduced the robotics team from Williamson High School.

2. Councilmember Richardson offered comments regarding the recent shots fired at Herndon Sage Park and commended Mayor Stimpson for his prompt response.

MONTHLY FINANCE REPORT:

Paul Wesch, Executive Director of Finance, stated:

"This is the February 2019 monthly financial report. We are five months into the fiscal year. The fifth month is about the time when we can say that we are going to have an acceptable year. I think from a revenue standpoint we will. Right now we are about 1.7%, in all revenues, above last year in the general fund and about 1.5% above budget, so that's solid. Departmental expenditures are still below budget.

On March 8 we received our monthly SSUT distribution from the State of Alabama. That means that those taxes were collected in February from sales made in January. The reason that's important is because January was the first monthly period that all of the SSUT amendments from last year were fully phased in. Last March our SSUT distribution was $106,000.00, this month it was $350,000.00, so about a 350% increase over last year. On an annual basis that should be better than $4 million and we think as more and more online retailers understand the law and voluntarily contribute, that number should go up. That is primarily the result of the larger cities in Alabama joining together last legislative session standing together in Montgomery and not letting some really bad legislation pass. The city portion of SSUT was increased and the marketplace facilitators were taxed for the first time in online sales. The Supreme Court also decided that totally remote sellers, such as Wayfair, would now have to contribute to taxes. The cities are engaging again to withstand what we think will be another attempt by the Alabama Department of Revenue to grab some sales taxes that we collect locally, such as Walmart.com, what we call the brick and mortar .coms and run that through SSUT at a lower rate for us. No legislation has been filed, but we hear rumblings. If that becomes the case we will certainly come to you and seek your support."

Mr. Wesch then answered a question from Councilmember Williams.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

The Council considered the request of Ann Williams for a waiver of the noise ordinance on May 25, 2019, at 450 Houston Street, Mother Finest Convenience Store, from 3:00 p.m. until 9:00 p.m. (District 2).

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

The Council considered the request of Tucei Clarke, Monterey North Street Association, for a waiver of the Noise Ordinance on May 18, 2019, on North Monterey Street (between Dauphin Street and Old Shell Road), from 6:00 p.m. until 11:00 p.m. (District 2).

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

The Council considered the request of LaJuan Black, Moorer YMCA, for a waiver of the Noise Ordinance at 69 St. Michael Street (Von's Bistro), on April 3, 2019 from 6:00 p.m. until 9:00 p.m. (District 3).

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

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2625 GOLD AVENUE, $2,349.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 2625 Gold Avenue 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1511 NEXT STREET, $1,449.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 1511 Next Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1517 NEXT STREET, $1,980.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 1517 Next Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2903 FREDERICK STREET, $2,200.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 2903 Frederick Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 568 GOLDEN AVENUE, $1,570.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 568 Golden Avenue 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2571 COLLEGE STREET, $2,449.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 2571 College Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 151 2ND AKA 176 3RD AVENUE, $1,640.00 (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 151 2nd aka 176 3rd Avenue 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1305 BASIL STREET, $3,100.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 1305 Basil Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2454 NORTH PINEWAY DRIVE, $2,448.00 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 2454 North Pineway Drive 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 354 ST. CHARLES AVENUE, $2,869.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 354 St. Charles Avenue 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1324 CONGRESS STREET, $2,200.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 1324 Congress Street 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2060 STOCKTON DRIVE, $1,200.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 2060 Stockton Drive 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 FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1104 GAYLE STREET, $3,200.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of structure at 1104 Gayle Street 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 FIX COSTS FOR SECURING OF STRUCTURE AT 2457 NORTH PINEWAY DRIVE, $3,200.00 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to fix costs for securing of structure at 2457 North Pineway Drive 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 DETERMINE IF THE STRUCTURE AT 2160 CLINTON STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 2160 Clinton Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 7676 AVENUE D AKA 6TH AVENUE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 7676 Avenue D aka 6th Avenue is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 7120 AKA 7110 SEVENTH IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 7120 aka 7110 Seventh is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 5500 RACINE AVENUE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 5500 Racine Avenue is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 7301 AKA 7309 THIRTEENTH STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 7301 aka 7309 Thirteenth Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

Reggie Hill, 1007 Center Street, offered commentary regarding Resolution 60-297.

NON-AGENDA ITEMS:

1. Eddie Irby, Jr., 1116 Richard Road, invited the Council and Mayor to the dedication ceremony for Oak Lawn Cemetery.

ORDINANCES HELD OVER:

AMEND CHAPTER 10, ARTICLE IV, OF THE MOBILE CITY CODE, AND THE CITY OF MOBILE ORDINANCE 01-004-2017, SECTION 101, 106, 107, 108 111, 112, 116, 131, 132, 201 AND 203 OF THE TARIFF FOR THE CITY OF MOBILE, MOBILE ALABAMA CRUISE TERMINAL. The following ordinance, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

ORDINANCE: 01-011-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE IV, OF THE MOBILE CITY CODE, AND CITY OF MOBILE ORDINANCE 01-004-2017, SECTION 101,106,107,108, 111, 112,116,131,132, 201, and 203 OF THE TARIFF FOR THE CITY OF MOBILE, MOBILE ALABAMA CRUISE TERMINAL

BE IT ORDAINED by the City Council of the City of Mobile, Alabama, that Chapter 10, Article IV, Rules, Regulations, and Charges Pertaining to Berthage of All Vessels, Boatyard Operation and Related Facilities, and Ordinance 01-004-2017, as amended by Ordinance 01-20-2018, establishing the Tariff for the City of Mobile Alabama Cruise Terminal ("Tariff'), Sections 101,106,107,108, 111, 112,116,131, 132,201, and 203, shall be amended as follows:

SECTION 1 AMENDMENTS:

TARIFF SECTION 101 DEFINITIONS, Code Section 10-81, shall be amended to revise the definitions of "Facilities", "Loading and Unloading", "Mobile Boat Landing", "Handling", "Small Commercial Vessel", "Usage", "User" and "Wharf," and to add the addition of the definitions of "Berth A", "Berth B", and "MACT". The amended and added definitions will read:

BERTH A: Water area located directly behind the Alabama Cruise Ship Terminal.

BERTH B: Water area located directly behind the Mobile Convention Center.

HANDLING: The service of physically moving or relocating cargo between a point of rest and any place on the Terminal, other than the end of ship's tackle.

FACILITIES: Any and all buildings, structures, fixtures, equipment, conveniences, machinery, or appurtenances of any kind situated at or made available by, at or through MACT (as defined below), including but not limited to the MACT building, the Mobile Landing, and the Mobile Landing Boat Dock (all as specifically defined herein).

LOADING & UNLOADING: The service of moving or relocating cargo between any place on the Terminal (as defined below) and railroad cars, trucks, or any other means of land conveyance to or from the Terminal.

MACT: The passenger cruise terminal situated at 201 Water Street, Mobile, Alabama including all its Facilities (as defined above).

MOBILE LANDING: The wharf extending from the south end to the Terminal to its intersection with Cooper Riverside Park, Including the notched/indented ferry landing section at the south end of Cooper Riverside Park.

MOBILE LANDING BOAT DOCK: The City owned floating boat dock located at the north end of the Mobile Landing and the south end of Cooper Riverside Park.

SMALL COMMERCIAL PASSENGER VESSEL: Any vessel less than 70 feet in length certified to carry passengers for hire.

USAGE: The physical access and/or implementation of any portion of the Facilities by any vessel, Small Commercial Passenger Vessel, owner, charterer, or agent, rail carrier, lighter operator, trucker, shipper, or consignee, their agents, servants and/or employees.

USER: Any person, partnership, customers, passengers, corporation, other entity, or vessel engaged in Usage, including, without limitation, employees, invitees, agents, successors and assigns, doing business on or in connection with the Facilities, or owning or having custody of cargo on or moving over the Facilities.

WHARF: Any stationary structure which may be utilized in the transit or handling of cargo or passengers, including without limitation, equipment or devices alongside of which vessels may lie or which are suitable for and are used in the loading, unloading, assembling, distribution, or handling of cargo or passengers.

WHARFAGE: A charge assessed against the vessel on all cargo or passengers passing or conveyed over, onto, or under Wharfs (as defined above) or between vessels (to or from barge, lighter or water), when berthed at a Wharf or when moored in a slip adjacent to a Wharf. Wharfage is solely the charge for use of a Wharf and does not include charges for any other service.

TARIFF SECTION 106 FACILITY SECURITY AND ACCESS TO TERMINAL PROPERTY, Code Section 10-86, shall be amended to read as follows:

The Terminal is compliant with The Maritime Transportation Security Act (MTSA), 33 CFR Part 105, Maritime Security: Facilities. The confines of the Terminal can be readily identified by its security fence. The Wharf and northward Mobile Landing which extends north of the terminal fence-line fronting the Gulf Quest Maritime museum north to Cooper Riverside Park is not considered part of the Terminal with respect to compliance with 33 CFR Part 105 and does not comply with 33 CFR Part 105. Any vessel required to adhere to 33 CFR Part 104 cannot berth, tie-up to or use any portion of the Mobile Landing wharf north of the terminal boundary as evidenced by the fence-line. Any requests for alternate security arrangements shall be coordinated in advance with the Terminal Facility Security Officer.

TARIFF SECTION 107 ACCESS TO THE TERMINAL FACILITY, Code Section lQ-87(a)(2), (a)(4), (a)(5), and (b)-(e), shall be amended to read as follows:

Sec. 10-87 Access to the City of Mobile Alabama Cruise Terminal facility:

(a). Definitions:

(2) Escorting: Accompanying another person or group of people not possessing a TWIC over, across, upon, or within any TWIC secure areas. The escorted Individual shall be continuously accompanied while within a TWIC secure area in a manner sufficient to observe whether the escorted individual is engaged in activities other than those for which escorted access was granted.

(4) TWIC Secure Area: the area over which an owner/operator has implemented security measures for access control, and includes restricted areas and secure areas.

(5) Transportation Worker Identification Credential (TWIC): a common identification credential for all personnel requiring unescorted access to secure areas of MTSA-regulated facilities and vessels, and all mariners holding Coast Guard-issued credentials. Individuals who meet TWIC eligibility requirements are issued a tamper-resistant credential containing the worker's biometric (fingerprint template) to allow for a positive link between the credential and the individual.

(b) To promote public safety and efficient operations, the City may restrict access to part of or all Terminal or Facilities areas. Notwithstanding any other provision herein, Users are responsible for the security of any area of the Terminal in which the User's cargo or other personal property is located. The City is not responsible for providing Escorts to non-TWIC holding personnel of Users. The User is responsible for providing TWIC holding Escorts to accompany and/or monitor, as applicable, their non-TWIC holding personnel.

(c) Before being authorized to escort a non-TWIC individual, the TWIC-holding Escort must have prior authorization from the MACT Facility Security Officer. TWIC Escorts shall comply with all rules pertaining to escorting non-TWIC individuals. The TWIC Escort and its employer assume all liability for, and shall indemnify and hold the City harmless from, all penalties, fines and fees levied against the City for failure of the respective Escort to comply with escorting responsibilities mandated by 33 C.F.R. §105 and other applicable U.S. Coast Guard requirements.

(d) Docks and wharves, within secure areas, are restricted areas. Warehouses, designated open cargo storage areas adjacent to, or otherwise within the same immediate area of restricted areas, are designated TWIC secure areas. A TWIC is required for unescorted access to these TWIC secure and restricted areas at all times.

(e) Use of the Mobile Landing Boat Dock is restricted to Small Commercial Passenger Vessels for the purpose of embarking and disembarking passengers. Overnight mooring is prohibited. Users of the Mobile Landing Boat Dock must comply with all Federal and State requirements for carrying passengers for hire.

TARIFF SECTION 108 AUTHORIZATION REQUIRED TO ENTER UPON THE CITY OF MOBILE ALABAMA CRUISE TERMINAL, Code Section 10-88(a)(l), shall be amended to read as follows:

(a) TWIC/photo identification card.

1. Except as otherwise noted in this paragraph, all persons requiring unescorted access to TWIC secure areas must possess, and present, a TWIC, before such access is granted. Federal officials are not required to obtain or possess a TWIC; provided, however that, except in cases of emergencies or other exigent circumstances, in order to gain unescorted access to a TWIC secure area, a federal official must present his/her agency's official credential. Properly credentialed state and local law enforcement officials, in the actual discharge of their official duty, are not required to obtain or possess a TWIC to gain unescorted access to TWIC secure areas. State and local emergency responders are exempt from the requirement to have a TWIC when they are responding to an emergency.

TARIFF SECTION 111 ENVIRONMENTAL COMPLIANCE, Code Section 10-91(1), shall be amended to read as follows:

Without limitation of any other provision herein, any person using the Facilities, and any employee or Agent of such person including any person performing any service on the property of the Facilities (collectively; "user"); by such user's operation; use; or performance; agrees; warrants and covenants that it shall comply at all times with the following provisions relating to environmental matters.

(1) Compliance with environmental statutes and regulations:

a. User shall conduct all of its activities at the Facilities in compliance with all federal; state and local statutes; ordinances; regulations; orders and requirements of common law ("Environmental Statutes") concerning; including without limitation;

1. Those activities;
2. Repairs or construction of any improvements;
3. Handling of any materials;
4. Discharges to the air; soil; waters of the State of Alabama; or other surface water or groundwater; and
5. Storage; treatment or disposal of any waste at or connected with any activity at the facilities.

b. User shall obtain all permits; licenses; or approvals and shall make all notifications and registrations required by Environmental Statutes. User shall at all times comply with the terms and conditions of any such permits; licenses; approvals; notifications; or registrations.

c. User shall provide to The City of Mobile Alabama Cruise Terminal copies of all of the following; to the extent they pertain to User's operations at the Facilities:

1. Applications or other materials submitted to any governmental agency in compliance with Environmental Statutes;
2. Any notification submitted to any person pursuant to Environmental Statutes;
3. Any permit; license; approval; or amendment or modification thereto granted pursuant to Environmental Statutes;
4. Any record or manifest required to be maintained pursuant to Environmental Statues; and
5. Any correspondence; notice of violation; summons; order; complaint; or other document received by a User pertaining to compliance with Environmental Statues.

d. User shall promptly comply with any request by The City of Mobile Alabama Cruise Terminal that a User provide information or access to the Facilities reasonably necessary to enable The City of Mobile Alabama Cruise Terminal to demonstrate to a third person or governmental agency that no violation of environmental statutes or contamination as defined in subpart e.1. of this section has existed or does exist at the Facilities; or provide signatures; acknowledgments, affidavits, or otherwise cooperate in a reasonable manner reasonably required by the City to obtain any governmental approvals necessary under environmental statutes to transfer any interest in the Facilities or to transfer any permit or approval held by The City of Mobile Alabama Cruise Terminal under environmental statutes.

e. Site Contamination: User shall not cause or allow its Passengers, employees, contractors or invitees to cause contamination of the Facilities, waters, or land. User shall at all times handle hazardous substances and cause hazardous substances to be handled in a manner which will not cause an undue risk of contamination of the Facilities.

1. For purposes of this Section, the term "contamination" shall mean the uncontained presence, above background levels, of hazardous substances at the Facilities, or arising from use of the Facilities which may require remediation under any applicable law.

2. For purposes of this Section, "hazardous substances" shall mean any and all "toxic substances," "toxic materials," "hazardous substances," "hazardous materials," "regulated substances" or "regulated materials" as defined by any statute administered, or regulation promulgated, by the U.S. Department of Transportation, including its

constituent Administrations and the U.S. Coast Guard; U.S. Environmental Protection Agency; and the Alabama Department of Environmental Management.

3. Other Hazardous, Toxic or Radioactive Materials: Users shall not handle or permit polychlorinated biphenyls ("RGBs"), as defined pursuant to the Toxic Substances Control Act, substances containing PCBs, asbestos, or materials containing asbestos, or radioactive materials on the Facilities, without the prior, express written consent of The City of Mobile Alabama Cruise Terminal. Should the presence of asbestos, PCBs, or radioactive materials be discovered on the Facilities, the presence of which is attributable to User, its affiliates or any person or entity having either a direct or indirect contractual relationship with User and/or Visitor shall, at its sole cost, promptly remove and dispose of such materials in compliance with law; provided however, that regardless of causation. User shall promptly notify The City of Mobile Alabama Cruise Terminal of the discovery of any asbestos, PCBs or radioactive materials on the Facilities.

4. Disposal and Removal of Hazardous Substances: User shall, at its sole cost, contract with a reputable, private licensed refuse removal firm for the removal and disposal of any hazardous substances generated, manufactured, introduced allowed or used by User, from the Facilities in accordance with all environmental statutes. User shall under no circumstances store, treat or dispose of any hazardous, toxic or regulated material, substance, or waste at the Facilities.

5. Indemnification by User: Without limitation of any other provision herein, by its use of the Facilities, User agrees to indemnify, defend and hold the City, including its officers, employees, and agents, harmless of, from, and against any and all expenses, loss, or liability arising from or relating to User's generation, manufacture, introduction, use, handling, transportation or disposal of hazardous substances, or User's breach of any of the provisions of this Section including, but not limited to, 1) any and all expenses incurred in relation to User's noncompliance with any Environmental Statutes; 2) any and all costs incurred in relation to studying or remedying any contamination at or arising from the Facilities; 3) any and all costs incurred in studying, removing, disposing, or otherwise addressing any materials which are the subject of this Section; 4) any and all fines, penalties, judgments or other sanctions assessed upon the City, including its officers, employees, and agents, by reason of a failure of User to have ensured compliance with Environmental Statutes; 5) any and all loss of value of the Facilities by reason of (a) a failure of User to have ensured compliance with Environmental Statues, (b) contamination of the Facilities, or (c) the presence on the Facilities of any other hazardous or toxic materials which are the subject of this Section; and 6) any and all legal and professional fees and costs incurred by the City in connection with the foregoing.

(2). Inspections: The City may, at reasonable times but without the necessity of notice, enter into or upon and/or inspect any property located at any portion of the Facilities to conduct reasonable inspections, tests, samplings, or other investigations to satisfy itself that User has complied with the provisions of this Section.

TARIFF SECTION 112 INDEMNIFICATION AND INSURANCE REQUIREMENTS FOR TERMINAL USERS Code Section 10-92(a)-(f)(l), shall be amended to read as follows:

(a) Indemnity. Every User shall indemnify, defend, and hold the City, including its elected officials, employees, agents, successors, and assigns, harmless from and against any and all claims, suits, actions, damages, liabilities, penalties, judgments, cost and expenses, including without limitation reasonable attorney's fees and litigation cost and expenses, incurred or asserted in connection with any loss of life, personal injury, property damage, including without limitation damage to any vessel or cargo, or claim of any type whatsoever, or violation of any federal, state, or local law, rule, or regulation, which is caused in whole or In part by such User, except that such person shall not be responsible for any damage, loss or injury caused solely by the City's negligence or willful misconduct.

(b) Environmental indemnity. The indemnity provided in the preceding paragraph shall include and extend to any and all claims, suits, actions, damages, liabilities, penalties

judgments, cost and expenses, including without limitation reasonable attorney's fees and litigation expenses, incurred or asserted in connection with any environmental damage, clean-up, removal, response, assessment, or remediation required by or resulting from, any environmental condition or violation of any federal, state or local Environmental Statutes occurring in connection with any person's usage of the Facility or the performance of any service on the property of the City.

(c) Waiver of subrogation. Each User and each person performing any service on the property of the City waives any and all claims it may have against the City for injury, loss or damage covered under any insurance policy and each such person shall cause its insurance carriers to waive any right of subrogation with respect thereto and to so notify the City.

(d) Legal expense. In case it becomes necessary for the City to engage counsel and / or initiate or participate in a legal proceeding to collect any monies due, enforce any provision, or remedy any default, under this Tariff against a User or a person performing any service on the property of the City, such User or person shall pay all expenses incurred by the City in connection therewith, including reasonable attorneys' fees.

(e) Limits of Liability. No provision contained in this Tariff shall limit or relieve the City from liability for its own negligence nor require any person, vessel, or lessee to indemnify or hold harmless the City of Mobile from liability for its own negligence.

(f) Insurance. Each User agrees to obtain and maintain at the User's own cost and expense insurance as required under the following paragraphs.

(1) General requirements. All policies of insurance must be written with companies acceptable to the City of Mobile. Original Certificates of Insurance, which are signed by the licensed agent, and which provide evidence that the coverages are current and In place, shall be mailed or transmitted to: Mobile Alabama Cruise Terminal, ATTN: Terminal Director, 201 South Water Street, Mobile, AL 36602. Failure to provide current certificates within 10 days following policy expirations shall render null and void any agreements for facilities use. The City of Mobile reserves the right to require complete certified copies of any and all policies of insurance at any time.

a. The Facility User's Insurance certificate shall include a provision that at least 30 days' written notice will be given to the City of Mobile before limits and scope of coverage are materially altered or insurance protection is cancelled.

b. The Facility User's insurance policies shall include waiver of all rights of subrogation against the City of Mobile, Its officers, officials, employees, volunteers and Insurers for losses arising from Its use of the City's facilities.

c. The Facility User agrees that none of its subcontractors will be allowed to commence work on the City's property until:

1. The subcontractor has obtained all similar insurance, or
2. the Facility User has provided coverage for the subcontractor.

d. The Facility User may purchase an umbrella liability policy to provide the limits of coverage specified, so long as such umbrella provides coverage is at least as broad as specified for the individual policy and the umbrella applies directly above the individual policy, without gap in limit of liability.

e. The Facility User's insurance policies shall include endorsements providing that the City, its officers, officials, employees, and volunteers are to be covered as primary and non-contributory additional insured's, with respect to liability arising out of its use of the City's facilities. Except for the proven negligence of the City, the coverage shall contain no special limitations on the scope of protection afforded.

f. The Facility User's insurance shall be primary insurance, regardless of policy language to the contrary. All premiums and deductibles are the responsibility of the Facility User.

TARIFF SECTION 116 REQUIREMENTS FOR COMMERCIAL PASSENGER VEHICLES ACCESSING THE CITY OF MOBILE ALABAMA CRUISE TERMINAL, Code Section 10-96, shall be amended to read as follows:

All Transportation Network Companies and Taxi-cab companies must pay a one-time account set up fee of $50 and $50 per month to MACT for the privilege of picking up and dropping off passengers at the Terminal. All commercial passenger vehicles to include limousines, courtesy shuttles, shuttles, must pay a one-time account setup fee of $50 per vehicle to terminal operator or its agent for the privilege of accessing the Terminal to pick up passengers. Commercial passenger vehicles accessing the terminal before terminal entry is allowed for embarkation and are engaged in on-loading of passengers are presumed to be picking up passengers. See section 10-113(d) for a schedule of fees for commercial passenger vehicles. All vehicles must be in compliance with the City of Mobile Code of Ordinances regarding vehicles for hire, including insurance requirements.

TARIFF SECTION 131 DELINQUENT INVOICES, Code Section 10-111, shall be amended to read as follows:

Any invoice issued by the City of Mobile, which is unpaid 30 days after the date the invoice is presented, shall become delinquent.

As to any invoices which are or shall become delinquent, an interest charge of twelve (12) percent per annum of the amount of such invoice shall be due and owing from the date of delinquency until paid.

Such interest charge shall compensate the City for loss of use of such delinquent amount, and shall be calculated on a daily basis based upon a per-annum basis of three hundred sixty-five (365) days.

If an invoice is questioned disputed in accordance with the provisions herein, then such interest shall be due and owing on the correct amount of such disputed invoice from the date of delinquency until paid.

TARIFF SECTION 132 DELINQUENT LIST, Code Section 10-112, shall be amended to read as follows:

All Vessels, their owners and/or agents, stevedoring companies, or other Users of the Facilities of the City of Mobile whose account becomes delinquent as set forth in item no. 130 may be placed on the delinquent list and may be denied use of the Facilities until all such charges together with any other charges due shall have been paid.

Users whose accounts remain on the delinquent list and unpaid for more than thirty (30) days may be placed on "cash in advance" status.

TARIFF SECTION 201 SCHEDULE OF FEES, Code Section 10-113(a)-(b) shall be amended to read as follows:

(a) Dockage Charges. The Water Front Coordinator or the Mayor's appointee shall assign vessels to their berth assignments. Dockage charges will be computed on Length Overall (LOA) of vessel as published in Lloyd's Register of Shipping; dockage will be based on an initial 24-hour period, after which a prorated charge will be assessed based on a 6-hour period or fraction thereof. Notwithstanding the foregoing, dockage charges will not be assessed to Small Commercial Passenger Vessels for Berth A located directly behind Alabama Cruise Ship Terminal.

In Feet Over	In Feet Not Over	Rate Per Foot Per 24 Hour Day
0	199.9	$2.77
200	399.9	$3.64
400	499.9	$4.95
500	599.9	$6.65
600	699.9	$7.72
700	799.9	$9.80
800	899.9	$11.81
900	Above	$14.12

Dockage charges for Berth B, located directly adjacent to and rear of the Mobile Convention Center are as follows:

0-12 hours: $0
12-24 hours: $50.00
24-48 hours: $100.00

Berth B is normally available for temporary moorings only and transient vessels shall not remain there more than 48 hours without permission. If an extended mooring is required, permission and agreement from the City of Mobile shall be required.

The vessel will be charged a rate of $7.00 charge per foot per for one month.

Barges: Barge dockage will be assessed at the rate of $107.46 per barge, per day for standard barges not exceeding 195 LOA. All barges of or exceeding 195 feet LOA will be assessed vessel dockage rate per barge, per day. Dockage will be assessed against all barges whether in berth or moored alongside any vessel for the purpose of delivering or receiving cargo or otherwise.

The City is not a party to the various charter and/or cargo agreements between barge owners, shippers and/or agents involved with barge transportation and will hold the owner of each barge operating within its terminal, responsible for all dockage charges incurred by or against the barge to include barges working alongside any vessel berthed at its facilities.

(b) Wharfage charges.

Per passenger embarkation	$10.00
Per passenger debarkation	$10.00
Per passenger in transit	$10.00

The Wharfage charges listed above do not apply to users of the Mobile Landing Boat Dock or Berth B. The City of Mobile reserves the right to assess Wharfage fees at any time.

TARIFF SECTION 203 SECURITY FEE, Code Section 10-113(c) shall be amended to read as follows:

(c) Every vessel calling on the Terminal and not having regularly scheduled service to the Terminal under the terms of a Cruise Terminal Berthing Agreement, shall be assessed a security fee of $1,500 per port of call day (or part thereof).

The security fee is assessed to recover costs incurred for security assessments, security plans, security audits, equipment purchase, installation and maintenance, and staffing required to implement and maintain surveillance and access controls mandated by the Maritime Transportation Security Act of 2002 and U.S. Coast Guard regulation 33 CFR 105.

SECTION II. REPEALER: All City Code sections and ordinances or parts of City Code sections and ordinances in conflict are hereby repealed.

SECTION III. It is hereby declared to be the intention of the City Council that the sections paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of his Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV. EFFECTIVE DATE: The amendment shall be effective following its adoption and publication.

SECTION V. PUBLICATION: A copy of this ordinance shall be published pursuant and according to law, after its adoption.

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

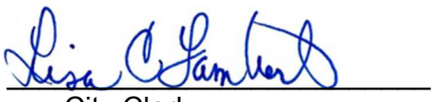
Ayes: Richardson, Manzie, Small, Williams, Daves, Rich and Gregory
Nays: None

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

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 01-011 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on March 31, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 1st day of April, 2019.



City Clerk

CONSENT RESOLUTIONS HELD OVER:

DECLARE THE STRUCTURE AT 905 BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of Tuesday, March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 40-231-2019

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52. Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 905 BALTIMORE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a .public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II, of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, and 8; 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 905 BALTIMORE STREET as:

THAT LOT OF LAND BDED BY A LINE DESC AS FOLL - BEG AT A PT ON THE S/S OF BALTIMORE ST PIS 120 FT FROM, THE PRESENT W/L OF WASHINGTON AVE FROM SD BEG PT EXT WLY ALG THE S/L OF BALTIMORE ST 63 FT & 10 IN TH SLY 156 FT & 1 IN TH E 41 FT & 6 IN TH NLY & PAR WITH WASHINGTON AVE 162 FT & 3 IN TO THE FOB THE SAME BEING LOT #5 ACC TO PLAN MADE BY D M N ROSS CITY SURVEYOR OF THE CITY OF MOBILE AL ON 07/01/84 & ALSO ACC TO PLAT OF BART REC IN 12/1908 IN DBK 137 PG 269 #SEC B7T4S RIW 10 37 0 007

Parcel number: 2910 37 0 007 177

Last assessed to: JO TENA JOHNSON

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 Small moved that the resolution be held over for one (1) week until the regular meeting of Tuesday, April 2, 2019, which 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 resolution held over.

DECLARE THE STRUCTURE AT 957 GORGAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of Tuesday, March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 40-233-2019

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 957 GORGAS STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 957 GORGAS STREET as:

THE EASTERN PT OF LOT 2l IN SQUARE 8 OFTHE EASTON DIV OF THE CHOCTAW PT TRACT MORE PARTICUIARLY DESC AS FOLL BEG AT A PT ON THE S SIDE OF GORGAS (FORMERLY FLORIDA) ST DIS 150 FT 6 IN W OF THE SW GOR OF GORGAS & MARINE ST RUN TH WLY ALG THE S /l OF GORGAS ST 36 FT FOR THE FRONT ORSD LOT & EXTENDING BACK SWLY136 FT 6 IN FOR THE DEPTH HAVING THE SAME WIDTH IN REAR AS IN FRONT BOUNDED NORTH BY GORGAS ST ON THE E BY LOt3 4 & 5 S BY LOT 6 ALL IN SQUARE 8 ON THE W BY LOT NOW OR FORMERLY OF A MADISON:#SEC 37 T4S RIW #MP29 10 37 0 007

Parcel number: 29 10 37 0 007134

Last assessed to REGINALD COLVIN WATSON
Re: SARAH E. COLVIN and REGINALD WATSON

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 Small moved that the resolution be held over for one (1) week until the regular meeting of Tuesday, April 2, 2019, which 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 resolution held over.

DECLARE THE STRUCTURE AT 959 GORGAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of Tuesday, March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 40-234-2019

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52. Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 959 GORGAS STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 959 GORGAS STREET as:

THAT CERTAIN LOT OF LAND ON S/S GORGAS ST -FLORIDA STBET MARINE & GAYLE STS DESC AS BEG AT Pt QN S/S GORGAS ST 388 FT E-LY OF SE COR GAYLE & GORGAS STS RUN TH E-LY AIG S/S GORGAS ST 40 FT TO PT TH S-LV & PAR WITH MARINE ST 136.5 FT TO PTTH W-LY PAR WITH GORGAS ST 40 FT TO PTTH NLY 136.5 FT TO POB #SEC 37 T4S RIW #MP2910 37 0 007

Parcel number: 2910 37 0 007 133

Last assessed to: ROVENA WELLS

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 mall 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 Small moved that the resolution be held over for one (1) week until the regular meeting of Tuesday, April 2, 2019, which 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 resolution held over.

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH DRIVEN ENGINEERING, INC. FOR 2019 CIP 2019 MISCELLANEOUS DRAINAGE REPAIRS-GROUP D, $119,680.00 (D4 & D7) (#1116, 2017-438). The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-257-2019

Sponsored by: Councilmembers Williams and Gregory 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: Driven Engineering, Inc.

Project name: 2019 CIP 2019 Miscellaneous Drainage Repairs - Group D

Estimated cost: $119,680.00

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

RESOLUTIONS HELD OVER:

AUTHORIZE AGREEMENT WITH THE MOBILE HOUSING BOARD FOR A PROPOSED PLAN OF OPERATIONS. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-260-2019

Sponsored by: Mayor Stimpson

WHEREAS, by Resolution No. 01-745, the Mobile City Council authorized an Agreement between the City of Mobile and the Mobile Housing Board for technical assistance to be provided to the Mobile Housing Board; and,

WHEREAS, Section V.(A.) of the Agreement required a Plan of Operations to be prepared within 60 days of the implementation of the Agreement beginning on December 14, 2018; and,

WHEREAS, the Plan of Operations was submitted to the City Council on February 11, 2019 for review; and,

WHEREAS, Section V.(B.) of the Agreement required that the Plan be approved by the City Council within 45 days after it was submitted;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Plan of Operations referenced In Section V of the Agreement between the City of Mobile, Alabama and The Mobile Housing Board is hereby adopted in substantially the same format as attached as Exhibit 1. Said Plan gives an outline of the process by which technical assistance and coordination efforts shall follow and the effort that will be made to retain existing tenants in their current neighborhood by reviewing the inventory of blighted, dilapidated, tax delinquent, and market rate housing as potential replacement units in the area of existing public housing.

A copy of this Plan shall remain 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 Daves and the vote was as follows:

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

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

REALLOCATE $79,398.21 FROM CP MISCELLANEOUS BRIDGE IMPROVEMENTS TO PEDESTRIAN BRIDGE OVER WATER STREET CONVENTION CENTER BRIDGE REPAIRS (2019-3005-01). The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-261-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of $79,398.21 be reallocated from Capital Project (C0048), Miscellaneous Bridge Improvements - Capital Fund 20002000.48010 Construction to Capital Project (C0439) Pedestrian Bridge over Water Street Convention Center Bridge Repairs - Capital Fund 20002000.48010 Construction for District 2.

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

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

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

RE-ALLOCATE $19,511.01 FROM MISCELLANEOUS STREET IMPROVEMENTS, ALABAMA MUNICIPAL TRUST FUND, TO PEDESTRIAN BRIDGE OVER WATER STREET CONVENTION CENTER BRIDGE REPAIRS PROJ#C0439 (PART 2 FUNDING REQUEST) (2019-3005-01). The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-262-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CIPT COUNCIL OF MOBILE, ALABAMA, that the sum of $19,511.01 be reallocated from Capital Project (C0Q12), Miscellaneous Street Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 Construction (C0439) Pedestrian Bridge over Water Street Convention Center Bridge Repairs for District 2.

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

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

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

RE-ALLOCATE $63,044.51 FROM CAPITAL PROJECT (C0012), MISCELLANEOUS STREET IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION; $20,286.26 FROM CAPITAL PROJECT (C0049), ENGINEERING, RIGHT-OF-WAY AND TESTING-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION; $26,669.23 FROM CAPITAL PROJECT (C0052), MISCELLANEOUS DRAINAGE IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION (C0388) 2018 TREE REMOVAL PHASE 1 AND 2, DISTRICTS 2, 3, 4 AND 5. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-263-2019

Sponsored by: Councilmembers, Manzie, Small, Williams and Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of $63,044.51 be reallocated from Capital Project (00012), Miscellaneous Street Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction and the sum of $20,286.26 be reallocated from Capital Project (C0049), Engineering, Right-of-Way and Testing - Alabama Municipal Trust Fund 20102010.48010 Construction, and the sum of $26,669.23 be reallocated from Capital Project (C0052), Miscellaneous Drainage Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 Construction (C0388) 2018 Tree Removal Phase 1 and 2, District 2,3,4 and 5.

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

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

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

AUTHORIZE CONTRACT WITH CANON SOLUTIONS OF AMERICA FOR MANAGED PRINT SERVICES FOR THE MOBILE POLICE DEPARTMENT, $95,580.00 (3 YEARS). The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-264-2019

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 Canon Solutions America, Inc., for managed print service for Mobile Police Department, for three years as needed at unit pricing 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 Daves and the vote was as follows:

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

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

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC. FOR 2018 PAYGO (GROUP B) (D1, 2, 3, 4, 5), $85,500.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-265-2019

Sponsored by: Councilmembers Richardson, Manzie, Small, Williams, 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 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: Southern Earth Sciences, Inc.

Project name: 2018 PAYGO (Group B) (D1, 2, 3, 4 and 5)

COM project no.: 2019-3005-18

Estimated cost: $85,500.00

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

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

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

AUTHORIZE CONTRACT WITH MEDICAL DISPOSAL SYSTEMS FOR DISPOSAL SERVICES FOR BLOOD CONTAMINATED PRODUCTS, $40,500.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-266-2019

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 Medical Disposal Systems, Inc., and to approve the supporting bid award, for Disposal Service for Blood Contaminated Medical Products, Supplies and Sharps, for one year, renewable without further Council approval for two additional one-year periods, as outlined in the contract attached hereto and made a part thereof 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 Daves and the vote was as follows:

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

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

ACCEPT QUIT CLAIM DEED FROM THE VOLUNTEERS OF AMERICA SOUTHEAST, INC. FOR APPROXIMATELY 0.89 ACRES ALONG THREE MILE CREEK FOR THE THREE MILE CREEK GREENWAY TRAIL. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over

for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 23-267-2019

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 Volunteers of America Southeast, Inc. for approximately 0.89 acres of land located along Three Mile Creek for the purposes of acquiring property for the Three Mile Creek Greenway.

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

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

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

AUTHORIZE TEMPORARY CONSTRUCTION AGREEMENT FROM RUBIN FAMILY PARTNERSHIP FOR TIGER 2016 PHASE I-II. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 25-268-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the attached Temporary Construction Easement from Rubin Family Partnership, needed for TIGER 2016 Phase I-II (Project No. 2018-3005-01):

SAID DOCUMENT is by reference made a part of this resolution as fully as set forth herein and copies will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile.

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

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

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

APPROVE THE APPLICATION OF WHC AL, LLC D/B/A ZTRIP FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXICAB SERVICE. The following resolution, which was introduced and read at the regular meeting of Tuesday, March 19, 2019 and held over for one (1) week until the regular meeting of March 26, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-269-2019

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of WHC AL, LLC d/b/a zTrip,

for a Certificate of Public Convenience and Necessity to operate a taxicab 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 Rich moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

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

ORDINANCES BEING INTRODUCED:

AMEND CHAPTER 63 OF THE MOBILE CITY CODE PERTAINING TO RATES FOR WRECKER SERVICES. The following ordinance was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

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) days' 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 l.-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.

AUTHORIZE THE SALE OF CITY PROPERTY LOCATED ON DURANDE DRIVE NOT NOW NEEDED BY THE CITY OF MOBILE. The following ordinance was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

ORDINANCE: 88-013-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

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

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to TBM Investments, LLC, an Alabama limited liability company:

SEE ATTACHED EXHIBIT 'A'

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

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

SECTION FOUR: Michelle Melton, Deputy Director, Real Estate and Asset Management, of the City of Mobile, is hereby authorized and directed to negotiate, and to execute for and in the name and on behalf of the City of Mobile, whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

SECTION FIVE: Said Purchase and Sale Agreement and Deed are by reference made a part of this ordinance as fully as if set forth herein and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Department, 4th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION SIX: The proceeds from this sale to be placed in the Public Facility Improvement Fund.

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

EXHIBIT "A"

Legal Description

3.4 acres on Durande Drive, Key# 870249, **METES AND BOUNDS:** BEG NW COR LOT 22 DELWOOD SUB MBK 5/429 TH S ALG W/L SD SUB & W/L DELCAMP PPTY MBK 23/90 1490 FT(S) TH W 100 FT TH N ALG E/L DURANDE DR 1095 FT(S) TH W 10 FT(S) TH N 318 FT(S) TO S/L GRANT ST TH ALG S/L 109 FT(S) TO POB EXEMPT FOR CITY OF MOBILE #SEC 29 T4S R1W #MP29 09 29 2 000

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 03-271 – 60-315 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:

APPOINT JOSEPH RODRIGUES TO THE ARCHITECHTURAL REVIEW BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-271-2019

Sponsored by: Councilmember Small

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, That Joseph Rodrigues is appointed to the Architectural Review Board effective immediately for a term ending December 31, 2023.

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

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

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

APPROVE REQUISITION OVER $7,500.00 FOR THE WEEK OF MARCH 18, 2019. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-272-2019

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
8263	2019	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT UNLEADED FUEL (SEALED BID 5216)	$16,021.50	(42474) DAVISON OIL COMPANY INC
8262	2019	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT UNLEADED FUEL (SEALED BID 5216)	$16,021.50	(42474) DAVISON OIL COMPANY INC
8261	2019	(2050) EQUIPMENT SERVICES	PRE ORDRER LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	$16,021.50	(42474) DAVISON OIL COMPANY INC
8260	2019	(2050) EQUIPMENT SERVICES	PRE ORDER LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	$16,021.50	(42474) DAVISON OIL COMPANY INC
8259	2019	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	$16,123.35	(279229) PETROLEUM TRADERS CORPORATION
8257	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$16,157.00	(279229) PETROLEUM TRADERS CORPORATION
8256	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	$16,021.50	(42474) DAVISON OIL COMPANY INC

8166	2019	(5000) INFORMATION TECHNOLOGY	RENEWAL SOFTWARE SUBSCRIPTIONS: 1,765 MS EXCHANGE, 200 MS OFFICE 365, 25 POWER BUSINESS INTELLIGENCE PROFESSIONAL W/CASCADING STYLE SHEETS (AL STATE CONTRACT)	$202,297.25	(272932) CDW GOVERNMENT LLC
8100	2019	(5000) INFORMATION TECHNOLOGY	12 10.5IN IPAD PRO TABLETS W/2 YEAR EXTENDED SERVICE AGREEMENT, PROTECTIVE CASE (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	$8,895.72	(272932) CDW GOVERNMENT LLC
8388	2019	(F7000) MOTOR POOL	1 2019 FORD F450 CREW CAB FLATBED DUMP TRUCK W/DROP SIDES (SEALED BID 5231)	$53,180.50	(270013) AUTONATION FORD MOBILE
8387	2019	(F7000) MOTOR POOL	1 2018 INTERNATIONAL MV REG CAB 4X2 FLATBED DUMP TRUCK (SEALED BID 5232)	$79,737.00	(232872) WARD INTERNATIONAL TRUCKS LLC
5065	2019	(F7000) MOTOR POOL	1 2019 KUBOTA RTV-X900 UTILITY VEHICLE (SEALED BID 5251)	$12,386.94	(205775) TOOMEY EQUIPMENT CO INC

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

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

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

APPROVE ITEM BASED BIDS (RADIATION MONITORING EQUIPMENT, OIL CHANGE, TIRE ROTATION, VEHICLE INSPECTION AND INDUSTRIAL SUPPLIES).
The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-273-2019

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)
5267	RADIATION MONITORING EQUIPMENT	3	VARIOUS, SEE BID TAB	Current Model Year/Extendable for 2 additional model years.	SAFEWARE INC
5246	OIL CHANGE< TIRE ROTATION< VEHICLE INSPECTION	8	VARIOUS, SEE BID TAB	For 6 months, renewable for 6 more months, renewable for 2 additional years	FAUSAK TIRES & SERVICE / AUTONATION FORD MOBILE – DOBBS MOBILE BAY LLC
5259	INDUSTRIAL SUPPLIES	130	VARIOUS, SEE BID TABS	For one year, renewable for 2 additional years	VARIOUS, SEE BID TABS

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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2625 GOLD AVENUE, $2,349.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-274-2019

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 2625 Gold Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085 adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 2625 Gold Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 2625 Gold Avenue to be $2,349.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,349.00 shall constitute a special assessment against the property at 2625 Gold Avenue and being that property more particularly described as follows:

LOT 12 BLK 2 PARADISE PARK SUBDIV MBK 6 P 147 #SEC 44 T4S R1W #MP29 02 44 0 013

Parcel #: 29 02 44 0 013 091

Last assessed to: STATE OF ALABAMA
MONTGOMERY, AL 36130

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1511 NEXT STREET, $1,449.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-275-2019

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 1511 Next Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 1511 Next Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 1511 Next Street to be $1,449.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,449.00 shall constitute a special assessment against the property at 1511 Next Street and being that property more particularly described as follows:

LOT 11 GULLEY SUB MBK 4/181 #SEC 44 T4S R1W #MP29 02 44 0 008

Parcel #: 29 02 44 0 008 432

Last assessed to: STATE OF AU\BAMA
MONTGOMERY, AL 36130

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1517 NEXT STREET, $1,980.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-276-2019

Sponsored by: Councilmember Richardson

RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 1517 Next Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 1517 Next Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 1517 Next Street to be $1,980.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,980.00 shall constitute a special assessment against the property at 1517 Next Street and being that property more particularly described as follows:

LOTS 13-15 GULLEY SUBDIVISION MBK4 PAGE 181

Parcel #: 29 02 44 0 008 430

Last assessed to: VLADIMIR BENADA JR
43 SMITH ST
MERRICK, NY 11566

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to

this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2903 FREDERICK STREET, $2,200.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-277-2019

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 2903 Frederick Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 2903 Frederick Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 2903 Frederick Street to be $2,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,200.00 shall constitute a special assessment against the property at 2903 Frederick Street and being that property more particularly described as follows:

LOT 18 BLK K NEESES ADD TO CRICHTON MBK 4 N S PC 168 #SEC 18 T4S R1W #MP29 08 002

Parcel #: 29 08 18 1 002 056

Last assessed to: LOGAN ROBERT H
262 HOSFAULT LN
MOBILE, AL 36607

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 568 GOLDEN AVENUE, $1,570.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-278-2019

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 568 Golden Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 568 Golden Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 568 Golden Avenue to be $1,570.00 and the City Council, having received the report and heard all objections which have been raised by any of the Interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,570.00 shall constitute a special assessment against the property at 568 Golden Avenue and being that property more particularly described as follows:

LOT 43 STRAUSS & SULLIVANS 1ST ADDN OF PRICHARD DBK 156 N S P 266-7 & LOT 42 STRAUSS & SULLIVANS 1ST ADDN OF PRICHARD EXC POR OF SD LOT 42 FRONTING ON GOLDEN AVE (FORMERLY PLEASANT AVE) & HAVING A DEPTH OF 65 FT #SEC 44 T4S R1W #MP29 02 44 0 014

Parcel #: 29 02 44 0 014 082

Last assessed to: BROWN EDWARD
2550 CUMBERLAND BLVD # 106
SMYRNA, GA 30080

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2571 COLLEGE STREET, $2,449.00 (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-279-2019

Sponsored by: Councilmember Richardson

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 2571 College Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 2571 College Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 2571 College Street to be $2,449.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,449.00 shall constitute a special assessment against the property at 2571 College Street and being that property more particularly described as follows:

LOT 35 MC DONOUGH SUBD DBK 156 PG 495 #SEC 44 T4S R1W #MP29 02 44 0 015

Parcel #: 29 02 44 0 015 360

Last assessed to: KERNEY LILLIE DAVIS & JUANITA HARRIS
5651 DIANE DR
MOBILE, AL 36618

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 151 2ND AKA 176 3RD AVENUE, $1,640.00 (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-280-2019

Sponsored by: Councilmember Gregory

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 151 2ND AKA 176 THIRD AVENUE

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 151 2nd aka 176 3rd Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 151 2nd aka 176 3rd Avenue to be $1,640.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,640.00 shall constitute a special assessment against the property at 151 2nd aka 176 3rd Avenue and being that property more particularly described as follows:

LOTS 6, 7,8,9,10,11,12,13,18 19 & 20 BLK 3 WEST MOBILE TERRACE DBK 156 P 570 #SEC 18 T4S R2W#MP28 04 18 3 001

Parcel #: 28 04 18 3 001 086

Last assessed to: BOGGAN DALTON B & FRANCES LAVERNE
211 FAIRWAY AVE
MOBILE, AL 36608

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1305 BASIL STREET, $3,100.00 (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-281-2019

Sponsored by: Councilmember Manzie

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 1305 Basil Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 1305 Basil Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 1305 Basil Street to be $3,100.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $3,100.00 shall constitute a special assessment against the property at 1305 Basil Street and being that property more particularly described as follows:

LOT 14 SQR 33 CAMP GROUND TRT DBK 99 P 243 & BEING FUR DESC AS COMG AT PT DIS OF 120 FT W OF ANN ST RUN TH SLY & PAR WITH ANN ST 188 4/12 FT TH WLY & PAR WITH ADAMS ST 102 FT TH NLY & PAR WITH CUBA ST 176 4/12 FT TO BASIL ST TH ELY ALG S/L OF BASIL ST 45 FT TO POB BDED N BY BASIL ST E BY LOTS 15,16,17 & 18 S BY LOTS 4,5 & 6 W BY LOT 13 #SEC 40 T4S R1W #MP29 06 40 0 007

Parcel #: 29 06 40 0 007 061

Last assessed to: MT TABOR MISSIONARY BAPTIST CHURCH OF MOBILE INC
313 N ANN ST
MOBILE, AL 36603

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2454 NORTH PINEWAY DRIVE, $2,448.00 (DISTRICT 4). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-282-2019

Sponsored by: Councilmember Williams

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 2454 North Pineway Drive

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 2454 North Pineway Drive and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 2454 North Pineway Drive to be $2,448.00 and the City Council, having received the report and heard ail objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,448.00 shall constitute a special assessment against the property at 2454 North Pineway Drive and being that property more particularly described as follows:

LOT 37 1ST UNIT OF MORNING SIDE MANOR MBK 6 P 431-432 #SEC 5 T5S R1W #MP32 02 05 0 001

Parcel #: 32 02 05 0 001 055

Last assessed to: MOBILE CITY OF
P.O. BOX 1827
MOBILE, AL 36693

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 354 ST. CHARLES AVENUE, $2,869.00 (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-283-2019

Sponsored by: Councilmember Manzie

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 354 St. Charles Avenue

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 354 St. Charles Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 354 St. Charles Avenue to be $2,869.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,869.00 shall constitute a special assessment against the property at 354 St, Charles Avenue and being that property more particularly described as follows:

LOT 2 FRANCIS PLACE SUB MBK 6/81 #SEC 44 T4S R1W #MP29 02 44 0 033

Parcel #: 29 02 44 0 033 022

Last assessed to: LOCKETTS RENTAL PROPERTIES LLC
1908 SANDALWOOD DR
MOBILE, AL 36618

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1324 CONGRESS STREET, $2,200.00 (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-284-2019

Sponsored by: Councilmember Manzie

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 1324 Congress Street

WHEREAS, notice has been duly given pursuant to Ordinance No: 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 1324 Congress Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 1324 Congress Street to be $2,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section-1. The amount of $2,200.00 shall constitute a special assessment against the property at 1324 Congress Street and being that property more particularly described as follows:

THAT CERTAIN LOT OF LAND BDED BY LINE DESC AS FOLL COMG AT N/S OF CONGRESS ST AT SW COR OF LOT 17 BLK 29 CAMPGROUND TRT DBK 85 P 47 TH NLY ALG W/L OF SAID LOT 17 DIS OF 100 FT TO NW COR OF SAID LOT TH ELY ALG N/L OF SAID LOT A DIS OF 44 FT TO PT TH SLY IN STGT LINE TO N/L OF CONGRESS ST AT PT DIS OF 28 FT E OF POB TH WLY ALG N/L OF CONGRESS ST DIS OF 28 FT TO POB BEING PT LOT 17 BLK 29 CAMPGROUND TRT DBK 85 P 47 #SEC 40 T4S R1W #MP29 06 40 0 007

Parcel #: 29 06 40 0 007 129

Last assessed to: BLUNT DAVID L
2718 WEST NOTTINGHAM DR
MOBILE, AL 36605

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 2060 STOCKTON DRIVE, $1,200.00 (DISTRICT 3). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-285-2019

Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 2060 Stockton Drive

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 2060 Stockton Drive and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 2060 Stockton Drive to be $1,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,200.00 shall constitute a special assessment against the property at 2060 Stockton Drive and being that property more particularly described as follows:

LOT 11 BLK 7 FULTON RIDGE ESTS MBK4 PGS 110-115#SEC 32 T4S R1W#MP29 11 32 4 002

Parcel #: 29 11 32 4 002 024

Last assessed to: COLEMAN CEDRIC
1816 PRINCETON WOODS DR E
MOBILE, AL 36618

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR DEMOLITION OF STRUCTURE AT 1104 GAYLE STREET, $3,200.00 (DISTRICT 3). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-286-2019

Sponsored by: Councilmember Small

A RESOLUTION FIXING THE COSTS FOR THE DEMOLITION OF STRUCTURE AT 1104 Gayle Street

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the demolition of structure at 1104 Gayle Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of structure at 1104 Gayle Street to be $3,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $3,200.00 shall constitute a special assessment against the property at 1104 Gayle Street and being that property more particularly described as follows:

LOT 6 BLK BDED ON THE E BY GAYLE ST S BY EASTON ST N BY HEUSTIS ST & W BY ODONNELL ST WHICH PLAT IS REC IN DBK 83 N S P 469 SD LOT 6 BEING ON W/S OF GAYLE ST & HAVING FRONT ON SAME OF 44 FT WITH SAME WIDTH IN REAR AS IN FRONT & HAVING DEPTH ON THE N/L OF SD LOT OF 106 FT 3 IN S & ON S/L OF 105 FT 4.5 IN ALSO KNOW AS LOT 6 TERRY S/D DBK 83/469

Parcel #: 29 10 37 0 007 280

Last assessed to: STATE OF ALABAMA
MONTGOMERY, AL 36130

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, 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.

FIX COSTS FOR SECURING OF STRUCTURE AT 2457 NORTH PINEWAY DRIVE, $2,300.00 (DISTRICT 4). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-287-2019

Sponsored by: Councilmember Williams

A RESOLUTION FIXING THE COSTS FOR THE SECURING OF STRUCTURE AT 2457 North Pineway Drive

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the fixing of cost for the securing of structure at 2457 North Pineway Drive and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of structure at 2457 North Pineway Drive to be $3,200.00 and the City Council, having received the report and heard all

objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $3,200.00 shall constitute a special assessment against the property at 2457 North Pineway Drive and being that property more particularly described as follows:

LOT 65 MORNINGSIDE MANOR 1ST UNIT MBK 6 P 432 #SEC 6 T5S R1W #MP32 02 06 0 001

Parcel #: 32 02 06 0 001 203

Last assessed to: WILSON SYRICA
777 STONEBRIDGE PARK CIRCLE
LITHONIA, GA 30058

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall 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, Manzie, Small, Williams, Daves, Rich and Gregory
Nays: None

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

DECLARE THE STRUCTURE AT 2160 CLINTON STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-288-2019

Sponsored by: Councilmember Richardson

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, “Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 2160 Clinton Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 2160 Clinton Street as:

LOTS 4 & 5 BLK B OF TOULMINVILLE EXT MBK 3 P 701-702 #SEC 44 T4S RIW #R/IP29 02 44 0 024

Parcel #: 29 02 44 0 024 257

Last assessed to: SMITH ERNEST JR

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

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

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

DECLARE THE STRUCTURE AT 7676 AVENUE D AKA 6TH AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-289-2019

Sponsored by: Councilmember Gregory

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 7676 Avenue D AKA 6th 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 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 7676 Avenue D AKA 6th Avenue as:

LOTS 16-20 BLK 16 WEST MOBILE TERRACE DBK 156 N S PGS 570-577 #SEC 18 T4S R2W #MP28 0418 3 002

Parcel #: 28 0418 3 002 093

Last assessed to: LINDA SIMPSON

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

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

DECLARE THE STRUCTURE AT 7120 AKA 7110 SEVENTH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-290-2019

Sponsored by: Councilmember Gregory

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 7120 aka 7110 Seventh Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that It is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 7120 aka 7110 Seventh Street as:

LOT 22 BLK 16 MOBILE TERRAC E SUB DBK 156 P 540 #SEC 18 T4S R2W#MP28 0418 4 001

Parcel #: 28 04 18 4 001054.03

Last assessed to: JANNIE M WALLACE

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

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

DECLARE THE STRUCTURE AT 5500 RACINE AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-291-2019

Sponsored by: Councilmember Gregory

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 5500 Racine 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 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 5500 Racine Avenue as:

LOT 15 REVISED OVERLOOK HEIGHTS SUBDIV MBK 10 P 265 #SEC 03 T4S R2W #MP28 02 03 3 002

Parcel #: 28 02 03 3 002 097

Last assessed to: CORPORATION SERVICE COMPANY, INC

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

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

DECLARE THE STRUCTURE AT 7301 AKA 7309 THIRTEENTH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-292-2019

Sponsored by: Councilmember Gregory

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 7301 AKA 7309 Thirteenth Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 7301 AKA 7309 Thirteenth Street as:

LOT 42 CADILLAC PARK SUB MBK 13 P 89 #SEC 18 T4S R2W#MP28 04 181001

Parcel #: 28 0418 1001105

Last assessed to: EARL and ELNORIA WASHINGTON

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, 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 1590. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-293-2019

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 #1590 under the caption "NOXIOUS OR DANGEROU 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 30th day of April, 2019. 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				
	GROUP 1590			Res. No.	
3/26/2019	LOTS TO BE DECLARED			58-	
4/30/2019	LOTS FOR PUBLIC HEARING			58-	
//2019	LOTS TO BE ASSESSED FOR COST			58-	
			Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	3614 The Cedars	894189	917		7	
2	1069 State St	905840	918		2	
3	460 Weinacker Ave	905411	919		2	
4	1615 Midway Ave	906220	920		2	
5	1607 Midway Ave	906219	921		2	
6	1580 Polk St	905821	923		3	
7	1582 Polk St	905820	924		3	
8	1859 Butler St	905999	925		1	
9	1813 St. Charles Ave	906097	945		1	
10	Mount Isalnd Dr E	897682	946		5	
	Parcel No. (29 08 20 4 000 093.011)					
11	1152 Chinquepin St	908715	978		2	
12	1155 Chinquepin St	908721	979		2	
13	1157 Chinquepin St	908713	980		2	
14	961 Texas St	908826	981		2	
15	1815 St Charles Ave	906098	982		1	
16	405 Flint St	908658	983		2	
17	3001 Berkley Ave	909289	984		1	
18	1355 Linwood Dr	912242	985		3	
19	907 Kendrick Dr	909227	986		7	
20	1405 Stewart Rd	906339	987		3	
21	200 Cuba St	913886	1005		2	
		Total		$ -		

District total for this group		Numbers of lots cut	
1	4	1	
2	10	2	
3	4	3	
4	0	4	
5	1	5	
6	0	6	
7	2	7	
	21		0

*ADD Added in from other Groups
*CBO Cut By Owner
*N/A Taken out by Inspector
*CBC Cut By Contractor
*UDL Undeveloped Lot

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.

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR A CONTRIBUTION TO CASA MOBILE, INC. (COURT APPOINTED SPECIAL ADVOCATES) SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $5,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-294-2019

Sponsored by: Councilmember Williams

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

WHEREAS, Councilmember Williams wishes to donate $5,000.00 to the CASA Mobile Inc., (Court Appointed Special Advocates) from his discretionary funds; and

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

WHEREAS, the Mobile City Council determines that this contribution to the CASA Mobile Inc., will be used to find permanent homes for each abused or neglected child that is served by the program and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the CASA Mobile, Inc. serves a public purpose and further approves and directs the payment of same.

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

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR THE LLANFAIR SOUTH YESTER OAKS CIVIC ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $5,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-295-2019

Sponsored by: Councilmember Daves

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

WHEREAS, Councilmember Daves wishes to donate $5,000.00 to the Llanfair South Yester Oaks Civic Association from his discretionary funds; and

WHEREAS, the Attorney General of the State of Alabama has opined that payment of certain expenses is proper If the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this contribution to the Llanfair South Yester Oaks Civic Association, will be used to reimburse a portion of the cost to assist with the installation of their neighborhood surveillance camera system and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the Llanfair South Yester Oaks Civic Association serves a public purpose and further approves and directs the payment of same.

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

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR THE HUFFMAN ESTATES HOMEOWNERS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $2,500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-296-2019

Sponsored by: Councilmember Rich

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

WHEREAS, Councilmember Rich wishes to donate $2,500.00 to the Huffman Estates Homeowners Association from her discretionary funds, and

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

WHEREAS, the Mobile City Council determines that this contribution to the Huffman Estates Homeowners Association, will be used to assist with the installation of neighborhood security camera project and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the Huffman Estates Homeowners Association serves a public purpose and further approves and directs the payment of same.

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

URGE LEGISLATIVE DELEGATION TO ADOPT REGULATIONS TO PERMIT CLASS 2 MUNICIPALITIES TO ADOPT REASONABLE REGULATIONS TO PREVENT THE THEFT OF FIREARMS FROM UNLOCKED VEHICLES. The following resolution was introduced by Councilmember Small.

RESOLUTION: 60-297-2019

Sponsored by: Councilmember Small

Whereas, people in Mobile experience a high number of automobile burglaries; and

Whereas, a significant number of the auto burglaries that occur in Mobile result in guns or ammunition being stolen from vehicles; and

Whereas, the Mobile Police Department estimates that there were approximately 1200 firearms reported stolen during auto burglaries in 2018 and, of those, 80% of the firearms were taken from vehicles that were unlocked; and

Whereas, stolen weapons are often used to commit crimes in the city; and

Whereas, in the last year the City of Mobile has suffered the loss of two police officers, who were both killed with firearms stolen from vehicles; and

Whereas, the Alabama legislature has preempted local regulation of firearms (Ala. Code §13A-11-61.3) so that the City Council is unable to take any legislative action to insure the safety and welfare of its citizens; and

Whereas, the rights guaranteed by the Second Amendment to the United States Constitution to keep and bear arms carries with it the obligation to be responsible with such weapons; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the local legislative delegation is requested and urged to prepare and support legislation that would permit Class 2 municipalities to adopt reasonable regulations to prevent the theft of firearms from unlocked vehicles such as mandatory reporting requirements when weapons are stolen; declaring weapons left in unsecured vehicles as public nuisance; requiring all gun owners to secure their weapons in a responsible manner; authorizing the imposition of civil penalties for failure to properly secure weapons in a vehicle, and other measures that would protect the public.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be held over for two (2) weeks until the regular meeting of Tuesday, April 9, 2019, 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 held over.

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR THE MOBILE REGIONAL SENIOR COMMUNITY CENTER FOUNDATION, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $2,650.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-315-2019

Sponsored by: Councilmembers Rich and Gregory

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

WHEREAS, Councilmember Rich wishes to donate $2,500.00 and Councilmember Gregory wishes to donate $150.00 (Total $2,650.00) to the Mobile Regional Senior Community Center Foundation, Inc. from their discretionary funds; and

WHEREAS, the Mobile Regional Senior Community Center Foundation, 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 payment of certain expenses is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this contribution to the Mobile Regional Senior Community Foundation, Inc. that the funds will be used to assist with the purchase of a billiard table and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the Mobile Regional Senior Community Center Foundation, Inc. serves a public purpose and further approves and directs the payment of same.

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

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 21-298 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.

AUTHORIZE CONTRACT WITH DELL CONSULTING, LLC FOR FIRE ALARM INSTALLATIONS-VARIOUS CITY OF MOBILE HISTORIC FACILITIES, $12,250.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-298-2019

Sponsored by: Mayor Stimpson

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

Name of company: Dell Consulting. LLC

Project name: Various City of Mobile Historic Facilities –
Fire Alarm Installation

Project number: HI-262-17

Amount: $12,250.00 (2017 CIP ID#154, City-Wide)

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.

RESOLUTIONS BEING INTRODUCED:

RE-ALLOCATE $3,050.00 FROM THE CAPITAL FUND (E0033) TO POLICE ADMINISTRATION FUND (1530). The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 09-299-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the funding for equipment totaling $3,050.00 to be reallocated from the Capital Fund (EOOSS) to the Police Administration Fund (1530) to assist with record keeping of the expenditures.

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS, INC. FOR SECURITY UPGRADES-CENTRAL FIRE STATION #3, $8,375.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-300-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: Johnson Controls, Inc.

Project name: Security Upgrades - Central Fire Station #3

Project number: SR-018-19

Amount: $8,375.00

AUTHORIZE PERFORMANCE CONTRACT WITH FEEDING THE GULF COAST, $20,000. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-301-2019

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 performance contract, by and between the City of Mobile and Feeding the Gulf Coast. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PERFORMANCE CONTRACT WITH THE SICKLE CELL DISEASE ASSOCIATION, $5,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-302-2019

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 performance contract, by and between the City of Mobile and Sickle Cell Disease Association of America-Mobile Chapter, Inc. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS, INC. FOR FIRE EXTINGUISHERS INSPECTION AND MAINTENANCE-VARIOUS LOCATIONS, $12,140.00 (SC-020-19). The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-303-2019

Sponsored by: Mayor Stimpson

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

Name of company: Johnson Controls, Inc.

Project name: Fire Extinguishers Inspections & Maintenance
Various City of Mobile Locations

Project number: SC-020-19

Amount: $12,140.00

AUTHORIZE CONTRACT WITH TERRACON CONSULTANTS, INC. FOR 2018 PAYGO (GROUP A) D1, 2, 4, 5 and 6, $74,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-304-2019

Sponsored by: Councilmembers Richardson, Manzie, Williams, Daves, Rich 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: Terracon Consultants, Inc.

Project no.: 2018 PAYGO (Group A) (D1, 2, 4, 5 and 6)

COM project no.: 2019-3005-17

Estimated cost: $74,000.00

AUTHORIZE PERFORMANCE CONTRACT WITH MOBILE BALLET, INC., $10,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-305-2019

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 performance contract, by and between the City of Mobile and Mobile Ballet, Inc. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PERFORMANCE CONTRACT WITH MOBILE AREA TENNIS ASSOCIATION, $95,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-306-2019

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 performance contract, by and between the City of Mobile and Mobile Area Tennis Association, Inc. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH WALTER CONTROLS, INC. FOR DDC CONTROLS SYSTEM INSPECTION AND PREVENTATIVE MAINTENANCE AT THE MOBILE MUSEUM OF ART AND THE PUBLIC SAFETY COMPLEX (1-YEAR SERVICE CONTRACT); $9,450.00; FM-105-19 (10043035.42150). The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-307-2019

Sponsored by: Councilmember Gregory 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: WALTER CONTROLS, INC.

Project name: MOBILE MUSEUM OF ART AND
PUBLIC SAFETY COMPLEX
DDC CONTROLS SYSTEM INSPECTION AND
PREVENTATIVE MAINTENANCE
(1-YEAR SERVICE CONTRACT)

Project number: FM-105-19

Amount: $9,450.00

AUTHORIZE CONTRACT WITH TECS, LLC FOR RIGHT OF WAY DITCH MOWING SERVICES (DAUPHIN ISLAND PARKWAY AND CYPRESS SHORES AREAS), $165,576.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-308-2019

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 TECS, LLC. for one year, renewable without further Council approval for two additional years, and to approve the supporting bid award, for Right of Way Ditch Mowing Services 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.

AUTHORIZE A PERFORMANCE CONTRACT WITH REESE'S SENIOR BOWL LLC, $152,300.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-309-2019

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 performance contract, by and between the City of Mobile and Reese's Senior Bowl, L.L.C. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PROFESSIONAL SERVICES CONTRACT-PATRICIA SUSAN TESSIER, SENIOR ANALYST (DEPARTMENT OF JUSTICE SEXUAL ASSAULT KIT INITIATIVE). The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-310-2019

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 arid attest, respectively, for and on behalf of the City of Mobile, a professional services contract by and between the City of Mobile and Patricia Susan Tessier. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PROFESSIONAL SERVICES CONTRACT-JEREMIAH MOODY, TECHNICIAN (DEPARTMENT OF JUSTICE SEXUAL ASSAULT KIT INITIATIVE). The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 21-311-2019

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 Jeremiah Moody. A copy of said contract is on file in the office of the City Clerk.

ACCEPT TEMPORARY CONSTRUCTION EAEMENT FROM ALABAMA CREDIT UNION NEEDED FOR TIGER 2016 PHASE I-II. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 25-312-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the attached Temporary Construction Easement from Alabama Credit Union, needed for TIGER 2016 Phase I-II (Project No. 2018-3005-01):

SAID DOCUMENT is by reference made a part of this resolution as fully as set forth herein and copies will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile.

ACCEPT TWO PERMANENT DRAINAGE EASEMENTS NEEDED FOR THE FLORIDA STREET DRAINAGE PROJECT, PROJECT #2016-202-02. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 25-313-2019

Sponsored by: Councilmember Richardson and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following, 2 Permanent Drainage Easements for the Florida Street Drainage Project # 2016-202-02.

1. Permanent Drainage Easement from Butch Cassidy's Cafe, Inc.
2. Permanent Drainage Easement from OXYGULF MEDICAL, LLC.

SAID documents being attached hereto and made a part hereof as fully as if set forth herein.

ACCEPT 8 TEMPORARY CONSTRUCTION EASEMENTS NEEDED FOR THE CIP CITY WIDE MISC. DRAINAGE REPAIRS, PROJECT #2018-3005-22. The following resolution was held over for one (1) week until the regular meeting of Tuesday, April 2, 2019.

RESOLUTION: 25-314-2019

Sponsored by: Councilmembers Small, Williams, Rich, Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following 8 Temporary Construction Easements as needed for the 2018-3005-22 CIP City Wide Miscellaneous Drainage Repairs.

1. Temporary Construction Easement from Lisa A. Turner & Robert B, Johnson.
2. Temporary Construction Easement from Russell N. & Kelly E. Lomax.
3. Temporary Construction Easement from Carl G. Johnson & Priscilla Y. Hallstrom.
4. Temporary Construction Easement from Elizabeth A. & Sean P. Marks.
5. Temporary Construction Basement from Cynthia Wallen.
6. Temporary Construction Easement from Jeffrey Hoffort.
7. Temporary Construction Easement from Gregory N. & Claire C. Hamilton.
8. Temporary Construction Easement from Thrash Homestead Corporation.

SAID documents being attached hereto and made a part hereof as frilly as if set forth herein.

ANNOUNCEMENTS:

Councilmember Daves announced a district five meeting will be held on Tuesday, April 2, 2019, 6:00 p.m., at Westminster Presbyterian Church.

Councilmember Small reminded district three residents that a community meeting will be held tonight at 6:00 p.m. at Gilliard Elementary School.

Councilmember Small stated that Pancake Saturday will be held at the R.V. Taylor Plaza on March 30, 2019. Proceeds will benefit the Boys and Girls Club.

Councilmember Small encouraged the public to participate in Mobile United's Crepe Myrtle Trail Ride on Saturday, April 13, 2019.

Councilmember Small remarked that the district three Easter egg hunt will be held at Taylor Park on Saturday, April 20, 2019 from 3:00 p.m. – 5:00 p.m.

Councilmember Small invited citizens to attend the Art and Paddle Peninsula Style event at McNally Park on Saturday, April 27, 2019.

Councilmember Gregory mentioned that she met with residents in the Spring Hill community to discuss Project Shield.

Councilmember Gregory said she has planned a ride along with Hillsdale Heights residents.

Councilmember Gregory stated that a district seven meeting will be held on Thursday, March 28, 2019, at Mobile Botanical Gardens.

Councilmember Gregory announced the Village of Spring Hill will host their annual Sidewalk-A-Thon this Friday.

Councilmember Rich stated the Public Services Committee will meet to discuss Ordinance 63-012.

Councilmember Rich mentioned that she will attend the graduation of the new Mobile Fire Rescue class at Cottage Hill Baptist Church.

Councilmember Rich commented on the success of the Providence Hospital Foundation's Festival of Flowers.

Councilmember Richardson stated that a date for a meeting of the Public Safety Committee will be announced later today.

Councilmember Manzie reported that the district two community meeting held last week was very well attended.

Councilmember Daves moved to adjourn the meeting, 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 regular meeting adjourned at approximately 11:51 a.m.

Approved: April 2, 2019

_____
COUNCIL VICE PRESIDENT

_____
CITY CLERK