

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 13, 2022

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, September 13, 2022, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Absent: None

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 13, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, September 13, 2022, at 10:30 a.m., for the regular meeting.

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

Reverend Roger Randall, Providence Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmembers Small and Carroll asked for a moment of silence for the anniversary of the death of Michael Figures, former Senator, instrumental in helping to form the Mayor/Council form of government in the City of Mobile.

Present on Roll Call:

Chairman: Small
Councilmembers: Penn, Carroll, Reynolds, Daves, Jones, and Gregory
Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of September 6, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson introduced Robert Bryant as the new Director of Animal Services.

Mayor Stimpson encouraged citizens to attend to the Toulminville Community meeting at LeFlore High School, on September 15, 2022, at 6:00 p.m. to talk about the “Neighborhood Plan for Toulminville”.

MINUTES OF SEPTEMBER 13, 2022

Mayor Stimpson announced that a meeting will be held tonight at the Harmon Thomas Community Center from 5:30 p.m. to 7:30 p.m., to discuss plans for Brookley by the Bay Park. Public comments will be taken.

Mayor Stimpson read a proclamation declaring that September 23, 2022, as “Mobile County Master Gardeners Day” in Mobile.

Shonnda Smith, Deputy Executive Director of Public Works, presented the following Employees of the Month:

1. Margaret McNab, Public Services
2. Wendy Mead, Public Works
3. Leslie Pettaway, Parks & Recreation

PRESENTATIONS TO THE COUNCIL

Amberly Harris, Events Mobile New Year’s Eve Moon Pie Drop board member, gave the council information about the 2023 Moon Pie Drop. Fred Richardson, former councilmember for District 1 gave a PowerPoint presentation about the 2023 Moon Pie Drop.

ADOPTION OF THE AGENDA:

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPEALS:

Request of Clara Cunningham King for a waiver of the Noise Ordinance at Public Safety Memorial Park on October 22, 2022, from 12:00 p.m. – 5:00 p.m. (District 5).

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

Request of India Andrews Hartman for a waiver of the Noise Ordinance at Public Safety Memorial Park on November 19, 2022, from 11:00 a.m. – 5:00 p.m. (District 5).

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 915 AND 907 HILLCREST ROAD FROM B-2 TO B-3 (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to rezone located at 915 and 907 Hillcrest Road from B-2 to B-3 (District 6) 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 2721 HARPER AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2721 Harper Avenue a public nuisance and order it demolished (District 1) and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 107 RANDOLPH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 107 Randolph Street a public nuisance and order it demolished (District 1) and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1005 TEXAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1005 Texas Street a public nuisance and order it demolished (District 2) and asked if there was anyone present to speak for or against this matter.

1. Sydney Betbeze, Executive Director of Restore Mobile, 1210 Selma Street, offered comments in favor of demolishing this property.
2. Warren Mason, 1005 Texas Street, stated that the property belonged to him and asked the Council questions.

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 THE STRUCTURE AT 1612 WARDWOOD DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1612 Wardwood Drive a public nuisance and order it demolished (District 3).

No one appeared.

MINUTES OF SEPTEMBER 13, 2022

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:

NON-AGENDA ITEMS:

1. Eddie Irby, 1116 Richard Road, requested help from the Council in finding his uncle's Purple Heart.

AGENDA ITEMS:

The following people offered comments about the proposed 2022-2023 budget:

1. Greg Foster, 2500 Granada Avenue
2. Margaret Fowler, 61 N. Reed Avenue
3. Reggie Norton, 3989 Audubon Drive E.
4. Sylvia Reed, 1783 Princeton Woods Drive W.
5. Reggie Hill, 1007 Center Street

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 1109 ADAMS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of July 12, 2022, and held over for 60 days until the regular meeting of September 13, 2022, was called upon by the Presiding Officer.

RESOLUTION: 40-581-2022

Sponsored by: Councilmember Carroll

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 **1109 Adams 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, 12, 14 and 15;** and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **1109 Adams Street** described as:

LOT 11 BLK 25 CAMP GROUND TRT MBK 1 PG12 #SEC 40 T4S R1W #MP29 06 40 0 004

Parcel Number: 29 06 40 0 004 462

Last Assessed to: OLOG INC A CORPORATION, C/O TOMMY JONES

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."

MINUTES OF SEPTEMBER 13, 2022

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 1110 ADAMS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of July 12, 2022, and held over for 60 days until the regular meeting of September 13, 2022, was called upon by the Presiding Officer.

RESOLUTION: 40-582-2022

Sponsored by: Councilmember Carroll

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 **1110 Adams 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, 12,14 and 15; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **1110 Adams Street** described as:

W 1/2 OF LOT 10 BLK 36 CAMP GROUND TRT MBK 1 P 12 #SEC 40 T4S R1W #MP29 06 40 0 004 9

Parcel Number: 29 06 40 0 004 376

Last Assessed to: ROBERT & MARY SCOTT, 0/0 MAXINE SCOTT

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.

MINUTES OF SEPTEMBER 13, 2022

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 255 CLAY STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED.

The following resolution which was introduced and read at the regular meeting of July 12, 2022, and held over for 60 days until the regular meeting of September 13, 2022, was called upon by the Presiding Officer.

RESOLUTION: 40-583-2022

Sponsored by: Councilmember Carroll

WHEREAS, under the provisions of Chapter 52, Article 11 of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at **255 Clay 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 inspect Checklist/Exhibit A - No. 4, 7, 8,12,14 and 15; and**

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

NOW. THEREFORE. BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **255 Clay Street** described as:

COMG PT ON W/S CLAY ST 137 FT 6 INS S OF SW COR OF CLAY & ADAMS STS TH WLY & PAR W/ADAMS ST 124 FT TH SLY & PAR W/CLAY ST 30 FT TH ELY & NEARLY PAR W/ADAMS ST 124 FT TO W/S CLAY ST TH NLY ON W/S CLAY ST 37 FT 6 INS TO BEG DBK 191 N S P 266 #SEC 40 T4S R1W #MP29 06 40 0 004

Parcel Number: 29 06 40 0 004 434

Last Assessed to: DOROTHY R STEWART

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

MINUTES OF SEPTEMBER 13, 2022

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

DECLARE THE STRUCTURE AT 209 LEXINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED.

The following resolution which was introduced and read at the regular meeting of July 12, 2022, and held over for 60 days until the regular meeting of September 13, 2022, was called upon by the Presiding Officer.

RESOLUTION: 40-584-2022

Sponsored by: Councilmember Carroll

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 **209 LEXINGTON AVENUE** has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **209 LEXINGTON AVENUE** described as:

THE N PART OF LOT 37 BLK 1 DBK 70 N.S. P126 MORE DESC AS FOLL THE N PART OF LOT 37 BLK1 COMM AT THE XW COR OF ST STEPHENS RD & LEXINGTON AVE & RUN TH WLY ALG THE S/L OF ST. STEPHENS RD 115.8 FT TO A PT TH SLY ALG THE E/L OF PPTY NOW OR FORMERLY OF MRS. SWAIN 34.4 FT TO THE N LINE OF THE LOT OF AMIE I. I. EDEN TH ELY ALG SAID LINE TO THE W LINE OF LEXINGTON AVE AT A PT DIS 30 FT N OF LOT 36 OF SAID BLK 1 & TH NLY ALG THE W/L OF LEXINGTON AVE TO THE PLACE OF BEG BEING THE SAME PPTY CONVEYED TO KIRK WILSON BY JAMES MUNRO & WIFE BY DBK 126 N.S. P 493-4 #SEC 25 T4S R1W #MP29 07 25 0 005

Parcel Number: 29 07 25 0 005 159

Last Assessed to: AGUSTIN JAVIER-ESCAMILLA & ALICIA JAVIER

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

MINUTES OF SEPTEMBER 13, 2022

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

RESOLUTIONS HELD OVER:

AUTHORIZE AGREEMENT WITH UNITI FIBER, LLC FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-762-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile an agreement, and any necessary amendments thereafter, between Uniti Fiber LLC. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Uniti Fiber LLC

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street and Installation of a Roundabout at Dauphin Street
COM Project No. 2013-202-07 STPMB-7508 (600)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

AUTHORIZE AGREEMENT WITH ALABAMA POWER FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-763-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, and any necessary amendments thereafter, between Alabama Power (Distribution). A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Alabama Power (Distribution)

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street and Installation of a Roundabout at Dauphin Street
COM Project No. 2013-202-07 STPMB-7508 (600)

Agreement: Non-Reimbursable Agreement for Relocation of Utility

MINUTES OF SEPTEMBER 13, 2022

Facilities on Private or Public Right-of-Way to be Performed
by State Contractor

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

AUTHORIZE AGREEMENT WITH SPIRE-GULF FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-764-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, and any necessary amendments thereafter, between Spire-Gulf. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Spire-Gulf

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street
and Installation of a Roundabout at Dauphin Street
COM Project No. 2013-202-07 STPMB-7058 (600)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

AUTHORIZE AGREEMENT WITH COMCAST CABLE COMMUNICATION OF ALABAMA FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST.

The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-765-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, and any necessary

MINUTES OF SEPTEMBER 13, 2022

amendments thereafter, between Comcast Cable Communication of Alabama. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Comcast Cable Communication of Alabama

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street and Installation of a Roundabout at Dauphin Street
COM Project No. 2013-202-07 STPMB-7508 (600)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

AUTHORIZE AGREEMENT WITH CENTURYLINK COMMUNICATIONS, LLC FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-766-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, and any necessary amendments thereafter, between Centurylink Communications, LLC. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Centurylink Communications, LLC

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street and Installation of a Roundabout at Dauphin Street
COM Project NO. 2013-202-07 STPMB-7508 (600)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

AUTHORIZE AGREEMENT WITH AT&T ALABAMA FOR MCGREGOR AVE. WIDENING; AIRPORT BLVD. TO DAUPHIN ST. The following resolution which was

MINUTES OF SEPTEMBER 13, 2022

introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 01-767-2022

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, and any necessary amendments thereafter, between AT&T Alabama. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: AT&T Alabama

Project Name: McGregor Ave. Widening from Airport Blvd. to Dauphin Street
and Installation of a Roundabout at Dauphin Street
COM Project No. 2013-202-07 STPMB-7508 (600)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO ROUTEWARE, INC. FOR GARBAGE COLLECTION MANAGEMENT SYSTEM; \$21,030.00. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-768-2022

Sponsored by: Mayor Stimpson

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

MINUTES OF SEPTEMBER 13, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13479</u>	2022	(2090B) GARBAGE COLLECTION	ADDITIONAL CAMERAS AND HARDWARE FOR ROUTEWARE GARBAGE COLLECTION ROUTE MANAGEMENT SYSTEM (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$21,030.00	<u>(296885) ROUTEWARE INC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO GALLS, LLC FOR BODY-ARMOR CARRIER-VESTS FOR MPD; \$20,553.00. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-769-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11937</u>	2022	(1530) POLICE ADMIN SERVICES	93 BODY-ARMOR CARRIER-VESTS FOR MPD (BUY BOARD COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$20,553.00	<u>(70216) GALLS LLC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO SITEONE LANDSCAPE SUPPLY FOR IRRIGATION CONTROLLERS, SENSORS, CARTRIDGES & CABINETS FOR VARIOUS CITY PARKS; \$19,720.00. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-770-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12030</u>	2022	(2012) PARKS MAINTENANCE	RAINBIRD IRRIGATION CONTROLLERS, SENSORS, CARTRIDGES, & CABINETS FOR VARIOUS PARKS (SEALED BID 5719)	\$19,720.00	<u>(293780)</u> <u>SITEONE</u> <u>LANDSCAPE</u> <u>SUPPLY LLC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR APPLE IPAD PRO TABLETS AND CASES; PARKS & REC. DEPT.; \$27,998.67. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-771-2022

Sponsored by: Mayor Stimpson

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

MINUTES OF SEPTEMBER 13, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14196</u>	2022	(2012) PARKS MAINTENANCE	21 APPLE IPAD PRO TABLETS WITH CASES FOR MPRD (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT AT PRICE LESS THAN STATE CONTRACT)	\$27,998.67	<u>(272932) CDW GOVERNMENT LLC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO ASPLUNDH TREE EXPERT, LLC FOR TREE AND TREE-LIMB REMOVAL ON DAUPHIN ST.; FORESTRY DEPT.; \$109,000.00. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-772-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14391</u>	2022	(2018) FORESTRY	TREE AND TREE-LIMB REMOVAL/TRIMMING ON DAUPHIN ST (SEALED BID 5701)	\$109,000.00	<u>(295712) ASPLUNDH TREE EXPERT LLC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO INSIGHT PUBLIC SECTOR FOR DESKTOP COMPUTERS; MPD; \$38,827.10. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-773-2022

MINUTES OF SEPTEMBER 13, 2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11734</u>	2022	(1530) POLICE ADMIN SERVICES	65 REFURBISHED HP ELITEDESK G3 800 DESKTOP COMPUTERS FOR MPD (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$38,827.10	<u>(296399)</u> <u>INSIGHT PUBLIC</u> <u>SECTOR</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC CO., INC. FOR DECORATIVE STREET LIGHTING POLES AND FIXTURES; TRAFFIC ENGINEERING DEPT.; \$40,111.68. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-774-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12189</u>	2022	(2060) TRAFFIC ENGINEERING	12 ALUMINUM DECORATIVE STREET LIGHTING POLES WITH FIXTURES FOR MCGREGOR AVE (SEALED BID 5710)	\$40,111.68	<u>(075199)</u> <u>GRAYBAR</u> <u>ELECTRIC CO INC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

MINUTES OF SEPTEMBER 13, 2022

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

APPROVE PURCHASE ORDER TO STRUTHERS RECREATION, LLC FOR BENCHES, TRASH RECEPTACLES, AND PICNIC TABLES FOR VARIOUS CITY PARKS; \$108,038.00. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-775-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12154,</u> <u>12161,</u> <u>12163,</u> <u>12166,</u> <u>12173,</u> <u>12179,</u> <u>12181</u>	2022	(2012) PARKS MAINTENANCE	14 BENCHES, 14 TRASH RECEPTACLES W/BONNETS & LINERS, 28 PICNIC TABLES FOR PARKS (SEALED BID 5712)	\$108,038.00	<u>(297065)</u> <u>STRUTHERS</u> <u>RECREATION LLC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR NETWORK CAMERAS WITH MOUNTS; MPD; \$25,470.55. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 08-776-2022

Sponsored by: Mayor Stimpson

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11737</u>	2022	(1530) POLICE ADMIN SERVICES	10 NETWORK CAMERAS W/ MOUNTS AND 5 POE INJECTORS FOR MPD (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$25,470.55	<u>(272932)</u> <u>CDW</u> <u>GOVERNMENT</u> <u>LLC</u>

MINUTES OF SEPTEMBER 13, 2022

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

ADOPT THE 2022-2023 GENERAL FUND, CAPITAL IMPROVEMENTS FUND, AND CONVENTION CENTER FUND BUDGETS. The following resolution which was introduced and read at the regular meeting of September 13, 2022, was called upon by the Presiding Officer.

RESOLUTION: 09-777-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the 2022-2023 General Fund, Capital Improvements Funds, and Convention Center Fund budgets are adopted.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be held over for two weeks, which was seconded by Councilmember Reynolds, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Jones, and Gregory

Nays: None

Abstain: Daves

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over for until the regular meeting of September 27, 2022.

ACCEPT TEMPORARY CONSTRUCTION EASEMENT MISCELLANEOUS DRAINAGE - GROUP B. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 25-778-2022

Sponsored by: Councilmember Penn and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following Temporary Construction Easement for the Project # 2019-3005-04 CIP Miscellaneous Drainage - Group B, located at 2054 Clemente Ct., Mobile, AL:

1. Temporary Construction Easement, from Senator Vivian Davis Figures

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

MINUTES OF SEPTEMBER 13, 2022

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; COX. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 60-779-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Herman Wright Cox, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; MOORE. The following resolution which was introduced and read at the regular meeting of September 6, 2022, was called upon by the Presiding Officer.

RESOLUTION: 60-780-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of State Farm Insurance as Subrogee of their insured Billy R. Moore, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

ORDINANCES BEING INTRODUCED

ORDINANCE TO DEFINE THE CITY OF MOBILE "CENTRAL BUSINESS DISTRICT". The following ordinance was held over until the regular meeting of September 20, 2022.

ORDINANCE: 01-043-2022

Sponsored by: Councilmember Carroll

MINUTES OF SEPTEMBER 13, 2022

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Chapter 1, Article 1 of the Mobile City Code, 1991, is hereby amended to add a new section defining the City's "Central Business District" as follows:

Sec. 1-10. – Central Business District.

- (a) The "Central Business District" of the City of Mobile is hereby defined and established as follows: That area bounded by Interstate 65 on the North and West, Interstate 10 on the South and East, the Mobile River on the East, and Alternate U.S. Highway 90/Bay Bridge Road and Interstate 165 on the North, but excluding any lands within said area not lying within the corporate limits of the City of Mobile.
- (b) The City Council may in its discretion from time to time re-define and re-determine the boundaries of the City's "Central Business District" as circumstances may require.

Miscellaneous.

- (a) Any ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.
- (c) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.
- (d) This Ordinance shall take effect after its adoption and publication as required by law on the effective date of the Unified Development Code as provided therein in section 64-9-4 thereof.

ORDINANCE TO AMEND "SEC. 14-3, CONTRACT PROCEDURES" OF THE MOBILE CITY CODE, 1991. The following ordinance was held over until the regular meeting of September 20, 2022.

ORDINANCE: 14-044-2022

Sponsored by: Councilmember Carroll

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

Section 1. Amendment.

Sec. 14-3(d) of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

- (d) Performance contracts. All commitments to fund organizations shall require a performance contract and a resolution of the council finding the expenditure serves a public purpose. If the amount of a performance contract is less than \$5,000.00, liability insurance may not be required of the funded organization unless the City Attorney determines that the use of funding creates an unacceptable risk of loss to the City.

Section 2. Miscellaneous.

- (a) All other provisions and sections of the aforesaid Ordinance not amended herein shall remain in full force and effect.
- (b) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.
- (c) This Ordinance shall be effective within the City of Mobile immediately upon its

MINUTES OF SEPTEMBER 13, 2022

adoption and publication as required by law.

REZONE PROPERTY LOCATED AT 915 AND 907 HILLCREST ROAD FROM B-2 TO B-3. The following ordinance was held over until the regular meeting of September 20, 2022.

ORDINANCE: 64-045-2022

Sponsored by: Councilmember Jones

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

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

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

LOTS 1, 2, 3, 4, 5, 6, 13, 14, 15, 16, 17, AND 18 IN BLOCK 48 MOBILE HEIGHTS, FORMERLY CALLED PINEHURST, DELANEY ADDITION TO SPRINGHILL, AS PER PLAT RECORDED IN DEED BOOK 138, PAGE 118 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

AND

LOTS 7, 8, 9, 10, 11, AND 12 IN BLOCK 48 MOBILE HEIGHTS, FORMERLY CALLED PINEHURST, DELANEY ADDITION TO SPRINGHILL, AS PER PLAT RECORDED IN DEED BOOK 138, PAGE 118 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from B-2, Neighborhood Business District to B-3, Community Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-3,

Community Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, Community Business District until all of the conditions set forth below have been complied with: 1) Completion of the Subdivision process; and 2) Full compliance with all municipal codes and ordinances.

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

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 37-783 through 03-806 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (ON OR OFF PREMISES) LICENSE TO HOME 2 SUITES MOBILE; 1485 SATCHEL PAIGE DRIVE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-783-2022

Sponsored by: Councilmember Small

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

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

Submitted by: PR MIG Mobile OPCO, LLC

Location: Home 2 Suites Mobile
1485 Satchel Paige Drive
Mobile, Al 36606

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 2721 HARPER AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-784-2022

Sponsored by: Councilmember Penn

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 **2721 HARPER 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, 5, 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 **2721 HARPER AVENUE** described as:

LOT 216 BLK D TRINITY GDNS 1ST ADD MBK 3 P 332 #SEC 44 T4S R1W #MP29 02 44 0 012

MINUTES OF SEPTEMBER 13, 2022

Parcel Number: 29 02 44 0 012 039

Last Assessed to: PRESLEY ANDREW LEE & ROBERTA C/O LUGRRETHA HOUSE

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 107 RANDOLPH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-785-2022

Sponsored by: Councilmember Penn

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 **107 RANDOLPH 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, 5, 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 **107 RANDOLPH STREET** described as:

BEG AT PT ON W/S OF RANDOLPH ST 189.6 FT N OF NW COR OF OLD SHELL RD & RANDOLPH ST RUN NLY ALG W/S OF RANDOLPH ST 33 FT 4 IN TO PT FOR FRT OF SD LOT & EXC BACK WLY BET PAR/L 139.5 FT M/L FOR DEPTH HAV EQUAL WIDTH IN REAR AS IN FRT BEING 33 FT 4 IN OF LOT 8 IN SQ 5 OF CRICHTON SUB OF CRICHTON DBK 107/216 #SEC 23 T4S R1W #MP29 07 23 0 003

Parcel Number: 29 07 23 0 003 165

Last Assessed to: UMEJEI OBI ETUMIWE FRANCIS A/K/A F E UMEJEI

MINUTES OF SEPTEMBER 13, 2022

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 1005 TEXAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-786-2022

Sponsored by: Councilmember Carroll

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 **1005 TEXAS 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, 5, 6, 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 1005 TEXAS STREET described as:

COM AT A PT WHERE S/L OF TEXAS ST INT W/L OF CHARLES ST RUN W ALG S/L OF TEXAS ST 75 FT TO POB TH CONT W ALG S/L OF TEXAS ST 25 FT TO A PT TH RUN S & PAR TO CHARLES ST 118 FT TO A PT TH RUN E & PAR TO TEXAS ST 25 FT TO A PT TH RUN N & PAR TO CHARLES ST 118 FT TO THE POB #SEC 38 T4S R1W #MP29 10 38 0 003

Parcel Number: 29 10 38 0 003 210.001

Last Assessed to: MASON WARREN W & SHIRLEY A

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."

MINUTES OF SEPTEMBER 13, 2022

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 Carroll moved that the resolution be held over 60 days, which was seconded by Councilmember Penn, and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over 60 days until the regular meeting of November 15, 2022.

DECLARE STRUCTURE AT 1612 WARDWOOD DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-787-2022

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Cods, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at **1612 WARDWOOD DRIVE** 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. 3, 4, 5, 6, 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 **1612 WARDWOOD DRIVE** described as:

LOT 34 WARD SUB 2 MBK 6 P 105-106 #SEC 40 T5S R1W #MP32 09 40 0 001

Parcel Number: 32 09 40 0 001044

Last Assessed to: REALTY VESTED PARTNERS LLC & ARLENE BALUYUT

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

MINUTES OF SEPTEMBER 13, 2022

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC SERVICES EMPLOYEE OF THE MONTH; MCNAB. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-788-2022

Sponsored by: Mayor Stimpson

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

- **September 2022 – Margaret McNab (Employee #13586 – Public Services Administration)**

This employee is to be commended for their exemplary work performance or innovations that significantly reduce costs or result in an outstanding improvement in service to the public.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PARKS & RECREATION EMPLOYEE OF THE MONTH; PETTAWAY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-789-2022

Sponsored by: Mayor Stimpson

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

- **Date September 13, 2022 – Name: Leslie Pettaway (Employee #15182) Parks & Recreation (Community Centers)**

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

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

MINUTES OF SEPTEMBER 13, 2022

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC WORKS AT LARGE (INSPECTION SERVICES) EMPLOYEE OF THE MONTH; MEAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-790-2022

Sponsored by: Mayor Stimpson

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

- **September 2022 – Wendy Mead (Employee # 4487) Public Works at Large (Inspection Services)**

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

DETERMINE AN APPROPRIATION TO AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-791-2022

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$5,000.00** to Africatown Community Development Corporation, from his discretionary funds; and

WHEREAS, Africatown Community Development Corporation, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Africatown Community Development Corporation will be used to assist with efforts to eradicate the blight within the community and to service the needs of residents while promoting pride, dignity, and ownership, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$5,000.00** to Africatown Community Development

MINUTES OF SEPTEMBER 13, 2022

Corporation for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

DETERMINE AN APPROPRIATION TO 100 BLACK MEN OF GREATER MOBILE, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-792-2022

Sponsored by: Mayor Stimpson

WHEREAS, Mayor Sandy Stimpson wishes to appropriate **\$2,400.00** to 100 Black Men Greater Mobile, Inc., from his discretionary funds; and

WHEREAS, 100 Black Men Greater Mobile, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to 100 Black Men Greater Mobile, Inc., will be used to aid in improving the lives of youth in our community through mentoring, economic development, health & wellness awareness, and enhancement of educational experience, which will serve a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2,400.00** to 100 Black Men Greater Mobile, Inc. for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

DETERMINE AN APPROPRIATION TO MOUNT ZION PRIMITIVE BAPTIST CHURCH SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-793-2022

Sponsored by: Mayor Stimpson

MINUTES OF SEPTEMBER 13, 2022

WHEREAS, Mayor Sandy Stimpson wishes to appropriate **\$1,500.00** to Mount Zion Primitive Baptist Church, from his discretionary funds; and

WHEREAS, Mount Zion Primitive Baptist Church is an Alabama unincorporated religious association which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Mount Zion Primitive Baptist Church to assist with their annual "LOVEFEST," a rally against violence to be held on September 17, 2022, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$1,500.00** to Mount Zion Primitive Baptist Church for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

DETERMINE AN APPROPRIATION TO THE BOYS AND GIRLS CLUBS OF SOUTH ALABAMA, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-794-2022

Sponsored by: Mayor Stimpson

WHEREAS, Mayor Sandy Stimpson wishes to appropriate **\$21,000.00** to The Boys and Girls Clubs of South Alabama, Inc., from his discretionary funds; and

WHEREAS, The Boys and Girls Clubs of South Alabama, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Boys and Girls Clubs of South Alabama, Inc., will be used to assist with dues for families who can't afford to pay and The Boy and Girls Club fund, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$21,000.00** to The Boys and Girls Clubs of South Alabama, Inc. for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

MINUTES OF SEPTEMBER 13, 2022

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

Ayes: Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None
Abstain: Penn

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

DETERMINE AN APPROPRIATION TO BIG BROTHERS BIG SISTERS OF SOUTH ALABAMA, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-795-2022

Sponsored by: Mayor Stimpson

WHEREAS, Mayor Sandy Stimpson wishes to appropriate **\$5,000.00** to Big Brothers Big Sisters of South Alabama, Inc., from his discretionary funds; and

WHEREAS, Big Brothers Big Sisters of South Alabama, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Big Brothers Big Sisters of South Alabama, Inc., will be used to aid in improving the lives of youth in our community through mentoring, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$5,000.00** to Big Brothers Big Sisters of South Alabama, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

DETERMINE AN APPROPRIATION TO THE NEST CORPORATION, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution as introduced by Councilmember Daves.

RESOLUTION: 60-796-2022

Sponsored by: Mayor Stimpson

WHEREAS, Mayor Sandy Stimpson wishes to appropriate **\$10,000.00** to The Nest Corporation, Inc., from his discretionary funds; and

MINUTES OF SEPTEMBER 13, 2022

WHEREAS, The Nest Corporation, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Nest Corporation, Inc., will be used to aid and support the Family Assistance Program providing services such as tutoring, ACT prep courses, counseling service, and emergency home assistance for families, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$10,000.00 to The Nest Corporation, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory

Nays: None

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

DETERMINE AN APPROPRIATION TO THE MOBILE COUNTY DISTRICT ATTORNEY'S OFFICE SERVES A PUBLIC PURPOSE AND APPORVE PAYMENT.

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-797-2022

Sponsored by: Mayor Stimpson

WHEREAS, Mayor Stimpson wishes to appropriate **\$16,500.00** to the Mobile County District Attorney's Office for an addition to the Mobile County Law Enforcement Memorial, from his discretionary funds; and

WHEREAS, the Mobile County District Attorney's Office is an Alabama elected official who serves the community; and

WHEREAS, the Mobile City Council determines that the appropriation to the Mobile County District Attorney, used to purchase bronze material to create a statue for the public memorial to law enforcement personnel, serves a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that the appropriation of \$16,500.00 to the Mobile County District Attorney, for the purpose described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile Mayor discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

MINUTES OF SEPTEMBER 13, 2022

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

RE-APPOINT LEWIS GOLDEN (D4), JEREMY MILLING (D5), AND ADAM METCALFE (D7) TO THE BOARD OF ADJUSTMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-806-2022

Sponsored by: Councilmembers Reynolds, Daves, and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Lewis Golden (D4), Jeremy Milling (D5), and Adam Metcalfe (D7) are reappointed to the Board of Adjustment effective immediately terms ending September 13, 2025.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

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

CIP RESOLUTIONS BEING INTRODUCED

REALLOCATE \$140,000.00 FROM MOBILE MUSEUM OF ART-POWER & HVAC IMPROVEMENTS TO MOBILE MUSEUM OF ART-CLIMATE CONTROL TO REPLACE CHILLER. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 09-798-2022

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, to reallocate the sum of \$140,000.00 from C0567 (Mobile Museum of Art-Pwr & HVAC Improvements), 20002000.48040(Construction) in the Capital Improvement Fund (2000) to GMMOACHLL(CLIMATE CONTROL MMOA); (5000)50005000.93030 (MISC GR EXP-CP IMPROV) to replace and complete the purchase of a new chiller for Mobile Museum of Art.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AGREEMENT WITH FOUR MOONS, LLC TO ELECTRONICALLY TRACK DISADVANTAGED BUSINESS PARTICIPATION WITH CITY CONTRACTS; \$45,000 PER YEAR FOR 3 YEARS. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 01-799-2022

Sponsored by: Mayor Stimpson

MINUTES OF SEPTEMBER 13, 2022

WHEREAS, the City of Mobile adopted Ordinance 14-080-2020 on July 7, 2020, for the purpose of providing equal access to City contracts by those businesses and individuals that are disadvantaged; and

WHEREAS, the City’s Office of Supplier Diversity tracks participation by these businesses and individuals so as to comply with Ordinance 14-080-2020;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to enter into an agreement with Four Moons, LLC, in an amount not to exceed \$45,000 per year for 3 years, to assist the Office of Supplier Diversity to more efficiently track, through electronic means, participation by contractors and subcontractors as described in Ordinance 14-080-2020:

AUTHORIZE AGREEMENT FOR GRANT APPLICATION WITH THE SOUTHWEST ALABAMA REGIONAL HIGHWAY SAFETY OFFICE, COMMUNITY TRAFFIC SAFETY PROGRAM. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 01-800-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement for grant participation with the Southwest Alabama Regional Highway Safety Office, Community Traffic Safety Program (CTSP) for traffic grants as outlined in the agreement attached hereto and made a part hereof as though set forth in full.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept grant funds, if offered, and to sign any agreements or other documents in connection with the Community Traffic Safety Program and to provide any information required by the Southwest Alabama Regional Highway Safety Office. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

APPROVE PURCHASE ORDER TO KIMBALL INTERNATIONAL FOR FURNITURE FOR MPD CYBER GULF COAST TECHNOLOGY CENTER; \$44,774.50. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 08-801-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13530</u>	2022	(1545) POLICE CYBER DIVISION	FURNITURE FOR MPD CYBER GULF COAST TECHNOLOGY CENTER (AL STATE CONTRACT)	\$44,774.50	(282081) <u>KIMBALL INTERNATIONAL</u>

MINUTES OF SEPTEMBER 13, 2022

APPROVE PURCHASE ORDER TO TPM, INC. FOR ANNUAL SUBSCRIPTION RENEWAL FOR PLAN REVIEW SOFTWARE; \$21,858.00. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 08-802-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10588</u>	2022	(5000) INFORMATION TECHNOLOGY	ANNUAL SUBSCRIPTION RENEWALS AND UPGRADES FOR BLUEBEAM COLLABORATIVE PLAN-REVIEW SOFTWARE (SEALED BID 5717)	\$21,858.00	<u>(297982) TPM INC</u>

APPROVE PURCHASE ORDER TO OZARK MATERIALS, LLC FOR THERMOPLASTIC ROADWAY MARKING MATERIALS; TRAFFIC ENGINEERING, \$17,133.22. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 08-803-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10246</u>	2022	(2060) TRAFFIC ENGINEERING	THERMOPLASTIC ROADWAY MARKING MATERIALS FOR TRAFFIC ENGINEERING (SEALED BID 5720)	\$17,133.22	<u>(295499) OZARK MATERIALS LLC</u>

APPROVE PURCHASE ORDER TO SAFETY ZONE HOLDINGS, INC. FOR COMPACT DIESEL TOWABLE LIGHT TOWERS; MPD; \$52,778.00. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 08-804-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order

MINUTES OF SEPTEMBER 13, 2022

to the indicated vendor in the approximate amount stated, and to approve the supporting bid award If required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7698</u>	2022	(1530) POLICE ADMIN SERVICES	FOUR WANCO WLTT COMPACT DIESEL TOWABLE LIGHT TOWERS FOR MPD (SEALED BID 5690)	\$52,778.00	<u>(297995) SAFETY ZONE HOLDINGS, INC</u>

AUTHORIZE CONTRACT WITH DAVIS SOUTH BARNETTE & PATRICK, LLC FOR PUBLIC SAFETY RECRUITING DIGITAL MARKETING SERVICES. The following resolution was held over until the regular meeting of September 20, 2022.

RESOLUTION: 21-805-2022

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 professional services contract, by and between the City of Mobile and Davis South Barnette & Patrick, LLC, to provide Public Safety Recruiting Digital Marketing Services, for one year, in an amount not to exceed \$200,000.00, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

ANNOUNCEMENTS

Councilmember Penn announced a Toulminville Community meeting will be held on September 15, 2022, at 6:00 p.m., at LeFlore High School.

Councilmember Carroll announced the grand re-opening of the old African American Museum on Martin Luther King, Jr. Avenue will be held on September 24, 2022, at 11:00 a.m.

Councilmember Daves announced a Finance Committee meeting will be held next Tuesday, September 20, 2022, at 1:00 p.m.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 12:03 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK

