MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 31, 2023

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, January 31, 2023, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynolds, Daves, Jones, and Gregory
Absent:

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, JANUARY 31, 2023

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, January 31, 2023, at 10:30 a.m., for the regular meeting.

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

Father Fred Boni, St. Catherine of Siena Catholic Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small
Vice-Chairman: Gregory
Councilmembers: Penn, Carroll, Reynolds, Daves, and Jones
Absent:

STATEMENT OF RULES BY PRESIDING OFFICER

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

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson reported that The Alabama Big 10 Mayors meeting was held in Mobile on this past Sunday.

Mayor Stimpson announced that the Senior Bowl game will be held on Saturday, February 4, 2023, at the Hancock Whitney Stadium at 1:30 p.m.

Mayor Stimpson stated that a group of Congressmen along with members of the Alabama Delegation are meeting to pray ahead of the National Prayer Breakfast on Thursday, February 2, 2023, at the Bible Museum.

Mayor Stimpson read a proclamation declaring February 2023 as "American Heart Month" in Mobile.

MONTHLY FINANCE REPORT

Bob Holt, Finance Executive Director, presented the December 2022 finance report.

ADOPTION OF THE AGENDA:

Councilmember Jones moved to adopt the agenda, which move 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 agenda adopted.

APPEALS

Request of Stephen Breland for a waiver of the Noise Ordinance at 951 Westbury Drive on March 4, 2023, from 3:00 p.m. – 10:00 p.m. (District 6).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

Request of Ultimate Audio Fabrication, LLC for a waiver of the Noise Ordinance at 3404 Moffett Road on February 3, 2023, from 6:00 p.m. – 9:00 p.m. (District 1).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

Request of Bettye Brown for a waiver of the Noise Ordinance at 2607 Berkley Avenue on February 19, 2023, from 12:00 p.m. – 9:00 p.m. (District 1).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

Request of The Insider Food Hall for a waiver of the Noise Ordinance at 518 Dauphin Street on February 19, 2023, from 2:30 p.m. – 10:00 p.m. (District 2).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

Request of Susan Nelson Pickard for a waiver of the Noise Ordinance at Cooper Riverside Park on April 22, 2023, from 8:00 a.m. – 11:00 a.m. (District 2).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

Request of Shane Jones for a waiver of the Noise Ordinance at Medal of Honor Park on April 8, 2023, from 8:00 a.m. – 8:00 p.m. (District 6).

Councilmember Carroll moved to grant the waiver, which motion 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 waiver granted.

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1056 ETTA 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 1056 Etta Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1408 LINWOOD 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 1408 Linwood Drive 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

NON-AGENDA ITEMS:

Harry Teaford, 7 N. Bayou Street, offered comments regarding qualitative growth versus quantitative economic community growth.

Valenia Green, requested help for homeless women and housing issues.

Sabrina Mass, 1050 Belvedere Circle, gave comments regarding prayer for the City.

Jane Bartlett Nenstiel, 3000 Television Avenue, gave updates about the Mobile City-County Youth Council's recent workshop held at GulfQuest.

Reggie Hill, 1007 Center Street, spoke about annexation and public safety.

NOTE: Councilmember Reynolds introduced Tina Peru with the Southwest Mobile County Chamber along with all the participants of the Tillman's Corner Area Learning Leadership Program.

AGENDA ITEMS:

Timothy Hollis, 1924 Seale Street, offered comments about ordinance 88-006.

ORDINANCES HELD OVER

REZONE PROPERTY LOCATED AT 1710 DAUPHIN ISLAND PARKWAY, 2005 & 2009 DOUGLAS LANE, AND 2008 FAYE STREET FROM R-1 AN DB-2 TO B-2. The following ordinance which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called upon by the Presiding Officer.

ORDINANCE: 64-004-2023

Sponsored by: Councilmember Small

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE AS FOLLOWS:
Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

THAT CERTAIN PIECE OF PORTION OF LAND, DESIGNATED AS PARCEL 1 OF RESUBDIVISION OF LOTS 6, 7, 10, & 11 AND PARCELS A & B, BLOCK 2 OF HAKANSON SUBDIVISION, SITUATED IN SECTION 34, TOWNSHIP 5 SOUTH, RANGE 1 WEST, MOBILE COUNTY, ALABAMA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8" CAPPED IRON ROD FOUND ON THE SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE AND WESTERLY RIGHT OF WAY OF DAUPHIN ISLAND PARKWAY S00°09'55"W A DISTANCE OF 94.92 FEET TO A 5/8" CAPPED IRON ROD FOUND; THENCE ALONG SAID WESTERLY RIGHT OF WAY OF DAUPHIN ISLAND PARKWAY S12°39'26"E A DISTANCE OF 229.86 FEET TO A 5/8" CAPPED IRON ROD SET ON THE SAID WESTERLY RIGHT OF WAY LINE OF DAUPHIN ISLAND PARKWAY AND NORTHERLY RIGHT OF WAY LINE OF FAYE STREET; THENCE DEPARTING SAID WESTERLY RIGHT OF WAY LINE OF DAUPHIN ISLAND PARKWAY AND ALONG SAID NORTHERLY RIGHT OF WAY LINE OF FAYE STREET N89°40'51"W A DISTANCE OF 174.58 FEET TO A 5/8" CAPPED IRON ROD SET; THENCE DEPARTING SAID NORTHERLY RIGHT OF WAY OF FAYE STREET N00°05'11"W A DISTANCE OF 147.22 FEET TO A 5/8" CAPPED IRON ROD SET; THENCE S85°30'51"W A DISTANCE OF 24.18 FEET TO A ½" IRON ROD WITH FLAGGING FOUND; THENCE N00°21'50"W A DISTANCE OF 142.41 FEET TO A 1" CRIMPED IRON PIPE -FOUND ON THE SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE; THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE N81°20'11"E A DISTANCE OF 99.92 FEET TO A ½" CAPPED IRON ROD FOUND; THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE N83°07'41"E A DISTANCE OF 102.29 FEET TO A 5/8" CAPPED IRON ROD SET;

THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE N88°38'13"E A DISTANCE OF 23.89 FEET TO A MAG NAIL FOUND; THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF DOUGLAS LANE N88°36'03"E A DISTANCE OF 94.34 FEET TO THE POINT OF BEGINNING.

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

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

The ordinance was read by the City Clerk, whereupon Councilmember Small moved to adopt the ordinance, 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 ordinance adopted.

REZONE PROPERTY LOCATED AT 6712 OLD DOBBIN DRIVE NORTH FROM R-1, R-2 AND B-1 TO R-1. The following ordinance which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called upon by the Presiding Officer.

ORDINANCE: 64-005-2023

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:

PARCEL A:

COMMENCING AT A POINT ON THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 5 SOUTH RANGE 2 WEST, MOBILE COUNTY, ALABAMA WHERE IT IS INTERSECTED BY THE SOUTH RIGHT OF WAY LINE OF A 40 FOOT SERVICE ROAD SOUTH OF AND PARALLEL WITH COTTAGE HILL ROAD, SAID POINT BEING THE NORTHEAST CORNER OF ASHVILLE, UNIT ONE, ACCORDING TO PLAT RECORDED IN MAP BOOK 66 PAGE III OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, RUN SOUTH

00 DEGREES 09 MINUTES 20 SECONDS WEST ALONG THE EASTERN BOUNDARY OF ASHVILLE, UNIT ONE 280.70 FEET TO A POINT; THENCE CONTINUING ALONG SAID EASTERN BOUNDARY OF ASHVILLE, UNIT ONE RUN NORTH 89 DEGREES 18 MINUTES 55 SECONDS EAST 221.41 FEET TO A POINT; THENCE CONTINUING ALONG SAID EASTERN BOUNDARY RUN SOUTH 68 DEGREES 34 MINUTES 44 SECONDS EAST 130.86 FEET TO THE NORTHWEST CORNER OF CARRIAGE HILLS, UNIT TWO, ACCORDING TO PLAT RECORDED IN MAP BOOK 24, PAGE 92 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, SAID POINT BEING THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE ALONG THE WESTERN BOUNDARY OF SAID CARRIAGE HILLS, UNIT TWO, RUN AS FOLLOWS: SOUTH 16 DEGREES 14 MINUTES 47 SECONDS WEST 111.93 FEET, SOUTH 22 DEGREES 30 MINUTES 13 SECONDS EAST 170.00 FEET, SOUTH 04 DEGREES 24 MINUTES 43 SECONDS EAST 109.05 FEET, SOUTH 17 DEGREES 08 MINUTES 07 SECONDS WEST 70.0 FEET, SOUTH 00 DEGREES 08 MINUTES 07 SECONDS WEST 665.10 FEET TO THE NORTHWEST CORNER OF CARRIAGE HILLS, UNIT FOUR, ACCORDING TO PLAT RECORDED IN MAP BOOK 26 PAGE 31 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE WESTERN BOUNDARY OF SAID CARRIAGE HILLS UNIT FOUR, RUN AS FOLLOWS: SOUTH 42 DEGREES 38 MINUTES 07 SECONDS WEST 158.00 FEET SOUTH 19 DEGREES 08 MINUTES 51 SECONDS WEST 32.09 FEET, SOUTH 11 DEGREES 06 MINUTES 39 SECONDS EAST 170.0 FEET, SOUTH 00 DEGREES 36 MINUTES 39 SECONDS EAST 250,0 FEET, SOUTH 21 DEGREES 36 MINUTES 39 SECONDS EAST 260 FEET, NORTH 69 DEGREES 08 MINUTES 38 SECONDS EAST 71.40 FEET, SOUTH 08 DEGREES 15 MINUTES 32 SECONDS WEST 225.00 FEET, SOUTH 04 DEGREES 45 MINUTES 32 SECONDS WEST 205.00 FEET TO THE SOUTHWEST CORNER OF SAID CARRIAGE HILLS, UNIT FOUR; THENCE ALONG THE SOUTHERN BOUNDARY OF SAID CARRIAGE HILLS, UNIT FOUR, RUN SOUTH 71 DEGREES 14 MINUTES 28 SECONDS EAST 170,00 FEET TO THE NORTHWEST CORNER OF CARRIAGE HILLS, UNIT FIVE ACCORDING TO PLAT RECORDED IN MAP BOOK 26 PAGE 51 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY ALABAMA; THENCE ALONG THE WESTERN BOUNDARY OF SAID CARRIAGE HILLS, UNIT FIVE, RUN SOUTH 39 DEGREES 05 MINUTES 43 SECONDS EAST 44.49 FEET TO THE NORTHWEST CORNER OF CARRIAGE HILLS, UNIT SIX ACCORDING TO PLAT RECORDED IN MAP BOOK 26 PAGE 109 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE WESTERN BOUNDARY OF SAID CARRIAGE HILLS, UNIT SIX, RUN AS FOLLOWS: SOUTH 35 DEGREES 47 MINUTES 57 SECONDS WEST 344.67 FEET, SOUTH 82 DEGREES 11 MINUTES 57 SECONDS WEST 84.95 FEET, SOUTH 00 DEGREES 12 MINUTES 03 SECONDS EAST 750.00 FEET, SOUTH 13 DEGREES 00 MINUTE 57 SECONDS WEST 215.05 FEET TO THE NORTHEAST CORNER OF CHELSEA, UNIT TWO, ACCORDING TO PLAT RECORDED IN MAP BOOK 58 PAGE 121 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE NORTHERN BOUNDARY OF SAID CHELSEA, UNIT TWO RUN AS FOLLOWS; NORTH 67 DEGREES 58 MINUTES 45 SECONDS WEST 23.28 FEET, SOUTH 73 DEGREES 23 MINUTE 36 SECONDS WEST 37.80 FEET, SOUTH 88 DEGREES 01 MINUTES 28 SECONDS WEST 100.40 FEET, NORTH 78 DEGREES 17 MINUTES 13 SECONDS WEST 38.00 FEET, SOUTH 73 DEGREES 35 MINUTES 25 SECONDS WEST 45.53 FEET, SOUTH 83 DEGREES 56 MINUTES 56 SECONDS WEST 82.26 FEET, SOUTH 80 DEGREES 05 MINUTES 10 SECONDS WEST 84.51 FEET, SOUTH 77 DEGREES 36 MINUTES 42 SECONDS WEST 96.74 FEET, SOUTH 69 DEGREES 00 MINUTES 48 SECONDS WEST 145.45 FEET, NORTH 66 DEGREES 00 MINUTES 52 SECONDS WEST 87.50 FEET, NORTH 70 DEGREES 01 MINUTES 43 SECONDS WEST 28.57 FEET, SOUTH 80 DEGREES 43 MINUTES 13 SECONDS WEST 55.18 FEET, SOUTH 44 DEGREES 07 MINUTES 19 SECONDS WEST 42.54 FEET, SOUTH 70 DEGREES 36 MINUTES 08 SECONDS WEST 149.28 FEET, SOUTH 44 DEGREES 56 MINUTES 38 SECONDS WEST 250 FEET, MORE OR LESS TO THE CENTER OF MILKHOUSE CREEK; THENCE ALONG THE MEANDERING OF SAID CENTER OF MILKHOUSE CREEK RUN NORTHWARDLY 1350 FEET MORE OR LESS TO THE SOUTHEAST CORNER OF SHADOW CREEK, ACCORDING TO PLAT RECORDED IN MAP BOOK 84 PAGE 40 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE

EASTERN BOUNDARY OF SAID SHADOW CREEK, SAID EASTERN BOUNDARY BEING THE CENTER OF MILKHOUSE CREEK RUN NORTHWARDLY 200 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF SHADOW CREEK, SAID CORNER BEING THE SOUTHEAST CORNER OF CHARLESTON OAKS, UNIT FOUR, ACCORDING TO THE PLAT RECORDED IN MAP BOOK 52 PAGE 77 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE EASTERN BOUNDARY OF SAID CHARLESTON OAKS, UNIT FOUR SAID EASTERN BOUNDARY BEING THE CENTER OF MILKHOUSE CREEK RUN NORTHWARDLY 620 FEET, MORE OR LESS TO THE NORTHEAST CORNER OF SAID CHARLESTON OAKS, UNIT FOUR, SAID POINT BEING THE SOUTHEAST CORNER OF CHARLESTON OAKS, UNIT FIVE ACCORDING TO PLAT RECORDED IN MAP BOOK 53 PAGE 31 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE EASTERN BOUNDARY OF CHARLESTON OAKS, UNIT FIVE, SAID EASTERN BOUNDARY BEING THE CENTER OF MILKHOUSE CREEK, RUN NORTHWARDLY 1670 FEET MORE OR LESS, TO THE NORTHEAST CORNER OF SAID CHARLESTON OAKS, UNIT FIVE, SAID POINT BEING ON THE NORTH LINE THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 5 TOWNSHIP 5 SOUTH RANGE 2 WEST; THENCE ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5 TOWNSHIP 5 SOUTH RANGE 2 WEST, RUN SOUTH 89 DEGREES 50 MINUTES 05 SECONDS EAST 843. 76 FEET MORE OR LESS TO A POINT ON THE EAST LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 WEST; THENCE ALONG THE EAST LINE RUN NORTH 00 DEGREES 09 MINUTES 20 SECONDS WEST 25.00 FEET TO A POINT; THENCE RUN NORTH 89 DEGREES 50 MINUTES 05 SECONDS WEST 451 FEET, MORE OR LESS TO THE CENTER OF MILKHOUSE CREEK; THENCE ALONG SAID CENTER OF MILKHOUSE CREEK RUN NORTHWARDLY 344 FEET, MORE OR LESS TO A POINT THAT WOULD BE A WESTWARD EXTENSION OF THE SOUTHERN BOUNDARY OF THE AFOREMENTIONED ASHVILLE, UNIT ONE; THENCE ALONG SAID EXTENSION AND ALONG SAID SOUTHERN BOUNDARY OF ASHVILLE, UNIT ONE, RUN NORTH 76 DEGREES 18 MINUTES 45 SECONDS EAST 404 FEET MORE OR LESS TO A POINT; THENCE CONTINUING ALONG SAID SOUTHERN BOUNDARY OF ASHVILLE, UNIT ONE RUN NORTH 85 DEGREES 48 MINUTES 45 SECONDS EAST 238.07 FEET TO A POINT; THENCE ALONG THE SOUTHEASTERN BOUNDARY OF ASHVILLE, UNIT ONE, RUN AS FOLLOWS: NORTH 38 DEGREES 35 MINUTES 05 SECONDS EAST 150.00 FEET, NORTH 34 DEGREES 37 MINUTES 21 SECONDS EAST 50.12 FEET, NORTH 43 DEGREES 05 MINUTES 05 SECONDS EAST 165.00 FEET, NORTH 51 DEGREES 09 MINUTES 25 SECONDS EAST 170.38 FEET TO THE POINT OF BEGINNING.

PARCEL B:
COMMENCE AT THE SOUTHWEST COMER OF SECTION 8, TOWNSHIP 5, RANGE 2 WEST, ST. STEPHENS MERIDIAN AND RUN SOUTH 89 DEGREES 33 MINUTES 29 SECONDS EAST , FOR A DISTANCE OF 1330.59 FEET FOR A POINT OF BEGINNING; THENCE RUN NORTH 00 DEGREES 12 MINUTES 50 SECONDS WEST, 3050.01 FEET; THENCE RUN NORTHEASTWARDLY 380 FEET, MORE OR LESS, THENCE RUN NORTHWARDLY 830 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF UNO SUBDIVISION, PHASE ONE AS SHOWN BY MAP OR PLAT THEREOF RECORDED IN MAP BOOK 121, PAGE 22; THENCE RUN SOUTH 88 DEGREES 02 MINUTES 54 SECONDS WEST, 63.01 FEET; THENCE RUNNORTH 00 DEGREES 12 MINUTES 28 SECONDS EAST, 276.71 FEET; THENCE RUN SOUTH 88 DEGREES 47 MINUTES 57 SECONDS EAST, ALONG THE SOUTH MARGIN OF SHADOW CREEK SUBDIVISION, AS SHOWN ON MAP OR PLAT THEREOF RECORDED IN MAP BOOK 84, PAGE 40, FOR A DISTANCE OF 615 FEET, MORE OR LESS TO A POINT IN THE CENTER OF MILKHOUSE CREEK; THENCE RUN SOUTHWARDLY ALONG THE CENTERLINE OF THE MEANDERINGS OF MILKHOUSE CREEK A DISTANCE OF 1350 MORE OR LESS, TO A POINT ON THE NORTH BOUNDARY OF CHELSEA SUBDIVISION, UNIT TWO, AS SHOWN BY MAP OR PLAT THEREOF RECORDED AT MAP BOOK 58, PAGE 121, THENCE RUN SOUTH 44 DEGREES 56 MINUTES 38 SECONDS WEST, A DISTANCE OF 42 FEET, MORE OR LESS, THENCE RUN SOUTH 17 DEGREES 28 MINUTES 54 SECONDS EAST, ALONG THE WEST LINE OF SAID CHELSEA SUBDIVISION, UNIT TWO AND ALSO CHELSEA SUBDIVISION, UNIT ONE,

AS SHOWN BY MAP OR PLAT THEREOF RECORDED AT MAP BOOK 39, PAGE 82, FOR A DISTANCE OF 890.57 FEET, THENCE RUN SOUTH 14 DEGREES 34 MINUTES 24 SECONDS EAST, A DISTANCE OF 169.91 FEET; THENCE RUN SOUTH 04 DEGREES 54 MINUTES 01 SECONDS WEST, A DISTANCE OF 430.02 FEET, THENCE RUN SOUTH 16 DEGREES 37 MINUTES 54 SECONDS EAST, A DISTANCE OF 659.14 FEET; THENCE RUU SOUTH 25 DEGREES 35 MINUTES 52 SECONDS EAST, A DISTANCE 405.03 FEET; THENCE RUN SOUTH 39 DEGREES 35 MINUTES 49 SECONDS EAST, A DISTANCE OF 200.01 FEET; THENCE RUN SOUTH 00 DEGREES 35 MINUTES 58 SECONDS EAST, A DISTANCE OF 360.02 FEET; THENCE RUN SOUTH 20 DEGREES 42 MINUTES 15 SECONDS EAST, A DISTANCE OF 278.19 FEET; THENCE RUN SOUTH 56 DEGREES 34 MINUTES 43 SECONDS, A DISTANCE OF 412.01 FEET, THENCE RUN NORTH 89 DEGREES 33 MINUTES 29 SECONDS, A DISTANCE OF 1673.23 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single Family Residential District, R-2, Two Family Residential District, and B-1, Buffer Business District to R-1, Single Family Residential 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 R-1, Single Family Residential District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a R-1, Single Family Residential District until all of the conditions set forth below have been complied with: 1) Full compliance with the Engineering Comments (Any work performed in the existing ROW (right-of-way) such as driveways, sidewalks, utility connections, grading, drainage, irrigation, or landscaping will require a ROW permit from the City of Mobile Engineering Permitting Department (251-208- 6070) and must comply with the City of Mobile Right-of-Way Construction and Administration Ordinance (Mobile City Code, Chapter 57, Article VIII). 2. A Land Disturbance Permit application shall be submitted for any proposed land disturbing activity with the property. A complete set of construction plans including, but not limited to, drainage, utilities, grading, stormwater detention systems and paving will need to be included with the Land Disturbance permit. This Permit must be submitted, approved, and issued prior to beginning any of the construction work. 3. Any and all proposed land disturbing activity within the property will need to be submitted for review and be in conformance with Mobile City Code, Chapter 17, Storm Water Management and Flood Control: the City of Mobile. Alabama Flood Plain Management Plan (1984); and the Rules For Erosion and Sedimentation Control and Storm Water Runoff Control. 4. Each Lot Owner shall be required to submit a Single-Family Residential Affidavit application with the initial construction of a single-family dwelling or other impervious surface (driveway, shed, slab, asphalt, gravel, etc.). The application shall include a site plan showing the proposed improvements and a verification that the amount of impervious area is less than or equal to the approved amount of impervious area. 5. A 25' riparian buffer may be required, during development, along the edge of anything considered by ADEM to be a water of the state. 6. Any existing or proposed detention facility shall be maintained as it was constructed and approved. The Land Disturbance Permit application for any proposed construction includes a requirement of a Maintenance and Inspection Plan (signed and notarized by the Owner) for the detention facility. This Plan shall run with the land and be recorded in the County Probate Office prior to the Engineering Department issuing their approval for a Final Certificate of Occupancy. 7. The approval of all applicable federal, state, and local agencies (including all stormwater runoff, wetland and floodplain requirements) will be required prior to the issuance of a Land Disturbance permit. The Owner/Developer is responsible for acquiring all of the necessary permits and approvals. 8. The proposed development must comply with all Engineering Department design requirements and Policy Letters.); and, 2) full compliance with all municipal codes and ordinances.

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

The ordinance was read by the City Clerk, whereupon Councilmember Jones moved to adopt the ordinance, which was seconded by Councilmember Gregory, following comments from Councilmember Jones 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 ordinance adopted.

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 2010 TUCKER STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of November 29, 2022, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 40-1037-2022

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 **2010 TUCKER 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, 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 2010 TUCKER STREET described as:

LOT 8 BLK E SUNNYMEADE SUB MBK 156 N S PGS 488-489 #SEC 44 T4S R1W #MP29 02 44 0 024

Parcel Number: 29 02 44 0 024 360

Last Assessed to: TATUM RUSSELLL JR, MARQUEZ A TATUM

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 Penn moved to table the resolution, 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 tabled.

DECLARE THE STRUCTURE AT 59 ALEXANDER STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of December 6, 2022, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 40-1065-2022

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 **59 ALEXANDER 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. 3, 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 **59 ALEXANDER STREET** described as:

BEG AT NW COR OF ALEXANDER & CAMERON STS TH N 03 DEG 48 MIN E ALG W ROWL ALEXANDER ST A DIS OF 50.0 FT TO A PT TH N 86 DEG 17 MIN W A DIS OF 109.0 FT TO A PT TH S 03 DEG 48 MIN W A DIS OF 50.0 FT TO A PT ON N ROWL OF CAMERON ST TH 5 86 DEG 17 MIN E ALG SD N ROWL A DIS OF 109.0 FT TO POB BEING S 50.0 FT OF LOTS 49 & 50 ALEXANDER HEIGHTS DBK128 N S PG 599 & 600 #SEC 23 T4S R1W #MP29 07 23 0 006

Parcel Number: 29 07 23 0 006 141

Last Assessed to: GETER WILLIE LEE

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 Penn moved to adopt the resolution, which was seconded by Councilmember Small 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 1160 CONGRESS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED/SECURED. The following resolution which was introduced and read at the regular meeting of December 6, 2022, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 40-1066-2023

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 **1160 CONGRESS 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. 3, 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 **1160 CONGRESS STREET** described as:

PT LOT 2 LBK 25 CAMP GROUND TRT MBK 1/12 BEG AT SE COR LOT 25 TH W 34.17 FT N 125 FT E 34 .5 FT S 125 FT TO PT OF BEG #SEC 40 T4S R1W #MP29 06 40 0 004

Parcel Number: 29 06 40 0 004 455

Last Assessed to: LITTLE GEORGE JR C/O ROSEMARY 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/secured** 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 to adopt the resolution, which was seconded by Councilmember Small.

Councilmember Carroll moved to amend the resolution to stabilized and secure instead of demolished/secured, which was seconded by Councilmember Reynolds 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 amendment adopted.

The Presiding Officer then called for the vote on the original motion as amended 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 as amended.

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO VULCAN CONSTRUCTION MATERIALS, LP FOR 1300 TONS OF LIMESTONE (PUBLIC SERVICES DEPT.); $58,500.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-083-2023

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
3988, 4271	2023	(2086C) STREET SWEEPING ROW	1300 TONS OF LIMESTONE FOR PUBLIC SERVICES (SEALED BID 5764)	$58,500.00	(228600) VULCAN CONSTRUCTION MATERIALS LP

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 AUTONATION FORD MOBILE FOR 4 FORD F250 UTILITY BODY TRUCK (FACILITIES MAINTENANCE); $238,314.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-084-2023

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
3368	2023	(F7000) MOTOR POOL	4 FORD F250 UTILITY BODY TRUCKS FOR FACILITY MAINTENANCE DEPARTMENT (SEALED BID 5750)	$238,314.00	(270013) AUTONATION FORD MOBILE

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 STIVERS FORD LINCOLN, INC. FOR 2023 FORD EXPEDITION (ANIMAL SERVICES); $51,657.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-085-2023

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
4337	2023	(F7000) MOTOR POOL	2023 FORD EXPEDITION SUV FOR ANIMAL SERVICES (AL STATE CONTRACT)	$51,657.00	(292393) STIVERS FORD LINCOLN INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 PROTEC VIDEO, LLC FOR ANNUAL RENEWAL OF EAGLE EYE CAMERA SOFTWARE/SUPPORT AND ALPR CAMERA LICENSES (MPD CYBER DIVISION); $262,168.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-086-2023

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
4252	2023	(1545) POLICE CYBER DIVISION	ANNUAL RENEWAL OF EAGLE EYE CAMERA SOFTWARE/SUPPORT AND ALPR CAMERA LICENSES (BID EXEMPT AS SOLE SOURCE RENEWAL AND 41-16-51(A)(15) SECURITY/SAFETY),	$262,168.00	(294102) PROTECVIDEO LLC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 FOR FUEL FOR VARIOUS CITY LOCATIONS. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-087-2023

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 amount stated, and to approve the supporting bid award if required, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
4384	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	$17,165.41	(279229) PETROLEUM TRADERS CORPORATION
4385	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	$17,021.55	(279229) PETROLEUM TRADERS CORPORATION
4386	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	$17,021.55	(279229) PETROLEUM TRADERS CORPORATION
4387	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	$17,021.55	(279229) PETROLEUM TRADERS CORPORATION

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 MITYLITE, INC. FOR DANCE FLOOR KITS FOR CONVENTION CENTER; $207,806.32. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-088-2023

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
4183	2023	(F6080) CONVENTION CENTER	40FT X 40FT AND 24FT X 32FT DANCE FLOOR KITS FOR CONVENTION CENTER (BUYBOARD COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$207,806.32	(297671) MITYLITE INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 MITYLITE, INC. FOR 1,000 CHAIRS FOR CONVENTION CENTER; $127,880.92. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-089-2023

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
4174	2023	(F6080) CONVENTION CENTER	1000 CHAIRS FOR CONVENTION CENTER (BUYBOARD COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$127,880.92	(297671) MITYLITE INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 K&K SYSTEMS, INC. FOR SOLAR-POWER RADAR-FEEDBACK SPEED LIMIT SIGNS; $18,217.92. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-090-2023

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
3927	2023	(2060) TRAFFIC ENGINEERING	4 SOLAR-POWERED RADAR-FEEDBACK SPEED LIMIT SIGNS (BUYBOARD COPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$18,217.92	(294556) K&K SYSTEMS INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 T S WALL & SONS, INC. FOR FLOORING FOR FIRE TRAINING CENTER; $21,687.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-091-2023

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
4608	2023	(3032) ARCHITECTURAL ENGINEERING	FLOORING FOR FIRE TRAINING CENTER TRAINING BUILDING (SELAED BID 5754)	$21,687.00	(231625) T S WALL & SONS INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 CHRIS FRANCIS TREE CARE FOR TREE PRUNING ON MARDI GRAS PARADE ROUTES; $29,987.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-092-2023

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
4622	2023	(2018) FORESTRY	TREE PRUNING FOR MARDI GRAS PARADE ROUTES (SEALED BID 5761)	$29,987.00	(296256) CHRIS FRANCIS TREE CARE

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 CONTRACT WITH GOODWYN MILLS CAWOOD, INC. FOR DESIGN AND CONSTRUCTION ADMINISTRATION OF A PUBLIC SAFETY TRAINING CENTER; $997,206.53. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-093-2023

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: GOODWYN MILLS CAWOOD, INC.

Project Name: MOBILE PUBLIC SAFETY TRAINING CENTER
NEW FACILITY

Project Number: MX-051-22

Amount: $997,206.53

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 CONTRACT WITH TINDLE CONSTRUCTION, LLC FOR LINESET REPAIR AT THE SAENGER THEATER; $49,975.00. The following resolution which was introduced and read at the regular meeting of January 24, 2023, and held over until the regular meeting of January 31, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-094-2023

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: TINDLE CONSTRUCTION LLC

Project Name: CITY OF MOBILE SAENGER THEATER LINESET REPAIRS

Project Number: CL-027-23

Amount: $49,975.00

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 APPROVING A LAND EXCHANGE AND AUTHORIZING THE EXECUTION OF A LAND EXCHANGE AGREEMENT BETWEEN THE BOARD OF SCHOOL OF COMMISSIONERS OF MOBILE COUNTY AND THE CITY OF MOBILE. The following ordinance was held over until the regular meeting of February 7, 2023.

ORDINANCE: 88-006-2023

Sponsored by: Mayor Stimpson

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 City seeks to acquire that certain real property within Lot 3 of the De Tonti Pointe Subdivision (see attached Exhibit "A") and that Lot 1 of said subdivision 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 transferred to The Board of School Commissioners of Mobile County.

Additionally, it is hereby found and determined by the City Council of the City of Mobile, Alabama, that the City seeks to acquire those certain real properties shown on the 1107

Arlington Street Survey (see attached Exhibit "B") and on the 261 Rickarby Street Survey (see attached Exhibit "C").

SECTION TWO: In order to accomplish said transfer and acquisition, the Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name of and on behalf of the City of Mobile, the Land Exchange Agreement for the property shown above.

SECTION THREE: Said Agreement is 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 of the City of Mobile, 9th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FOUR: 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 FIVE: Carleen Stout, Real Estate Officer, 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 conveyance of said property.

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

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 Resolutions 03-096 through 60-129 being introduced for the first time. The motion was seconded by Councilmember Jones, 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

RE-APPOINT SANDRA WILEY TO THE MOBILE LIBRARY BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-096-2023

Sponsored by: Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Sandra Wiley (D1) is re-appointed to the Mobile Library Board effective immediately for terms ending January 31. 2027.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

RE-APPOINT JOHN PRITCHETT TO THE MOBILE CIVIC CENTER ADVISORY BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-097-2023

Sponsored by: Councilmember Jones

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that John Pritchett (D6) is re-appointed to the Mobile Civic Center Advisory Board effective immediately for terms ending January 31, 2026.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

DECLARE THE STRUCTURE AT 1056 ETTA AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-098-2023

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 **1056 ETTA 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 Checklist/Exhibit A - No. 3, 4, 5, 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 1056 ETTA AVENUE described as:

FROM SE COR OF STANTON RD & PRICHARD LANE RUN NELY ALNG S/L OF PRICHARD LANE 146.40 FT TO PT THEN S 15 DEG 29 MIN E ALNG E/L OF 50 FT ROADWAY 236.18 FT TO PT WHICH MARKS POB THEN ELY AT RIGHT ANGLES OF SAID 50 FT ROADWAY 100 FT TO PT TH S 15 DEG 29 MIN E 40 FT TO PT THEN WLY & PAR WITH N/L OF PPTY HEREIN DESC100 FT TO PT ON E/L OF SAID 50 FT ROADWAY TH NLY ALNG E/L OF SAID ROADWAY 40 FT TO POB #SEC 44 T4S R1W #MP29 02 44 0 013

Parcel Number: 29 02 44 0 013 474

Last Assessed to: MIMS SALES & DEVELOPMENT

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** 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, Alabama.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

DECLARE THE STRUCTURE AT 1408 LINWOOD DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-099-2023

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 **1408 LINWOOD 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. 1, 3, 4, 5, 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 1408 LINWOOD DRIVE described as:

LOT 41 BLK 5 BROOKLEY HGTS 1ST SECTOR MBK 3 P 677-680 #SEC52 T5S R1 W #MP32 01 52 0 005

Parcel Number: 32 01 52 0 005 135

Last Assessed to: REED KARL A & DEDRA

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 to adopt the resolution, 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.

ASSESS COSTS FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1631. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-100-2023

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Weed Lien Group 1631** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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 AWARD OF SPECIAL BONUS TO THE ADMINISTRATIVE SERVICES EMPLOYEE OF THE MONTH; YOUNG. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-101-2023

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:

DECEMBER 2022 – CALVIN YOUNG (Employee #20084)
Animal Services - Unskilled Laborer

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 Daves moved to adopt the resolution, 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.

DETERMINE AN APPROPRIATION TO TRINITY GARDENS COMMUNITY CIVIC CLUB SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-102-2023

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **$5,500.00** to Trinity Gardens Community Civic Club, from his discretionary funds; and

WHEREAS, Trinity Gardens Community Civic Club, 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 Trinity Gardens Community Civic Club will be used for their Annual Trinity Gardens Black Heritage parade, 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 **$5,500.00** to Trinity Gardens Community Civic Club for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

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

RESOLUTION: 60-103-2023

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **$2,500.00** 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 for the 5th Annual King Cake-Off at the Mobile Civic Center Expo Hall, 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 **$2,500.00** 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 Daves moved to adopt the resolution, 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.

DETERMINE AN APPROPRIATION TO REGENCY PARK HOMEOWNERS' ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-104-2023

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate **$3,000.00**, to the Regency Park Homeowner's Association, Inc., from her discretionary funds; and

WHEREAS, the Regency Park Homeowner's Association, Inc., is a/an non-profit 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 Regency Park Homeowner's Association, Inc., will be used to assist with tree trimming work on Westbury Drive, and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **$3,000.00** to the Regency Park Homeowner's Association, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

DETERMINE AN APPROPRIATION TO PROVIDENCE FOUNDATION FESTIVAL OF FLOWERS SERVES A PUBLIC PUROSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-105-2023

Sponsored by: Councilmembers Small and Reynolds

WHEREAS, Councilmember Small wishes to appropriate **$2,500.00** and Councilmember Reynolds wishes to appropriate **$2,500.00 (TOTAL $5,000.00)** to Providence Foundation for its Festival of Flowers, from their discretionary funds; and

WHEREAS, Providence Foundation 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 Providence Foundation will be used for their 30th Annual Festival of Flowers to be held March 23-26, 2023, 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 Providence Foundation for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

CORRECT THE SPELLING OF WINBUSH STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 46-126-2023

Sponsored by: Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the name Winbush Street has been incorrectly assigned, officially or otherwise, as Wimbush Street.

BE IT FURTHER RESOLVED that any and all other names previously assigned, either officially or otherwise, to Winbush Street are hereby made null and void and that the appropriate street signage immediately be placed to reflect the correction.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR, CLASS I LICENSE TO THE FRIENDSHIP HOUSE CORPORATION; 57 N. BROAD STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-127-2023

Sponsored by: Councilmember Carroll

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: Lounge Retail Liquor, Class 1 License

Submitted by: The Friendship House Corporation

Location: The Friendship House
57 North Broad Street
Mobile, AL 366023

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

CONCUR IN THE RE-APPOINTMENT OF MICHAEL HOLLAND AND APPOINT PATRICK MURPHY TO THE INFIRMARY SPECIAL CARE FACILITIES FINANCING AUTHORITY OF MOBILE BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-128-2023

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Council concurs in the re-appointment of Michael Holland and designate him as Chairperson and appoint Patrick Murphy to the Infirmary System Special Care Facilities Financing Authority of Mobile board for terms ending at noon on the second Monday in November 2029.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

DETERMINE AN APPROPRIATION TO U.J. ROBINSON MEMORIAL CENTER, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-129-2023

Sponsored by: Councilmembers Penn, Carroll, and Small

WHEREAS, Councilmembers Penn ($3,000.00), Carroll ($3,000.00) and Small ($3,000.00) wishes to appropriate $9,000.00 total, to U. J. Robinson Memorial Center, Inc., from their discretionary funds; and

WHEREAS, U. J. Robinson Memorial Center, 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 U. J. Robinson Memorial Center, Inc., Inc. will be used for daycare services for the elderly and disabled, 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 **$9,000.00** to U. J. Robinson Memorial Center, Inc., Inc. for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, 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.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE A PROJECT AGREEMENT BETWEEN THE CITY AND ADAMS STREET PROPERTY, LLC. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 01-106-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council (the “City Council”) of the City of Mobile, Alabama (the “City”), as follows:

Section 1. The City Council, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) Pursuant to the applicable laws of the State of Alabama, the City and Adams Street Property, LLC, an Alabama limited liability company (the “Company”) have agreed to the terms of that certain Project Agreement to be dated the date of delivery (the “Agreement”), as set forth hereinafter, for the purposes referenced therein.

(b) The Company, a Related Company (as defined in the Agreement) of Gulf Distributing of Mobile, LLC, an Alabama limited liability company (“Gulf”), has acquired certain real property and buildings located at 401 North Water Street in downtown Mobile (the “Facility”) and proposes to make improvements to, and expand, the buildings and structures thereon so as to allow Gulf to expand its existing operation in the City.

(c) Gulf proposes to acquire and install fixtures and equipment within the Facility, and make tenant improvements to the Facility for operation as a beverage distribution facility and commercial offices (the Company’s improvement work and Gulf’s improvement work collectively referred to as the “Project”).

(d) As part of the Project, it is expected that Gulf will employ 245 full-time employees, including employees currently working at Gulf’s existing facility in the City, with a combined total capital investment required for the Project by the Company and Gulf estimated to be approximately Twenty-One Million, Two Hundred Fifty Thousand Dollars ($21,250,000) within the timelines provided in the Agreement.

(e) In reliance on the Company’s and Gulf’s representations of the capital investment by the Company and Gulf, employment and wage levels provided by Gulf, and the development, performance, and operation of the Project as described herein, and in consideration of the economic impact, the increased tax revenues, and other benefits to be received by the City and its citizens, the City has committed to make available to the Company certain incentives in the manner described in the Agreement, subject to applicable State and Federal laws, particularly by conveying approximately three (3) acres of real property currently owned by the City and located adjacent to the Facility (the “Property”) to the Company, at no cost to the Company, subject to certain recapture provisions as set forth in the Agreement. The estimated value of the Property is Two Hundred Seventy-Five Thousand Dollars ($275,000) (the “Incentive”). The Company and Gulf will each be a direct beneficiary of the Agreement.

(f) The Company and Gulf will each be a direct beneficiary of the Agreement.

(g) The Incentive will benefit the Company and Gulf in consideration of the Company’s and Gulf’s development of the Project, subject to fulfillment by the Company and Gulf of certain commitments as described in the Agreement.

(h) The City is authorized to do any of the actions or undertakings referenced in Section 94.01 of the Constitution of Alabama of 1901 (as amended) (“Section 94.01” or “Amendment 772”).

(i) The City is authorized under Section 94.01 to grant public funds or things of value to or in aid of any private entity for the purpose of promoting the economic development of the City, including by conveying real property to any private entity for less than the fair market value thereof.

(j) Pursuant to and for the purposes of Section 94.01, it is necessary, desirable and in the public interest for the City to convey the Property to the Company at no cost to the Company as set forth in the Agreement.

(k) The conveyance of real property for less than the fair market value thereof for the purposes specified in the Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(l) The Property no longer serves a municipal or public purpose.

(m) (1) On January 22, 2023, the City caused to be published in the newspaper with the largest circulation in the City, the notice required by Section 94.01(c)(2).

(2) The information set forth in said notice is true and correct.

(3) Publication of said notice is hereby ratified and confirmed.

Section 2. The City Council does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) the agreements, covenants, and undertakings of the City set forth in the Agreement; and

(b) the terms and provisions of the Agreement, in substantially the form submitted to the City Council.

Section 3. The Mayor is hereby authorized and directed to execute and deliver the Agreement for and on behalf of and in the name of the City. The Clerk is hereby authorized and directed to affix the official seal of the City to the Agreement and to attest the same.

Section 4. The Mayor and the officers of the City are each hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices, and petitions and proceedings, with respect to the Agreement, as the Mayor and such officers shall determine to be necessary or desirable to carry out the provisions of this Resolution and the Agreement and to duly and punctually observe and perform all agreements and obligations of the City under the Agreement.

Section 5. All prior actions taken, and agreements, documents or notices executed and delivered, by the Mayor or any officer or member of the City Council or other representative of the City, in connection with the agreements, covenants, and undertakings of the City hereby approved, or in connection with the preparation of the Agreement and the terms and provisions thereof, are hereby approved, ratified, and confirmed.

Section 6. All resolutions, orders, or parts of any thereof, of the City Council in conflict or inconsistent with any provision of this Resolution hereby are, to the extent of such conflict or inconsistency, repealed.

Section 7. This Resolution shall take effect immediately.

APPROVE ITEM BASED BID FOR PRINTING OF PARKS & REC. DEPT. QUARTERLY EVENT BOOKS. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-107-2023

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)
5748	PRINTING & MAILING OF MPRD QUARTERLY EVENT BOOKS	1	$1.50025 per book min 4000 books	Six months, renewable for five additional six-month periods.	(99211) INTERSTATE PRINTING & GRAPHICS INC

APPROVE ITEM BASED BID FOR APPROVAL OF PRINTING OF BANNERS, POSTERS, AND POSTCARDS FOR VARIOUS CITY DEPARTMENTS. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-108-2023

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)
5752	Printing of Banners, Posters, Postcards for various departments	6	See bid tab	Six months, renewable for five additional six-month periods.	(280002) Source One Legal Copy of Mobile Inc

APPROVE PURCHASE ORDER TO GAMETIME FOR SURFACE REPAIR MATERIALS AND SERVICES FOR HENRY AARON PARK; $15,460.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-109-2023

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
1509	2023	(3032) ARCHITECTURAL ENGINEERING	POURED IN PLACE SURFACE REPAIR MATERIALS AND SERVICES FOR HENRY AARON PARK (OMNNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$15,460.00	(289913) GAMETIME

APPROVE PURCHASE ORDER TO GAMETIME FOR SURFACE REPAIR MATERIALS AND SERVICES FOR DOYLE PARK; $28,924.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-111-2023

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
1504	2023	(3032) ARCHITECTURAL ENGINEERING	POURED IN PLACE SURFACE REPAIR MATERIALS AND SERVICES FOR MEDAL OF HONOR PARK (OMNNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$28,359.48	(289913) GAMETIME

APPROVE PURCHASE ORDERS FOR FUEL FOR VARIOUS CITY DEPARTMENTS. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-112-2023

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
4572	2023	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$25,961.25	(279229) PETROLEUM TRADERS CORPORATION
4573	2023	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$25,961.25	(279229) PETROLEUM TRADERS CORPORATION
4574	2023	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$25,961.25	(279229) PETROLEUM TRADERS CORPORATION
4575	2023	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$25,961.25	(279229) PETROLEUM TRADERS CORPORATION

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC CO., INC. FOR PARKING LOT LIGHT FIXTURES AND SUPPLIES AT MEDAL OF HONOR PARK; $16,378.92. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-113-2023

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
3261	2023	(3035) FACILITY MAINTENANCE	76 PARKING LOT LED LIGHT FIXTURES AND SUPPLIES FOR MEDAL OF HONOR PARK (SEALED BID 5751)	$16,378.92	(075199) GRAYBAR ELECTRIC CO INC

APPROVE PURCHASE ORDER TO HARRELLS, LLC FOR FERTILIZER FOR AZALEA CITY GOLF COURSE; $15,058.60. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-114-2023

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
3152	2023	(F6130) AZALEA CITY GOLF COURSE	FERTILIZER FOR AZALEA CITY GOLF COURSE (SEALED BID 5759)	$15,058.60	(270772) HARRELLS LLC

APPROVE PURCHASE ORDER TO WORLD CLASS ATHLETIC SURFACES, INC. FOR TENNIS COURT PAINT AND REPAIR MATERIALS; #34,500.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-115-2023

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
3603	2023	(F6110) TENNIS CENTER	TENNIS COURT PAINT AND REPAIR MATERIALS (SEALED BID 5755)	$34,500.00	(239522) WORLD CLASS ATHLETIC SURFACES INC

APPROVE PURCHASE ORDER TO STIVERS FORD LINCOLN, INC. FOR 16 CREW CAB PICKUP TRUCKS FOR MOTOR POOL; $651,738.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-116-2023

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:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
2949,2950,4583	2023	(F7000) MOTOR POOL	16 FORD F150 CREW CAB 4X4 PICKUP TRUCKS FOR MOTOR POOL (AL STATE CONTRACT)	$651,738.00	(292393) STIVERS FORD LINCOLN INC

AUTHORIZE CONTRACT WITH MOTT MACDONALD ARCHITECTS, INC. FOR PHASE ONE ENGINEERING & DESIGN AT THE AFRICATOWN WELCOME CENTER; $399,974.50. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 21-117-2023

Sponsored by: Mayor Stimpson and Councilmember Carroll

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: MOTT MACDONALD ARCHITECTS, INC.

Project Name: AFRICATOWN WELCOME CENTER
PHASE 1 - ENGINEERING AND DESIGN

Project Number: CL-036-21

Amount: $399,974.50
(GRANT - G-WLCMCTR1.CONTRSERVC)

AUTHORIZE CONTRACT WITH BARTER & ASSOCIATES, INC. FOR STRUCTURAL WALL REPLACEMENT DESIGN AT SULLIVAN AND LANGAN PARKS; $46,650.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 21-118-2023

Sponsored by: Mayor Stimpson and Councilmembers Carroll & Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayorand 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: BARTER & ASSOCIATES, INC.

Project Name: STRUCTURAL WALL REPLACEMENT

Project Numbers: PR-020-22 SULLIVAN PARK $24,200.00 (C0818)
PR-020A-22 LANGAN PARK $22,450.00 (CO817)

Amount: $46,650.00 COMBINED TOTAL

AUTHORIZE CONTRACT WITH EVAN TERRY ASSOCIATES, LLC FOR DESIGN SERVICES OF NEW PARKING FACILITY AT THE MOBILE CIVIC CENTER; $850,000.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 21-119-2023

Sponsored by: Mayor Stimpson and Councilmember Carroll

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: EVAN TERRY ASSOCIATES, LLC

Project Name: MOBILE CIVIC CENTER
NEW PARKING FACILITY

Project Number: CC-085-22

Amount: $850,000 .00

AUTHORIZE A GRANT APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY, FEDERAL EMERGENCY MANAGEMENT AGENCY, IN THE AMOUNT OF $1,421,630.00 FOR THE FY22 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM (10% MATCH REQUIREMENT). The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 31-120-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), a Notice of Award for grant assistance in the amount of $1,421,630.00 for the FY 2022 Assistance to Firefighters Grant Program.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Homeland Security. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

BE IT FURTHER RESOLVED that the Council authorizes the expenditure of 10% matching funds in the amount of $142,163.00 in the event this grant is received.

AUTHORIZE A GRANT APPLICATION TO THE ALABAMA HISTORICAL COMMISSION FOR FY23 CERTIFIED LOCAL GOVERNMENT GRANT PROGRAM; $13,600.80 (60:40 MATCH REQUIREMENT). The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 31-121-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive Historic Preservation grant funding from the U.S. Department of Interior through the Alabama Historical Commission in the amount of $13,600.80. Said funds are in support of the Certified Local Government (CLG) Grant Program for continued efforts in the digitization project by the Historic Development Office. There is a 60:40 match requirement bringing the total project cost to $22,668.00.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Interior and the Alabama Historical Commission. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

BE IT FURTHER RESOLVED that the Mobile City Council commits to a local cash match in the amount of $9,067.20, if awarded.

ADOPT THE COMMUNITY & HOUSING DEVELOPOMENT CDBG, HOME, AND ESG 2023-24 ACTION PLAN. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 60-122-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Action Plan for 2023 is hereby adopted. Said Plan shall direct resources to develop a viable urban community by providing decent affordable housing and a suitable living environment along with expanding economic opportunities for low and moderate-income persons. Said Action Plan is the first installment within the City's overall five-year "2023-2027 Consolidated Housing and Community Development Plan," and establishes projects for the next Program Year from May 1, 2023 through April 30, 2024, to be funded with assistance from the following three programs which are funded by the U.S. Department of Housing and Urban Development (HUD): Community Development Block Grants (CDBG), HOME Investment Partnership Grants (HOME), and Emergency Solutions Grants(ESG). This funding being authorized and permitted to be drawn on a first in first out accounting basis. The City followed its HUD and City Council approved Citizen Participation Plan throughout the process.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of this plan with HUD, and that this authorization extends to the execution of all required certifications and to all other actions required to obtain referenced Federal funds. The Mayor, or his designee, is further authorized to execute Subrecipient Agreements, Conditional Commitment Letters, Developer Agreements, Administrative Agreements, Loan Agreements, and associated security documents on behalf of the City in accordance with the funding recommendations attached herein as Exhibit 1.

A copy of this Plan shall remain on file in the office of the City Clerk.

ADOPT AN ADDITIONAL PUBLIC SERVICE PROVIDER TO THE CDBG 2023-24 ACTION PLAN – BOYS AND GIRLS CLUB. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 60-123-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Action Plan for 2023 adds the below public service provider.

Public Services	HUD Category	
Boys and Girls Club of South Alabama	Public Services	40,000
SUBTOTAL – ADDITIONAL PUBLIC SERVICES		40,000

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the plan with HUD, and that this authorization extends to the execution of all required certifications and to all other actions required to obtain referenced Federal funds. The Mayor, or his designee, is further authorized to execute Subrecipient Agreements, Conditional Commitment Letters, Developer Agreements, Administrative Agreements, Loan Agreements, and associated security documents on behalf of the City in accordance with the funding recommendations as described.

A copy of the Plan shall remain on file in the office of the City Clerk.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; WOOD. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 60-124-2023

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 to settle the claim for personal property loss of Shaun L. Wood suffered on June 7, 2022, when his vehicle was stuck by a vehicle owned by the City, 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.

APPROVE PURCHASE ORDER FOR A REAR-MOUNT AERIAL QUINT FIRE TRUCK; $1,052,024.00. The following resolution was held over until the regular meeting of February 7, 2023.

RESOLUTION: 08-130-2023

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
4110	2023	(1510) FIRE ADMINISTRATION	2024 PIERCE ENFORCER AERIAL FIRE TRUCK FOR MFRD TO INCLUDE TRADING IN 2012 E-ONE CYCLONE AERIAL TRUCK FOR CREDIT AND PREPAYMENT OF NET PURCHASE PRICE (HGAC COOPERATIVE PRUCHASING AGREEMENT, NOT ON STATE CONTRACT)	$1,052,024.00	(294963) EMERGENCY EQUIPMENT PROFESSIONAL, INC.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 1459 MONTLIMAR COURT FROM B-2 AND B-3 TO B-3 (SCHEDULED FOR MARCH 7, 2023) (DISTRICT 5). The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 41-125-2023

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 1459 Montlimar Court (east side of Montlimar Court, 477' ± north of Cottage Hill Road) Pursuant to Resolution of the Mobile, Alabama City Council adopted **January 31,2023**, a public hearing will be held on the 7TH day of March, 2023, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 1459 Montlimar Court (east side of Montlimar Court, 477' ± north of Cottage Hill Road) from B-2, Neighborhood Business District, and B-3, Community Business District, to B-3, Community Business District. The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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

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

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

THE SOUTHWESTERLY PORTION OF LOT 1, MONTLIMAR COMMERCIAL PARK, AS PER PLAT THEREOF RECORDED IN MAP BOOK 18, PAGE 113 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

MORE PARTICULARLY DESCRIBED. AS FOLLOWS:

BEGINNING AT A CAPPED REB AR (WATTIER) AT THE SOUTHWEST CORNER OF LOT 1, MONTLIMAR COMMERCIAL PARK, AS RECORDED IN MAP BOOK 18, PAGE 113 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 27°-34'-13" EAST ALONG THE WEST LINE OF SAID LOT 1 A DISTANCE OF 180.80' TO A CAPPED REBAR (BSI); THENCE RUN SOUTH 62°- 19'-33" EAST A DISTANCE OF 105.56 FEET TO A CAPPED REBAR (BSI) ON THE EAST LINE OF SAID LOT 1; THENCE RUN SOUTH 27°-37'-06" WEST ALONG SAID EAST LINE A DISTANCE OF 150.04 FEET TO A CRIMP TOP PIPE AT THE SOUTHEAST CORNER OF SAID LOT 1; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 1, ALONG THE NORTH RIGHT-OF-WAY LINE OF MONTLIMAR COURT (60' R/W) AND ALONG THE ARC OF A CURVE TO THE RIGHT (HAVING A DELTA 13°-58'-42", A RADIUS OF 451.08 FEET, A CHORD BEARING OF NORTH 78°-35'-40" WEST, AND A CHORD LENGTH OF 109.78 FEET) AN ARC DISTANCE OF 110.05 FEET TO THE POINT OF BEGINNING. THE DESCRIBED PORTION CONTAINS 0.41 ACRES, MORE OR LESS.

The classification of said property is hereby changed from B-2, Neighborhood Business District, and B-3, Community 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 of building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16,1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-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.

Councilmember Reynolds then moved to call for the public hearing, which move 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 whereupon the Presiding Officer set the date for the public hearing as March 7, 2023.

ANNOUNCEMENTS

Councilmember Penn reported that he attended the “Point-In-Time Count” for the homeless in Mobile.

Councilmember Carroll stated that he is confident that the Mardi Gras season this year will be safe.

Councilmember Carroll said that District 2 community meetings will begin next month.

Councilmember Daves announced that a District 5 community meeting will be held at E.R. Dickson Elementary School on February 7, 2023, at 6:00 p.m.

Councilmember Gregory thanked the Administration and Public Works Department for participating in a meeting about trash issues and illegal dumping in District 7.

Councilmember Gregory welcomed the Senior Bowl participants to Mobile.

Councilmember Small stated that he attended an event in Atmore, Alabama, along with Representative Barbara Drummond, and senior citizens from the SAIL Center, last Friday where Representative Drummond received an award.

Councilmember Small announced he will be hosting a meeting at 950 S. Broad Street with Big Brothers Big Sisters on Thursday, February 2, 2023, at 6:00 p.m.

NOTE: Councilmember Small asked the Council if they had any objections to having words of prayer for the city of Memphis, Tennessee, Tyre Nichols' family, and the City of Mobile's upcoming Mardi Gras season.

Councilmember Small asked several ministers from the audience to come down and pray.

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 12:15 p.m.

Adopted:

____
COUNCIL PRESIDENT

____
CITY CLERK