

MUNICIPAL BUILDING, MOBILE, ALABAMA, AUGUST 25, 2021

The Council of the City of Mobile, Alabama met in the Auditorium of the Mobile Government Plaza on Tuesday, August 25, 2021, at 9:00 a.m.

Present:

Councilmembers: Small, Daves and Rich

Absent: Richardson, Manzie, Williams and Gregory

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

Approved:

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, AUGUST 25, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, August 25, 2021, at 10:30 a.m., in regular meeting.

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

Councilmember Manzie, District 2, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Manzie

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

Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

August 10, 2021

COMMUNICATIONS FROM THE MAYOR:

James Barber, Chief of Staff, provided the following announcements on behalf of Mayor Stimpson:

Chief Barber presented a Proclamation recognizing August 2021 as "Black Business Month" in Mobile, Alabama.

Chief Barber also shared that there is a kiosk on the fifth floor to assist anyone through the process of becoming a Disadvantaged Business Enterprise (DBE) certified business.

PRESENTATIONS FROM THE COUNCIL:

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Councilmember Rich presented a Proclamation to the “Male Swimmer of the Year” and proclaimed August 27, 2021, as “Hayden James Fincher Day” in the City of Mobile.

Councilmember Rich presented a Proclamation to the League of Women Voters of Mobile. Eugenie Marks, the first president of the Mobile Equal Suffrage Association.

MONTHLY FINANCIAL REPORTS

Bob Holt, Executive Director of Finance, presented the Council with the monthly finance report for July 2021 and presented the budget for 2021-2022.

ADOPTION OF THE AGENDA:

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

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

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1354 OLD SHELL ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1354 Old Shell Road a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Ann M. Allen, 1354 Old Shell Road, requested more time to start renovations.

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 1713 BASS 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 1713 Bass 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:

AGENDA ITEMS:

None

NON-AGENDA ITEMS:

1. Rodney Toomer, 1202 Navco Road, addressed the Mayor’s Rescue Plan and asked why there is little money allotted for prevention and social programs for the community.
2. Ann Jurgens, 300 South Georgia Avenue, welcomed newly-elected council members and spoke about the Mobile History Project website.

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NOTE: At approximately 12:15 p.m. Councilmember Gregory excused herself from the meeting.

3. Reggie Hill, 1007 Center Street, addressed several items including recognition of City (essential) workers, the impact Chapter 38 of the Mobile Municipal Code has on Public Safety in the City of Mobile and FY22 performance contracts.

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 5314 NOBLE STREET SOUTH A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the meeting of June 29, 2021 and held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 40-487-2021

Sponsored by: Councilmember Williams

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 5314 NOBLE DRIVE SOUTH has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 5314 NOBLE DRIVE SOUTH as:

LOTS 13 & 14 A RESUB OF LOTS 1 & 2 BLK 3 OF MOBILE HEIGHTS MBK 4 PG 335 #SEC 22 T5S R2W #MP33 05 22 4 000

Parcel Number: 33 05 22 4 000 041

Last Assessed to: BELTRAN JENNIFER MARIE

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 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 shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson, Manzie, Small, Williams, Daves and Rich

Nays: None

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

DECLARE THE STUCTURE AT 5324 NOBLE DRIVE SOUTH A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the meeting of June 29, 2021 and held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 40-488-2021

Sponsored by: Councilmember Williams

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 5324 NOBLE DRIVE SOUTH has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 5324 NOBLE DRIVE SOUTH as:

LOTS 13 & 14 A RESUB OF LOTS 1 & 2 BLK 3 OF MOBILE HEIGHTS MBK 4 PG 335 #SEC 22 T5S R2W #MP33 05 22 4 000

Parcel Number: 33 05 22 4 000 041

Last Assessed to: BELTRAN JENNIFER MARIE

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 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 shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson, Manzie, Small, Williams, Daves and Rich

Nays: None

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

RESOLUTIONS HELD OVER

AUTHORIZE A TAX REVENUE ENHANCEMENT AGREEMENT WITH AVENU INSIGHTS & ANALYTICS LLC FOR COLLECTION OF DELINQUENT LICENSE REVENUE (FEE IS 30% OF COLLECTIONS). The following resolution, which was

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introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 01-658-2021

Sponsored by: Mayor Stimpson

WHEREAS the City of Mobile desires to enter an agreement with Avenu Insights & Analytics LLC, to help City identify and collect outstanding license revenue, with fees paid on a percentage of funds collected; and

WHEREAS, the City Council of the City of Mobile finds and determines that said agreement and expenditure serves a public purpose;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the attached Tax Revenue Enhancement Agreement between the City of Mobile and Avenu Insights & Analytics LLC, or one worded substantially the same, for the identification and collection of delinquent license revenue, and to take all actions necessary to effectuate said Agreement, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Agreement is on file in the office of the City Clerk.

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

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

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

APPROVE PURCHASE ORDER TO CHRIS FRANCIS TREE CARE FOR MEDIAN LANDSCAPING – GRELOT FROM CODY TO HILLCREST, \$65,211.21. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-659-2021

Sponsored by: Councilmember Rich

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15003</u>	2021	(2018) FORESTRY	MEDIAN LANDSCAPING – GRELOT FROM CODY TO HILLCREST	\$65,211.21	<u>(296256) CHRIS FRANCIS TREE CARE</u>

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

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

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

APPROVE PURCHASE ORDER TO CHRIS FRANCIS TREE CARE FOR MEDIAN LANDSCAPING – GRELOT FROM HILLCREST TO KNOLLWOOD, \$33,385.26. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-660-2021

Sponsored by: Councilmember Rich

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15004</u>	2021	(2018) FORESTRY	MEDIAN LANDSCAPING – GRELOT FROM HILLCREST TO KNOLLWOOD (SEALED BID 5585)	\$33,385.26	<u>(296256) CHRIS FRANCIS TREE CARE</u>

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

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

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

APPROVE PURCHASE ORDER TO CHRIS FRANCIS TREE CARE FOR MEDIAN LANDSCAPING – GRELOT FROM KNOLLWOOD TO UNIVERSITY, \$42,243.78. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-661-2021

Sponsored by: Councilmember Rich

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:

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15005</u>	2021	(2018) FORESTRY	MEDIAN LANDSCAPING – GRELOT FROM KNOLLWOOD TO UNIVERSITY (SEALED BID 5585)	\$42,243.78	<u>(296256) CHRIS FRANCIS TREE CARE</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO W. W. GRAINGER INC. FOR EIGHT WATER TANK EVAPORATIVE COOLING FANS FOR EQUIPMENT SERVICES, \$32,800.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-662-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12302</u>	2021	(2050) EQUIPMENT SERVICES	8 WATER TANK EVAPORATIVE COOLING FANS (SEALED BID 5590)	\$32,800.00	<u>(270017) W.W. GRAINGER INC</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO DAKTRONICS INC. FOR CONVENTION CENTER MARQUEE, \$161,996.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-663-2021

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Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13423</u>	2021	(3032) ARCHITECTURAL ENGINEERING	CONVENTION CENTER MARQUEE --DAKTRONICS GALAXY 10FT x 15FT OUTDOOR ELECTRONIC MESSAGE CENTER (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$161,996.00	<u>(040105)</u> <u>DAKTRONICS</u> <u>INC</u>

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

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

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

APPROVE PURCHASE ORDER TO ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE INC. FOR RENEWAL OF ARC GIS SOFTWARE LICENSES AND MAINTENANCE SUPPORT SUBSCRIPTIONS, \$95,100.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer..

RESOLUTION: 08-664-2021

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14672</u>	2021	(5010) GEOGRAPHIC INFO SYSTEMS	RENEWAL OF ARC GIS SOFTWARE LICENSES AND MAINTENANCE SUPPORT SUBSCRIPTIONS; ADDL FIELD WORKER AND ONLINE COMMUNITY LICENSES (SOLE SOURCE – SOFTWARE ORIGINALLY PURCHASED UNDER BID 2487)	\$95,100.00	(050080) <u>ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO PROLOGIC ITS, LLC FOR SOLAR POWERED MESSAGE BOARD FOR POLICE DEPARTMENT (\$15,679.60) AND LITTER & RECYCLING (\$31,359.20). The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-665-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13118</u>	2021	(1530) POLICE ADMIN SERVICES	ONE WANCO WVT3A-3 SOLAR-POWERED MINI-MESSAGE BOARD SIGN WITH TRAILER (SEALED BID 5580)	\$15,679.60	(297124) <u>PROLOGIC ITS, LLC</u>
<u>13138</u>	2021	(2086G) LITTER & RECYCLING	TWO WANCO WVT3A-3 SOLAR-POWERED MINI-MESSAGE BOARD SIGNS WITH TRAILER (SEALED BID 5580)	\$31,359.20	(297124) <u>PROLOGIC ITS, LLC</u>

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

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

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

APPROVE PURCHASE ORDER TO SAVANT LEARNING SYSTEMS DBA VIRTUAL ACADEMY FOR ANNUAL VIRTUAL-TRAINING SUBSCRIPTION FOR MPD, \$20,000.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-666-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13685</u>	2021	(1530) POLICE ADMIN SERVICES	ANNUAL VIRTUAL- TRAINING SUBSCRIPTION FOR MPD (SOLE SOURCE OF APOSTC- APPROVED VIRTUAL TRAINING)	\$20,000.00	(297293) <u>SAVANT</u> <u>LEARNING</u> <u>SYSTEMS DBA</u> <u>VIRTUAL</u> <u>ACADEMY</u>

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

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

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

APPROVE PURCHASE ORDER TO KRONOS INCORPORATED FOR ANNUAL SUBSCRIPTION FOR WORKFORCE MANAGEMENT & TIMEKEEPING SOFTWARE, \$22,349.83. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-667-2021

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14120</u>	2021	(1510) FIRE ADMINISTRATION	WORKFORCE TELESTAFF WORKFORCE MANAGEMENT AND TIMEKEEPING SOFTWARE ANNUAL SUBSCRIPTIONS (OMNIA/US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$22,349.83	(294306) <u>KRONOS INCORPORATED</u>

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

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

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

APPROVE PURCHASE ORDER TO ONLC TRAINING CENTERS FOR ONLINE CYBERSECURITY TRAINING, \$40,000. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-668-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14488</u>	2021	(5000) INFORMATION TECHNOLOGY	ONLINE CYBERSECURITY TRAINING (PROFESSIONAL SERVICE BASED ON PERSONALITY OF VENDOR)	\$40,000.00-	(297304) <u>ONLC TRAINING CENTERS</u>

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

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

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

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APPROVE PURCHASE ORDER FOR DIESEL AND UNLEADED FUEL FOR EQUIPMENT SERVICES. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-669-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15551</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15552</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15553</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15554</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15546</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15547</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC

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<u>15548</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15549</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15555</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15556</u>	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15557</u>	2021	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15558</u>	2021	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
<u>15559</u>	2021	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
15562	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
15564	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
15565	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
15560	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC
15561	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (SEALED BID 5216)	\$19,321.50	(42474) DAVISON OIL COMPANY INC

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH GULF COAST FENCE COMPANY, INC. FOR POLICE VEHICLE IMPOUND FENCE REPLACEMENT, \$129,340.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

MINUTES OF AUGUST 25, 2021

RESOLUTION: 21-670-2021

Sponsored by: Councilmember Small and Mayor Stimpson

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

Name of Company: Coast Fence & Materials, Inc.
d/b/a Gulf Coast Fence Company, Inc.

Project Name: Police Vehicle Impound Fence Replacement

Project Number: PD-026-21

Amount: \$129,340.00

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

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

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

AUTHORIZE CONTRACT WITH T. BATCHELOR AND SON, INC. FOR MOBILE MUSEUM OF ART – HVAC MODIFICATION, \$117,985.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-671-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

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

Name of Company: T. Batchelor and Son, Inc.

Project Name: Mobile Museum of Art – HVAC Modifications

Project Number: MU-005-21

Amount: \$117,985.00

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

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

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

AUTHORIZE CONTRACT WITH TAG/THE ARCHITECTS GROUP FOR EXTERIOR PAINTING & REPAIRS – ARTHUR R. OUTLAW CONVENTION CENTER, \$69,900.00 (CO577, 20002000-42200). The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-672-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: TAG/The Architects Group, Inc.

Project Name: Arthur R. Outlaw Convention Center – Exterior Painting and Repairs

Project Number: CN-079-20

Amount: \$69,900.00

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

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

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

AUTHORIZE CONTRACT WITH BAGBY & RUSSELL ELECTRIC CO. INC. FOR LIGHTING CONTROLS REPLACEMENT AT THE ARTHUR R. OUTLAW CONVENTION CENTER, \$375,936.00 (CO300, 20002000-48010); CN-013-21. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-673-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: Bagby & Russell Electric Company, Inc.

Project Name: Arthur R. Outlaw Convention Center – Lighting Controls Replacement

Project Number: CN-013-21

MINUTES OF AUGUST 25, 2021

Amount: \$375,936.00

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

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

Nays: None

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

NOTE: At approximately 12:17 p.m. Councilmember Gregory returned to the meeting.

AUTHORIZE CONTRACT WITH JOHN G. WALTON CONSTRUCTION COMPANY, INC., FOR TEXAS STREET INFRASTRUCTURE REHABILITATION FROM ANN STREET TO BROAD STREET; COM PROJECT NO. 2018-3005-18 (D#2); \$5,578,877.77. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-674-2021

WHEREAS, bids for asphalt, sidewalk, curbing, drainage, utilities for district 2 were received and opened on May 26, 2021.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from John G. Walton Construction Company, Inc., in the amount of \$5,578,877.77.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by John G. Walton Construction Company, Inc.

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

Name of Company: John G. Walton Construction Company, Inc.

Project Name: Texas Street Infrastructure Rehabilitation
(Ann Street to Broad Street) (D#2)

Project Number: 2018-3005-18

Amount: \$5,578,877.77

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH MCCRORY & WILLIAMS, INC. FOR 2019 DRAINAGE GROUP E – PART B; COM PROJECT NO. 2019-3005-08 (D 1, 2, 4, 6 AND 7);

MINUTES OF AUGUST 25, 2021

\$167,000.00. The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-675-2021

Sponsored by: Councilmembers Richardson, Manzie, Williams, Rich & Gregory and Mayor Stimpson

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

Name of Company: McCrory & Williams, Inc.

Project Name: 2019 Drainage Group E-Part b (D#1, 2, 4, 6 and 7)
COM Project No. 2019-3005-08

Estimated Cost: \$167,000.00

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

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

Nays: None

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

AUTHORIZE GRANT APPLICATION TO THE FY22 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) TO CONTRIBUTE TO CONSTRUCTION OF A PEDESTRIAN AND BIKING PATH ALONG THE THREE MILE CREEK GREENWAY FROM JAPANESE GARDENS TO SOUTH OF STEVEN'S LANE, \$400,000 (CITY'S PORTION \$80,000). The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 31-676-2021

Sponsored by: Councilmember Gregory and 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 Mobile Metropolitan Planning Organization, a Notice of Award for grant assistance in the amount of \$400,000.00 for the FY 2022 Transportation Alternatives Program (TAP).

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 Mobile Metropolitan Planning Organization. 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 20% matching funds in the amount of \$80,000.00 from, and in conjunction with the 2020 capital funding for the trail Segment 1, in the event this grant is received.

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

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

Nays: None

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

REQUEST MAYOR TO OFFICIALLY DEEM EMPLOYEES OF THE MOBILE PUBLIC LIBRARY AS ELIGIBLE WORKERS TO RECEIVE PREMIUM PAY FROM ARP FUNDS.

The following resolution, which was introduced and read at the regular meeting of August 17, 2021, held over until the regular meeting of August 25, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-679-2021

Sponsored by: Councilmember Richardson

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

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

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

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

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over until the regular meeting of September 28, 2021, which was seconded by Councilmember Small and the vote was as follows:

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

Nays: None

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

ORDINANCES BEING INTRODUCED:

ORDINANCE GRANTING A SMALL CELL WIRELESS FACILITIES LICENSE – NEW CINGULAR WIRELESS PCS, LLC. The following ordinance was held over until the regular meeting of August 31, 2021.

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ORDINANCE: 57-030-2021

Sponsored by: Mayor Stimpson

GRANTING A SMALL CELL WIRELESS FACILITIES LICENSE

BE IT ORDAINED. by the City Council of the City of Mobile. Alabama, as follows:

Section 1. Incorporation of Chapter 57, Article IX. The provisions of Chapter 57, Article IX, of the Code of the City of Mobile, Alabama. 1991 (Ordinance No. 57-009-2021), as such may be amended from time to time (hereinafter referred to as "Article IX"), are incorporated herein by reference as if fully set out herein, including, but not limited to, the definitions set forth therein.

Section 2. Grantee. New Cingular Wireless PCS, LLC, as a wireless provider, who, along with its lawful successor(s), transferee(s), or assignee(s), shall hereinafter be referred to as "Grantee", has made application for a License pursuant to and in accordance with Article IX.

Section 3. Grant. The City of Mobile, Alabama (hereinafter "City"), where the City has the right and authority to do so, hereby grants to the Grantee a non-exclusive license to construct, maintain, and operate small cell facilities and/or support structures in the rights-of-way in accordance with and subject to the provisions of Article IX, applicable law, and any mutually acceptable additional terms, as may be set forth in an attachment to this License. Approval of installation of facilities at specific locations or on specific support structures will be administered through the SCF permit process set forth in Article IX.

Section 4. Certifications. Grantee hereby certifies as follows:

(a) Grantee is a Limited Liability Corporation duly organized, validly existing, and in good standing under the laws of the State of Delaware, is qualified to do business under the laws of the State of Alabama, and has the power and authority to own its properties, to carry on its business as now being conducted, to execute and deliver the acceptance of this license, to carry out the transactions contemplated hereby, and to perform and carry out all obligations on its part to be performed under and pursuant to this license.

(b) Grantee, as of the date of the grant of this License, has adequate financial resources to install the small cell facilities or support structures in accordance with the provisions of Chapter 57, Articles VIII and IX, Mobile City Code, 1991, and knows of no technical or legal impediment which would prevent it from performing as contemplated in said articles.

(c) Grantee is not prohibited by any agreement or applicable law from executing and accepting a license.

(d) All corporate actions and consents required on Grantee's part to execute and deliver the acceptance of the license have been completed.

The foregoing certifications are material to the grant of the License. A breach of any of the certifications in subsections (a) through (c) above shall constitute a non-curable default under the License, and shall entitle the City to immediately revoke the License for cause. A breach of the certification contained in subsection (d) shall constitute a curable default under the License, wherein following written notice, Grantee will have reasonable time to cure such default.

Section 5. Nonexclusive. Grantee's use of the rights-of-way pursuant to Article IX and this License shall be nonexclusive. The City specifically reserves the right to grant, at any time and from time to time, such additional franchises, licenses, use agreements or other rights to use the rights-of-way for any purpose as determined by the City, and to any other person, including itself, as it deems appropriate, subject to applicable law.

Section 6. No title. The grant of this License shall not convey title, equitable or legal, in the rights-of-way, and the rights granted by the License do not excuse the Grantee from

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obtaining appropriate access or attachment agreements before locating its facilities on another person's support structures in the rights-of-way, including the City.

Section 7. Term of license.

(a) Term. Subject to termination or revocation in accordance with Article IX, this License shall be valid for a period of five (5) years commencing on the date of publication of this ordinance (hereinafter referred to as "Effective Date"), and shall be subject to renewal as provided in Article IX. Upon Grantee's written certification to the franchise manager within 30 days of the expiration of the License that Grantee remains in compliance with the provisions of Article IX, including this License and each permit, then the License will be automatically renewed for an additional five (5) year term without further action required by the City.

(b) Operation after termination; holding over. Any holding over by Grantee after the termination, revocation or expiration of this License shall be subject to the applicable provisions of Article IX.

Section 8. Fees. The Grantee will pay the City all application and annual license fees in accordance with applicable provisions of Article IX.

Section 9. Insurance, security and indemnification. The Grantee understands it is bound by and shall comply with the provisions of Article IX applicable to insurance, security, and indemnification.

Section 10. Construction. In the case of an irreconcilable conflict between Article IX and any other provision of Chapter 57, Article IX shall apply.

Section 11. Inducements not offered. The Grantee, by its written Acceptance of this License, acknowledges that it has not been induced to accept this License by an understanding or promise or other statement, whether verbal or written, by or on behalf of the City concerning any term or condition of said License that is not included in this License.

Section 12. Grantee accepts terms of License. The Grantee, by its written acceptance of this License, acknowledges that it has thoroughly examined and is familiar with the terms and conditions of this License and Article IX and agrees to be bound by them.

Section 13. Administration and Enforcement. Administration and enforcement of this License shall be in accordance with Article IX.

Section 14. Notice. All notices or demands pursuant to Article IX shall be in writing and shall be deemed given if personally delivered or mailed, certified mail, return receipt requested to the following addresses:

If to the City, to: City Clerk
 P.O Box 1827
 Mobile, AL 36633

With a copy to: City Attorney
 P.O Box 1827
 Mobile, AL 36633

If to Grantee. To: Tim Hawkins
 1876 Data Dr
 Hoover, AL 35244

With a copy to:

All notices or demands shall be deemed effective, if personally delivered, upon delivery, and if mailed, certified mail, return receipt requested, three (3) days after mailing. The City or Grantee may from time to time designate in writing any other address for this purpose

MINUTES OF AUGUST 25, 2021

to the other party; provided, however, in no event will either the City or Grantee be required at any time to send any notices or demands to more than two (2) designated addresses. even in the event that this License is transferred or assigned in whole or part. Nothing herein shall prevent the parties from effecting personal delivery via e-mail.

Section 15. Captions. The captions to sections and subsections contained herein are intended solely to facilitate the reading thereof. Such captions shall not affect the meaning or interpretation of the text herein.

Section 16. Severability. The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

Section 17. Governing Law. This License granted and every question arising hereunder shall be construed or determined according to the laws of the State of Alabama and applicable federal law.

Section 18. Publication. The City Clerk of the City of Mobile is hereby authorized and directed to publish this Ordinance in full once a week for three consecutive weeks in a newspaper of general circulation published in the City of Mobile. Publication of this ordinance shall be at the expense of the Grantee.

Section 19. When ordinance effective. Subject to the provisions of Code of Alabama §11-44C-29, this Ordinance shall be in full force and effect thirty (30) days after both the final enactment of same by the City Council and publication of this ordinance as required by law.

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

Councilmember Small moved for the suspension of the rules to consider Consent Resolutions 03-680 through 60-687 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

APPOINT ABI SEEWER TO THE AD HOC ANIMAL SHELTER CITIZENS' ADVISORY COMMITTEE. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 03-680-2021

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Abi Seewer is appointed to the ad hoc Animal Shelter Citizens' Advisory Committee effective immediately for terms ending October 1, 2021.

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

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

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

MINUTES OF AUGUST 25, 2021

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL TABLE WINE (ON/OFF PREMISES) LICENSE FOR OHANA POKE, 960 S. SCHILLINGER ROAD, SUITE E. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 37-681-2021

Sponsored by: Councilmember Rich

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

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

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

Submitted by: Ohana Poke LLC

Location: Ohana Poke
960 South Schillinger Road, Suite E

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

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

Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS II LICENSE FOR ONE MORE LIQUOR, 740 S. SCHILLINGER ROAD, SUITE A-1. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 37-682-2021

Sponsored by: Councilmember Rich

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

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

Type of application: Lounge Retail Liquor Class
(Package Store)

Submitted by: Nyra Inc

Location: One More Liquor
740 South Schillinger Road, Suite A-1

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

MINUTES OF AUGUST 25, 2021

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

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

DECLARE THE STRUCTURE AT 1354 OLD SHELL ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-683-2021

Sponsored by: Councilmember Manzie

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 1354 Old Shell Road has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1354 Old Shell Road as:

BEG AT A PT ON N/S OF OLD SHELL RD 148.90 FT WLY FROM N/W COR OF OLD SHELL RD & JULIA ST TH RUN WLY ALG SD N/S OLD SHELL RD 149.70 FT TH RUN NLY & PAR WITH JULIA ST 149/7 FT TH RUN ELY 49.26 FT TH RUN SLY & PAR WITH JULIA ST 150.0 FT TO POB #SEC 40 T4S R1W #MP29 06 40 0 008

Parcel Number: 29 06 40 0 008 041

Last Assessed to: ALLEN DONALD G & ANN M

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 shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over until the regular meeting of October 26, 2021, which was seconded by Councilmember Rich and the vote was as follows:

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

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

MINUTES OF AUGUST 25, 2021

DECLARE THE STRUCTURE AT 1713 BASS DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-684-2021

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 1713 Bass 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. 4, 7, 8, 12, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1713 Bass Drive as:

LOT 189 GULF MANOR 1ST ADD MKB 8 PG 159 #SEC 34 T5S R1W #MP32 04 34 0 004

Parcel Number: 23 20 43 4 000 034

Last Assessed to: GANDY CARL & EARNEST

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

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

Nays: None

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1616. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 58-685-2021

A RESOLUTION DETERMINING WHAT OBJECTIONS SHALL BE ALLOWED AND WHAT OBJECTIONS SHALL BE OVERRULED TO THE REMOVAL OF NOXIOUS OR DANGEROUS WEEDS ON OR IN FRONT OF CERTAIN PARCELS OF LAND.

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested

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parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of the interested parties; and

WHEREAS, Parcels Nos. 1 through 19 described in the resolution adopted on the 20th day of July, 2021, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

SECTION 1. It is hereby ascertained and determined that the dangerous and noxious weeds growing on the hereinafter described parcels of real property are public nuisances, and it is hereby ordered and directed that the employees of the City of Mobile assigned to that work promptly remove the weeds on such parcels of property:

PARCELS OR PIECES OF PROPERTY ON WHICH NOXIOUS OR DANGEROUS WEEDS ARE TO BE REMOVED:

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 19, as described in the resolution adopted on the 20th day of July, 2021, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No.1616 on file in the office of the City Clerk).

SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken hereunder. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

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WEED LIEN						
1616						Res. No.
7/20/2021	LOTS TO BE DECLARED					58-
8/24/2021	LOTS FOR PUBLIC HEARING					58-
//2021	LOTS TO BE ASSESSED FOR COST					58-
No.	Address	OLD CASE/ SRO#	CASE #	Amount Assessed	Dis	N/A CBO
1	1254 Cook Ave	12200	12921		3	
2	1268 Dauphin Island Pkwy	12223	12922		3	
3	1100 Gimon Cir W	12226	12923		3	
4	2651 Faure Dr S	7858	12924		4	
5	1612 Marengo Dr	7754	12925		3	
6	126 Covin St	7597	12927		1	
7	1001 Houston St	7594	12928		2	
8	1553 Orange St	7578	12929		2	
9	1552 Orange St	7577	12930		2	
10	1100 Arlington St	7195	12931		3	
11	1003 B Houston St	7595	12932		2	
12	325 Border Dr W	7674	12933		7	
13	566 Belsaw St	12135	12934		2	
14	6404 Biloxi St	12832	12935		1	
15	283 Jackson Blvd	11759	12936		5	
16	4219 Moffett Rd	9931	12937		7	
17	1701 Sandstone Ct	12542	12938		1	
18	458 Cedar Ave	10539	12939		2	
19	1416 Garland St	12467	12940		7	
				\$ -		
District total for this group		Numbers of lots cut				
1	3		1			
2	6		2			
3	5		3			
4	1		4			
5	1		5			
6	0		6			
7	3		7			
19			0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector		*CBD Cut By Declared				

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

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

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

DETERMINE AN APPROPRIATION TO THE UNIVERSITY OF SOUTH ALABAMA D/B/A JAG-GALS JAGUAR ATHLETIC FUND SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$1,750.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-686-2021

Sponsored by: Councilmember Richardson & Rich

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WHEREAS, Councilmember Richardson wishes to appropriate \$250.00 and Councilmember Rich wishes to appropriate \$1,500.00 (TOTAL \$1,750.00) to University of South Alabama, dba JAGGALS Jaguar Athletic Fund from their discretionary funds; and

WHEREAS, University of South Alabama, dba JAG-GALS Jaguar Athletic Fund, 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 University of South Alabama, dba JAG-GALS Jaguar Athletic Fund, will be used to help purchase door prizes for the Jag-Gals 2021-2022 annual fundraising football social event, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,750.00 to University of South Alabama dba JAG-GALS Jaguar Athletic Fund 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 Rich moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

DETERMINE AN APPROPRIATION TO THE BLESSING ANGELS GIFTING TREE SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$2,500.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 60-687-2021

Sponsored by: Councilmember Williams

WHEREAS, Councilmember Williams wishes to appropriate \$2,500.00 to The Blessing Angels Gifting Tree from his discretionary funds; and

WHEREAS, The Blessing Angels Gifting Tree, is a non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Blessing Angels Gifting Tree will be used for the distribution of food boxes to be distributed for the Thanksgiving holiday on November 20, 2021, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to The Blessing Angels Gifting Tree 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.

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

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

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

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

Councilmember Small moved for the suspension of the rules to consider Resolution 21-698 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE FOREIGN- TRADE ZONE OPERATOR AGREEMENT WITH KEYPORT WAREHOUSING, INC. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 01-688-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Foreign-Trade Zone Operator Agreement between City of Mobile and Keyport Warehousing, Inc., in which the City grants the Operator the right to utilize the real property located Foreign-Trade Zone No. 82, as outlined in the agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said agreement is on file in the office of the City Clerk.

AUTHORIZE FOREIGN- TRADE ZONE OPERATOR AGREEMENT WITH MEADOR WAREHOUSING & DISTRIBUTION, INC. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 01-689-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Foreign-Trade Zone Operator Agreement between City of Mobile and Meador Warehousing & Distribution, Inc., in which the City grants the Operator the right to utilize the real property located Foreign-Trade Zone No. 82, as outlined in the agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said agreement is on file in the office of the City Clerk.

APPROVE PURCHASE ORDER TO SOUTHERN LIGHTING & TRAFFIC SYSTEMS FOR SIX TRAFFIC SIGNAL CONTROLLERS FOR TRAFFIC ENGINEERING DEPARTMENT, \$15,900.00. The following resolution was held over until the regular meeting of August 31, 2021.

MINUTES OF AUGUST 25, 2021

RESOLUTION: 08-690-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15534</u>	2021	(2060) TRAFFIC ENGINEERING	SIX TRAFFIC SIGNAL CONTROLLERS (SEALED BID 5561)	\$15,900.00-	<u>(278464) SOUTHERN LIGHTING & TRAFFIC SYSTEMS</u>

APPROVE PURCHASE ORDER TO PEEK TRAFFIC CORPORATION FOR THREE TRAFFIC SIGNAL CABINETS FOR THE TRAFFIC ENGINEERING DEPARTMENT, \$23,000.00. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-691-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10820</u>	2021	(2060) TRAFFIC ENGINEERING	THREE TRAFFIC SIGNAL CABINETS (SEALED BID #5561).	\$23,000.00	<u>(162617) PEEK TRAFFIC CORPORATION</u>

APPROVE PURCHASE ORDERS TO PETROLEUM TRADERS CORPORATION FOR FUEL FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-692-2021

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15690</u>	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$17,742.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15691</u>	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$17,742.50	(279229) PETROLEUM TRADERS CORPORATION
<u>15692</u>	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$17,742.50	(279229) PETROLEUM TRADERS CORPORATION

APPROVE PURCHASE ORDER TO SCHOOL SPECIALTY LLC FOR POTTERY WHEELS, STOOLS & KILN FOR THE MOBILE MUSEUM OF ART, \$17,043.74. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-693-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>13499</u>	2021	(0560) MOBILE MUSEUM OF ART	7 POTTERY WHEELS, 8 STOOLS, 1 KILN (SEALED BID 5589)	\$17,043.74	(274709) SCHOOL SPECIALTY LLC

APPROVE PURCHASE ORDER TO EMERGENCY EQUIPMENT PROFESSIONAL, INC. FOR AMBULANCE FOR FIRE ADMINISTRATION, \$172,214.44. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-694-2021

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15632</u>	2021	(1510) FIRE ADMINISTRATION	CRESTLINE CCL 150 AMBULANCE ON FORD F350 CHASSIS WITH UPFITTING (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$172,214.44	<u>(294963) EMERGENCY EQUIPMENT PROFESSIONAL INC</u>

APPROVE PURCHASE ORDER TO AARDVARK FOR TACTICAL ROBOT WITH ACCESSORIES FOR POLICE ADMINSTRATIVE SERVICES, \$67,908.75. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-695-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12903</u>	2021	(1530) POLICE ADMIN SERVICES	AVATAR III TACTICAL ROBOT W/MANIPULATOR ARM, SHOCK TUBE INITIATOR, PERCUSSION ACTUATED NON-ELECTRIC DISRUPTER (GSA CONTRACT)	\$67,908.75	<u>(296819) AARDVARK</u>

APPROVE PURCHASE ORDER TO KASEWARE INC. FOR 30 ONE-YEAR LICENSES FOR CASE MANAGEMENT SOFTWARE FOR POLICE ADMINISTRATIVE SERVICES, \$42,000.00. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-696-2021

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>8790</u>	2021	(1530) POLICE ADMIN SERVICES	30 ONE-YEAR LICENSES FOR INVESTIGATION CASE MANAGEMENT SOFTWARE, PLUS IMPLEMENTATION (SEALED BID 5567)	\$42,000.00	<u>(297346)</u> <u>KASEWARE INC</u>

APPROVE PURCHASE ORDER WITH IT VENDOR FOR SUBSCRIPTION FOR DATA BACK-UP/RECOVERY SERVICES, \$168,217.40. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 08-697-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>15372</u>	2021	(5000) INFORMATION TECHNOLOGY	ONE-YEAR SUBSCRIPTION FOR DATA BACKUP/RECOVERY SERVICES (EXEMPT IAW AL CODE 41- 16-51(a)(15))	\$168,217.40	<u>(297326)</u> <u>VENDOR</u>

AUTHORIZE CONTRACT WITH TETRA TECH, INC., FOR DISASTER DEBRIS REMOVAL MONITORING SERVICES. The following resolution was introduced by Councilmember Williams.

RESOLUTION: 21-698-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Tetra Tech , Inc, for one year, to provide post-disaster debris removal monitoring and consulting services, as outlined in the agreement attached hereto and made a part hereof as though set forth in full.

A copy of said agreement is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Williams moved that the resolution be held over until the regular meeting of September 7, 2021, which was seconded by Councilmember Rich. Following comments by Councilmembers Daves, Williams and Rich and the vote was as follows:

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

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

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AUTHORIZE CONTRACT WITH BARTER & ASSOCIATES FOR DOCK IMPROVEMENTS AT GULFQUEST/MOBILE ALABAMA CRUISE TERMINAL; \$70,000.00 (CO524, 20002000-42200). The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 21-699-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Project Name: GULFQUEST/MOBILE, ALABAMA CRUISE TERMINAL – DOCK IMPROVEMENTS

Project Number: CT-018-21

Amount: \$70,000.00

AUTHORIZE GRANT APPLICATION TO THE ALABAMA HISTORICAL COMMISSION FOR DIGITIZATION PROJECT BY THE HISTORIC DEVELOPMENT OFFICE, \$19,630.13 (CITY'S PORTION: \$10,761.74). The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 31-700-2021

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 \$19,630.13. 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 match requirement in the amount of \$13,086.76 (\$10,761.74 cash and \$2,325.02 in-kind).

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 \$10,761.74 and an in-kind match in the amount of \$2,325.02 if said grant is awarded.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – JOHNSON. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 60-701-2021

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

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and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Kerry Stuart Johnson, 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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – BUSBY. The following resolution was held over until the regular meeting of August 31, 2021.

RESOLUTION: 60-702-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Byron Gregory Busby, 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.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER ADOPTION OF THE 2021-2022 GENERAL FUND, CAPITAL IMPROVEMENTS FUND AND CONVENTION CENTER FUND BUDGETS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-703-2021

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

Notice of Public Hearing

Pursuant to Resolution of the Mobile, Alabama City Council adopted August 25, 2021, a public hearing will be held on September 7, 2021, at 10:30 a.m., to consider adoption of the 2021-2022 General Fund, Capital Improvements Fund and Convention Center Fund budgets for the City of Mobile, Alabama.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. Public comments will be allowed.

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as September 7, 2021.

ANNOUNCEMENTS:

City Council members thanked the City Clerk, her staff and poll workers for their hard work with the election. They also congratulated all the winners of the election.

Councilmember Gregory shared updates on the Zeigler Boulevard widening project.

Councilmember Daves thanked his opponents for running a clean race.

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Councilmember Williams announced that upcoming Councilmember Ben Reynolds will start shadowing him in preparation of taking office.

Councilmember Manzie announced the runoff election date is October 5, 2021.

Lisa Lambert, City Clerk, thanked her staff and the administration for helping with the election and welcomed new and returning council members.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 12:48 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK