

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 28, 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, February 28, 2023, at 9:00 a.m.

Councilmembers:

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

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 28, 2023

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, February 28, 2023, at 10:30 a.m., for the regular meeting.

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

Bishop Levy Knox, Living Word Christian Center International Ministries, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

The minutes of the meetings of February 22, 2023, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

James Barber, Chief of Staff, stated that Mayor Stimpson could not be present so he would be making comments on his behalf.

James Barber read a proclamation declaring February 2023 as National Parent Leadership Month in Mobile.

Shonnda Smith, Deputy Executive Director of Public Works, introduced the Parks and Recreation Department’s girls’ and boys’ championship basketball teams.

MINUTES OF FEBRUARY 28, 2023

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, and Jones

Nays: None

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

APPEALS

Request of Emily Naron for a waiver of the Noise Ordinance at 3404 Moffett Road on March 3, 2023, from 6:00 p.m. – 9:00 p.m. (District 1).

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

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

Nays: None

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

PUBLIC HEARINGS

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO TEN65, LLC TO OPERATE A SHUTTLE SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a certificate of public convenience and necessity to TEN65, LLC to operate a shuttle service 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 56 BRUCEWOOD DRIVE, EAST 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 56 Brucewood Drive, East 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 3139 SYCAMORE LANE 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 3139 Sycamore Lane a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

MINUTES OF FEBRUARY 28, 2023

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 557 CEDAR AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 557 Cedar 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 1210 ALBA STREET 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 1210 Alba Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

A woman spoke, as the property owner, asking for additional time to fix the property.

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 919 NELLIE STREET 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 919 Nellie Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Sabrina Mass, 1050 Belvedere Circle West, offered comments in support of this demolition.

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 5937 WESTHAVEN DRIVE, SOUTH A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 5937 Westhaven Drive, South a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Pamela Laffite, 630 Fontaine Drive, asked for an extension to fix the property.

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:

Thomas Mitchell, 109 S. Monterey Street, gave comments concerning abuse of power by City officials and City business.

Marvin Lue, 1252 Dr. MLK Jr. Avenue, offered comments in regard to annexation.

MINUTES OF FEBRUARY 28, 2023

Timothy Hollis, 1924 Seale Street, gave a recap Mardi Gras and MPD regarding permits and venue closures

CONSENT RESOLUTIONS HELD OVER

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO FAMILY DOLLAR STORE #224765, 1281 A DAUPHIN ISLAND PARKWAY. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meetings of February 22, 2023, and February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 37-170-2023

Sponsored by: Councilmember Small

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

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

Submitted by: Family Dollar Stores of Alabama, LLC

Location: Family Dollar #224765
1281 A Dauphin Island Parkway
Mobile, AL 36605

The resolution was read by the City Clerk, whereupon Councilmember Small moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

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

CIP RESOLUTIONS HELD OVER

AUTHORIZE CONTRACT WITH MICHAEL BAKER INTERNATIONAL, INC., FOR WOODCOCK CREEK, WEST BRANCH, DRAINAGE IMPROVEMENTS; \$190,843.15. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-212-2023

Sponsored by: Mayor Stimpson and Councilmember Daves

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: Michael Baker International, Inc.

Project Name: Woodcock Creek, West Branch, Drainage Improvements
COM Project# 2018-3005-11

MINUTES OF FEBRUARY 28, 2023

Estimated Cost: \$190,843.15

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Carroll and the vote was as follows:

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

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

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC CO., INC. FOR LED STREET LIGHT FIXTURES; \$27,481.00. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-213-2023

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
<u>5723</u>	2023	(2060) TRAFFIC ENGINEERING	50 COOPER NAVION LED STREET LIGHT FIXTURES FOR TRAFFIC ENGINEERING (SEALED BID 5656)	\$27,481.00	<u>(075199) GRAYBAR ELECTRIC CO INC</u>

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR APPLE IPAD MINI TABLETS FOR PUBLIC SERVICES DEPT.; \$16,539.36. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-214-2023

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:

MINUTES OF FEBRUARY 28, 2023

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>5586</u>	2023	(2070) PUBLIC SERVICES ADMINISTRATION	19 APPLE IPAD MINI TABLETS FOR PUBLIC SERVICES (NATIONAL IPA COOPERATIVE PURCHASING AGREEMENT AT PRICE LESS THAN STATE CONTRACT)	\$16,539.36	<u>(272932) CDW GOVERNMENT LLC</u>

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

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

REALLOCATE FUNDS IN CAPITAL PROJECT STORMWATER-MISC. BRIDGE IMPROVEMENTS; ALABAMA MUNICIPAL TRUST FUND TO CAPITAL PROJECT PINTO PASS BRIDGE-SETTLEMENT ALDOT. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 09-215-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$100,623.64 in Capital Project #C0048 Stormwater-Misc. Bridge Improvements; Alabama Municipal Trust Fund (2010); be reallocated to Capital Project Pinto Pass Bridge-Settlement ALDOT. These funds will be used to pay the final settlement invoice received from Alabama Department of Transportation (ALDOT).

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to hold the resolution over for two weeks, which was seconded by Councilmember Reynolds and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over until the regular meeting of March 14, 2023.

AUTHORIZE CONTRACT WITH PIERRE HALL TO PROVIDE TENNIS LESSONS FOR PARKS AND RECREATION DEPT.; NTE \$80,000.00 PER YEAR. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-216-2023

Sponsored by: Mayor Stimpson

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

MINUTES OF FEBRUARY 28, 2023

Hail to provide tennis lessons and clinics for Parks and Recreations Department, compensation for work by the contractor will be as provided in the statement of work but in no event shall exceed \$80,000 per year 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 office of the City Clerk.

BE IT FURTHER RESOLVED that the City Council find that this resolution necessary to perform essential minimum functions of the Council.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

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

AUTHORIZE CONSULTANT CONTRACT WITH THE ARCHITECTS GROUP, INC. FOR KITCHEN FLOORING REPLACEMENT AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$16,330.00. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-217-2023

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: THE ARCHITECTS GROUP, INC.

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER
KITCHEN FLOORING REPLACEMENT

Project Number: CN-026-23

Amount: \$16,330.00

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

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

AUTHORIZE CONTRACT WITH CUMMINGS ARCHITECTURE CORP. FOR DESIGN SERVICES OF BATHROOM AND ELEVATOR RENOVATIONS AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$28,460.00. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 21-218-2023

MINUTES OF FEBRUARY 28, 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: CUMMINGS ARCHITECTURE CORPORATION

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER -
ELEVATOR INTERIOR RENOVATIONS (CN-024-23) AND
UPPER AND LOWER CONCOURSE BATHROOM
RENOVATIONS (CN-021-23)

Amount: \$28,460.00 COMBINED TOTAL
\$20,960.00 - CN-024-23 (C0805)
\$ 7,500.00 - CN-021-23 (C0804)

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

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

AUTHORIZE A GRANT APPLICATION TO SOUTH ALABAMA REGIONAL PLANNING COMMISSION FOR THE ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES GRANT; \$360,000.00 (20% MATCH REQUIRED). The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 31-219-2023

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 South Alabama Regional Planning Commission, a Notice of Award for grant assistance in the amount of \$360,000.00 for the Federal Transit Act (FTA) Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Grant. There is a 20% match requirement.

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 South Alabama Regional Planning Commission (SARPC). 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 authorizes the expenditure of 20% matching funds in the amount of \$72,000.00 in the event this grant is received. The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

MINUTES OF FEBRUARY 28, 2023

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; BLACKWELL. The following resolution which was introduced and read at the regular meeting of February 22, 2023, and held over until the regular meeting of February 28, 2023, was called up by the Presiding Officer.

RESOLUTION: 60-220-2023

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 arising out of the claim of Allstate Insurance Company as Subrogee of their insured Stephanie Blackwell, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

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

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

Councilmember Daves moved for the suspension of the rules to consider Resolutions 37-221 through 60-245 being introduced for the first time. The motion was seconded by Councilmember Reynolds, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE TO CALLAGHAN'S ST. PATRICK'S DAY STREET PARTY; 250 MARINE STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-221-2023

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: Special Events Retail License

Submitted by: Callaghan's Irish Social Club

MINUTES OF FEBRUARY 28, 2023

Location: St. Patrick's Day Street Party
250 Marine Street
Mobile. AL 36604

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

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

DECLARE THE STRUCTURE AT 56 BRUCEWOOD DRIVE, EAST A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-222-2023

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article M of the Mobile City Code. "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at **56 BRUCEWOOD DRIVE EAST** 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;

WHE REAS, 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, B, 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 **56 BRUCEWOOD DRIVE EAST** described as:

LOT 28 BRUCEWOOD SUB MBK 9 P 486 #5EC 35 T3S R2W #MP23 07 35 1 000

Parcel Number: 23 07 35 1 000 037

Last Assessed to: NILES GEORGE E

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 Jones and the vote was as follows:

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

MINUTES OF FEBRUARY 28, 2023

Nays: None

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

DECLARE THE STRUCTURE AT 3139 SYCAMORE LANE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-223-2023

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 3139 SYCAMORE LANE 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 **3139 SYCAMORE LANE** described as:

BEG AT SE COR OF LOT 15 BLK 1INGATE PLACE DBK 106/86 RUN TH W 55 FT; TH N 230 FT; TH E ALG S/S OF OAK ST 54 FT; TH S 230 FT TO POB

Parcel Number: 29 08 18 2 003 083

Last Assessed to: INNISS KENNETH

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that 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, 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 Jones and the vote was as follows:

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

Nays: None

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

DECLARE THE STRUCTURE AT 557 CEDAR AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

MINUTES OF FEBRUARY 28, 2023

RESOLUTION: 40-224-2023

Sponsored by: Councilmember Carroll

WHEREAS, under the provisions of Chapter 52, Article 11 of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the structure at 557 CEDAR AVENUE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has Identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance; **Nuisance Abatement Inspection Checklist/Exhibit A - No. 1, 3, 4, 5, 7, 8 and 15; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED. BE IT RESOLVED COUNCIL OF THE CITY OF MOBILE that the structure at **557 CEDAR AVENUE** described as:

LOT 7 IN BLK 7 OF WOLFF HGTS ACC TO MAP THEREOF BY A S TOWLE REC IN DBK 112 N S P 191 #SEC 13 T4S R1W #MP29 06 13 0 003

Parcel Number: 29 06 13 0 003 125

Last Assessed to: HUNTINGTON ELLA, CARTER E C/O SHEILA

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public **demolished** nuisance and a blighted property, and it is hereby ordered that said structure be 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 Jones and the vote was as follows:

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

Nays: None

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

DECLARE THE STRUCTURE AT 1210 ALBA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-225-2023

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the structure at 1210 ALBA 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;

MINUTES OF FEBRUARY 28, 2023

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, 6, 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 COUNCIL OF THE CITY OF MOBILE that the structure at **1210 ALBA STREET** described as:

LOT 6 SQR 10 BASCOMBE TRT DBK 128 P 1 #SEC 27 T4S R1W #MP29 10 27 3 004

Parcel Number: 29 10 27 3 004 036

Last Assessed to: MOLTON WILLIE MAE C/O SCHAROLETTE MOTEN

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 hold the resolution over for sixty days, which was seconded by Councilmember Small and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over until the regular meeting of May 2, 2023.

DECLARE THE STRUCTURE AT 919 NELLIE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-226-2023

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article 11 of the Mobile City Code, Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 919 NELLIE 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. 1, 3, 4, 5, 6, 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

MINUTES OF FEBRUARY 28, 2023

BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **919 NELLIE STREET** described as:

LOT 36 BLK 2 ARLINGTON TERR ACE MBK 156 P 256 #SEC 36 T4S R1W #MP29 11 36 0 002

Parcel Number: 29 11 36 0 002 113

Last Assessed to: DUVAL @ BROAD LLC

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 hold the resolution over for sixty days, which was seconded by Councilmember Small and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over until the regular meeting of May 2, 2023.

DECLARE THE STRUCTURE AT 5937 WESTHAVEN DRIVE, SOUTH A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-227-2023

Sponsored by: Councilmember Gregory

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 5937 WESTHAVEN 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. 1, 3, 4, 5, 7 and B; and**

WHEREAS, the Mobile City Council has held a public hearing to determine whether said 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 **5937 WESTHAVEN DRIVE SOUTH** described as:

LOT 4 BLK 11 HILLSDALE HGTS MBK 10 P 183 SECT 17 T4S R2W #SEC 17 T4S R2W #MP28 04 17 2 002

Parcel Number: 28 04 17 2 002 002

MINUTES OF FEBRUARY 28, 2023

Last Assessed to: HAYNES MARK A

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

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, Probate of Mobile County, Alabama. 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 hold the resolution over for sixty days, which was seconded by Councilmember Small and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over until the regular meeting of May 2, 2023.

APPROVE AWARD OF SPECIAL BONUS TO THE ADMINISTRATIVE SERVICES EMPLOYEE OF THE MONTH; GROMEN. This resolution was introduced by Councilmember Daves.

RESOLUTION: 60-228-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, up on 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:

JANUARY 2022 = 3 - JORDAN GROMEN (Employee #19198)
COMMUNICATIONS Digital Media Manager

This employee is to be commended for her exemplary work performance or innovations that 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 Jones and the vote was as follows:

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

Nays: None

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

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

RESOLUTION: 60-245-2023

Sponsored by: Councilmember Small

MINUTES OF FEBRUARY 28, 2023

WHEREAS, Councilmember Small wishes to appropriate **\$1,500.00** to the United Methodist Inner City Mission of Mobile, Inc., from his discretionary funds; and

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

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

WHEREAS, the Mobile City Council determines that this appropriation to United Methodist Inner City Mission of Mobile, Inc., will be used to assist with travel, food, and lodging expenses for the basketball team to play in the State Championship in Birmingham, Alabama, which will serve a public purpose benefitting the City of Mobile and its citizens.

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

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Jones and the vote was as follows:

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

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

CIP RESOLUTIONS BEING INTRODUCED

AUTHORIZE CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR IMPROVEMENTS AT JAMES M. SEALS, JR. AND HACKMEYER PARKS; \$1,694,900.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 21-229-2023

Sponsored by: Mayor Stimpson and Councilmembers Carroll and Daves

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

Name of Company: HARRIS CONTRACTING SERVICES, INC.

Project Name: PR-041-20 JAMES M. SEALS JR PARK
ATHLETIC/CONCESSION & FIELD IMPROVEMENTS

PR-034-21 HACKMEYER PARK
IMPROVEMENTS PHASE 2

Amount: \$514,000.00 C0827 CIP #2022-P-039 D2

\$376,000.00 C0546 TIF

MINUTES OF FEBRUARY 28, 2023

\$804,900.00 G0541 CIP#2021-P-046 D5

\$1,694,900.00 COMBINED TOTAL

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AGREEMENT BETWEEN THE CITY OF MOBILE AND THE SOUTH ALABAMA REGIONAL PLANNING COMMISSION; NTE \$50,000.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 01-230-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with the South Alabama Regional Planning Commission to perform all necessary services provided under this contract for Parks and Recreation Department. The Planning Agency agrees to pay the contractor(The City of Mobile) as provided in the statement of work but in no event shall exceed \$50,000.00 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.

BE IT FURTHER RESOLVED that the City Council finds that this resolution is necessary to perform essential minimum functions of the Council.

AUTHORIZE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MOBILE AND THE MOBILE COUNTY DISTRICT ATTORNEY'S OFFICE. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 01-231-2023

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, the Intergovernmental Agreement between the Mobile County District Attorney's Office and the City of Mobile, for the public purpose of providing funding assistance for crime investigation, prevention and prosecution in the Circuit Courts and District Courts of the 13th Judicial Circuit, and to perform all acts necessary as outlined in the Intergovernmental Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Intergovernmental Agreement is on file in the office of the City Clerk.

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. FOR CHEVROLET TAHOES FOR MPD; \$117,630.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 08-232-2023

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:

MINUTES OF FEBRUARY 28, 2023

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1492</u>	2023	(F7000) MOTOR POOL	UPFIT 15 ADMIN CHEVROLET TAHOE PPV SUVS FOR MPD (SEALED BID 5757)	\$117,630.00	<u>(290980) DANA SAFETY SUPPLY INC.</u>

APPROVE PURCHASE ORDER TO LIFTNOW AUTOMOTIVE EQUIPMENT, CORP. FOR TIRE-CHANGING MACHINE FOR MUNICIPAL GARAGE; \$17,440.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 08-233-2023

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
<u>609</u>	2023	(2050) FLEET MANAGEMENT-GARAGE	BENDPAK R26FLT TIRE-CHANGING MACHINE FOR MUNICIPAL GARAGE (SEALED BID 5758)	\$17,440.00	<u>(298323) LIFTNOW AUTOMOTIVE EQUIPMENT CORP.</u>

APPROVE PURCHASE ORDER TO EMERGENCY SERVICES CONSULTING INTERNATIONAL FOR CODE 3 STRATEGIST EMERGENCY OPERATIONS MODELING SOFTWARE, SETUP AND 1-YEAR SUBSCRIPTION FOR MFRD; \$38,500.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 08-235-2023

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:

MINUTES OF FEBRUARY 28, 2023

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3121</u>	2023	(1510) FIRE ADMINISTRATION	CODE 3 STRATEGIST EMERGENCY OPERATIONS MODELING SOFTWARE, SETUP AND ONE-YEAR SUBSCRIPTION FOR MFRD (NPP GOV COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$38,500.00	<u>(298336) EMERGENCY SERVICES CONSULTING INTERNATIONAL</u>

APPROVE PURCHASE ORDER TO WARD APPARATUS, LLC FOR RESCUE TRUCK FOR MFRD; \$260,488.00. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 08-236-2023

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
<u>4781</u>	2023	(1510) FIRE ADMINISTRATION	MCB RESPONDER 12FT RESCUE TRUCK FOR MFRD (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$260,488.00	<u>(0000) WARD APPARATUS LLC.</u>

AUTHORIZE CONTRACT WITH C SPIRE BUSINESS SSOLUTIONS FOR VOICE-OVER-INTERNET PROTOCOL TELEPHONE SERVICE AND SUPPORT. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 21-237-2023

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, the renewal of a contract dated April 24, 2018, by and between the City of Mobile and Telepak Networks, Inc., doing business as C Spire Business Solutions, for Voice-Over-Internet Protocol telephone service and support, for a renewal period of three years, with the option to renew for an additional subsequent three year period without requirement for further Council approval. Such renewal is attached hereto and made a part hereof as though set forth in full. A copy of said contract renewal is on file in the Office of the City Clerk.
AUTHORIZE CONTRACT AMENDMENT WITH WATKINS ACY STRUCK DESIGN, INC. FOR MARDI GRAS PARK; \$17,187.15. The following resolution was held over until the regular meeting of March 7, 2023.

MINUTES OF FEBRUARY 28, 2023

RESOLUTION: 21-238-2023

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, an Amendment to the 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 and amendment is on file in the office of the City Clerk.

Name of Company: WATKINS ACY STRUCK DESIGN, INC.
(WAS DESIGN. INC.)

Project Name: MARDI GRAS PARK-IMPROVEMENTS

Project Number: PR-050-19

Amount: ADDITIONAL \$17,187.75

AUTHORIZE CONTRACT WITH ARENA FIRE PROTECTION, INC. FOR FIRE ALARM SYSTEMS INSEPTIONS & TESTING AT VARIOUS CITY LOCATIONS; \$176,875.00 TOTAL. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 21-239-2023

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 Service Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the service contract attached hereto and made a part hereof as though set forth in full. A copy of said service contract is on file In the office of the City Clerk.

Name of Company: ARENA FIRE PROTECTION INC.

Project Name: VARIOUS CITY OF MOBILE LOCATIONS -
FIRE ALARM SYSTEMS INSPECTIONS & TESTING
(3-YEAR SERVICE CONTRACT)

Project Number: SC-013-23

Amount: \$58,625.00 FIRST YEAR ONLY
\$59,025.00 SECOND YEAR ONLY
\$59,225.00 THIRD YEAR ONLY
\$176,875.00 COMBINED TOTAL

AUTHORIZE CONTRACT WITH THOMPSON CONSULTING SERVICES, LLC AND TETRA TECH, INC. FOR POST DISASTER DEBRIS REMOVAL MONITORING AND CONSULTING SERVICES. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 21-240-2023

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 Thompson Consulting Services, LLC, for three years, renewable for three additional years without further Council approval required, in amounts as necessary at specific unit pricing,

MINUTES OF FEBRUARY 28, 2023

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.

ACCEPT PERMANENT SIDEWALK EASEMENT NEEDED FOR 2023 CITYWIDE SIDEWALK REPAIR AND MAINTENANCE. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 25-241-2023

Sponsored by: Mayor Stimpson and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City hereby accepts a Sidewalk Easement from Board of School Commissioners of Mobile County, on property located in front of Orchard Elementary School for the 2023 City Wide Sidewalk Repair & Maintenance Project No. 2023-3005-01.

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO TEN65, LLC TO OPERATE A SHUTTLE SERVICE. The following resolution was held over until the regular meeting of March 7, 2023.

RESOLUTION: 37-242-2023

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Ten65 Transportation, LLC for a Certificate of Public Convenience and Necessity to operate a shuttle service is hereby approved. A copy of said application is on file in the office of the City Clerk.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 6815 CARY HAMILTON ROAD FROM R-S TO I-1 (SCHEDULED FOR MARCH 28, 2023) (DISTRICT 4). The following resolution was introduced by Councilmember Jones.

RESOLUTION: 41-243-2023

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 6815 Gary Hamilton Road (North side of Gary Hamilton Road at the north terminus of Peary Road) Pursuant to Resolution of the Mobile, Alabama City Council adopted December 14, 2021, a public hearing will be held on the 28TH day of March, 2023, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at Located at 6815 Gary Hamilton Road (North side of Gary Hamilton Road at the north terminus of Peary Road) from R-A, Residential Agricultural District, to I-I, Light Industry 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.

MINUTES OF FEBRUARY 28, 2023

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:

COMMENCING AT A POINT WHERE THE SOUTH LINE OF SECTION 3, TOWNSHIP 6 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA, INTERSECTS THE EASTERLY RIGHT-OF-WAY LINE OF THE L & N R.R. (100 FOOT RIGHT-OF-WAY), RUN THENCE NORTH 33 DEGREES 20 MINUTES EAST ALONG SAID RAILROAD RIGHT-OF-WAY LINE 1477 FEET TO A POINT, THENCE SOUTH 57 DEGREES 41 MINUTES EAST ALONG NORTHERLY LINE OF WILLARD LANE 375.4 FEET TO THE POINT OF BEGINNING OF HEREIN DESCRIBED PROPERTY, THENCE CONTINUE SOUTH 57 DEGREES 41 MINUTES EAST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF WILLARD LANE 464.45 FEET TO A CONCRETE MONUMENT, THENCE NORTH 33 DEGREES 19 MINUTES EAST 594.4 FEET TO A CONCRETE MONUMENT, THENCE SOUTH 89 DEGREES 18 MINUTES 38 SECONDS EAST 608.7 FEET TO A CONCRETE MONUMENT, THENCE NORTH 01 DEGREES 11 MINUTES EAST ALONG NORTH-SOUTH HALF SECTION LINE 779.8 FEET TO A CONCRETE MONUMENT, THENCE NORTH 89 DEGREES 20 MINUTES WEST ALONG SOUTH LINE OF U.S. GOVERNMENT RESERVATION LANDS 1113.2 FEET TO A CONCRETE MONUMENT, THENCE SOUTH 33 DEGREES 20 MINUTES WEST ALONG EASTERLY RIGHT-OF-WAY LINE OF L & N R. R. 267 FEET TO A POINT, THENCE SOUTH 57 DEGREES 41 MINUTES EAST ALONG NORTHERLY LINE OF H. E. BOLTON, JR., PROPERTY 375 FEET TO A POINT, THENCE SOUTH 33 DEGREES 18 MINUTES WEST ALONG EASTERLY LINE OF H. E. BOLTON, JR., PROPERTY 730 FEET TO THE POINT OF BEGINNING, CONTAINING 24.46 ACRES.

AND

COMMENCE AT THE CENTER OF SECTION THREE (3), TOWNSHIP SIX (6) SOUTH, RANGE TWO (2) WEST; THENCE RUN WEST SEVEN HUNDRED FIFTY-EIGHT (758) FEET "to the EASTERN MOST RIGHT OF WAY OF THE L. & N. RAILROAD; THENCE SOUTH THIRTY-ONE (31) DEGREES THIRTY (30) MINUTES WEST NINE HUNDRED (900) FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE CONTINUE SOUTH THIRTY-ONE DEGREES (31°) THIRTY MINUTES (30') WEST SEVEN HUNDRED SIXTY (760) FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE EASTERN RIGHT OF WAY OF THE L. & N. RAILROAD AND THE CENTER LINE OF A COUNTY ROAD; THENCE SOUTH FIFTY-SEVEN (57) DEGREES EAST THREE HUNDRED SEVENTY-FIVE AND FOUR TENTHS (375.4) FEET TO A POINT ON THE CENTER LINE OF SAID COUNTY ROAD; THENCE NORTH THIRTY-ONE (31) DEGREES THIRTY (30) MINUTES EAST SEVEN HUNDRED SIXTY (760) FEET TO A POINT; THENCE NORTH FIFTY-SEVEN (57) DEGREES FORTY-FIVE MINUTES (45') WEST THREE HUNDRED SEVENTY-FIVE (375) FEET TO THE POINT OR BEGINNING OF THE TRACT HEREIN DESCRIBED AND CONTAINING SIX AND FIVE TENTHS (6.5) ACRES, MORE OR LESS.

The classification of said property is hereby changed from R-A, Residential Agricultural District to I-I, Light Industry 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 I-I, Light Industry 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 I-I, Light Industry District until all of the conditions set forth below have been complied with: 1) compliance with the residential buffer requirements of Section 64-4.D. of the Zoning Ordinance; and 2) full compliance with all municipal codes and ordinances.

MINUTES OF FEBRUARY 28, 2023

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

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as March 28, 2023.

CALL FOR PUBLIC HEARING TO AMEND APPENDIX 1, DOWNTOWN DEVELOPMENT DISTRICT, OF THE UNIFIED DEVELOPMENT CODE, CHAPTER 64 OF THE MOBILE CITY CODE, 2022 (SCHEDULED FOR MARCH 28, 2023) (DISTRICT 2). The following resolution was introduced by Councilmember Jones.

RESOLUTION: 41-244-2023

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 in Mobile County the attached NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ORDINANCE TO AMEND APPENDIX A, DOWNTOWN DEVELOPMENT DISTRICT, OF THE UNIFIED DEVELOPMENT CODE. CHAPTER 64 OF THE MOBILE CITY CODE, 2022, in the time and manner as set forth in said notice.

NOTICE OF PUBLIC HEARING AND CONSIDERATION OF ORDINANCE TO AMEND APPENDIX A, DOWNTOWN DEVELOPMENT DISTRICT, OF THE UNIFIED DEVELOPMENT CODE, CHAPTER 64 OF THE MOBILE CITY CODE, 2022 NOTICE is hereby given that at 10:30 a.m. on Tuesday, March 28, 2023, in the Mobile Government Plaza Auditorium, 205 Government Street, Mobile, Alabama 36644, and pursuant to Code of Alabama § 11-52-77, the City Council for the City of Mobile will hold a public hearing on, take public comment on, and consider an ordinance to AMEND APPENDIX A, DOWNTOWN DEVELOPMENT DISTRICT, OF THE UNIFIED DEVELOPMENT CODE, CHAPTER 64 OF THE MOBILE CITY CODE, 2022, as amended. All persons may be heard in opposition to or in favor of the said ordinance at the said time and place. Government Plaza, 205 Government Street, Mobile, Alabama 36644, serves as the City Hall for the City of Mobile.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org, or may mail them to City of Mobile, City Clerk, P.O. Box 1827, Mobile, Alabama 36633, or may deliver them to the City Clerk's Office, Mobile Government Plaza, Ninth Floor, 205 Government Street, Mobile, Alabama 36644. Written comments must be received by noon on Thursday, March 23, 2023.

The proposed amendments to the DDD Code will modify the Regulating Plan map and amend certain development standards for the properties fronting Beauregard Street between Saint Joseph Street, North Water Street and North Lawrence Street (generally known as the Mobile Press-Register site located at 401 North Water Street).

The amendment of the Regulating Plan map will rezone the properties from T-4 and SD, Special District to SD-WH, Special District-Warehouse, and modify the Regulating Plan map as shown on the map published herewith.

The amendment of development standards will amend Section 10.B.7.(b) of the DDD Code, Appendix A to the Unified Development Code. The current standards read as follows:

All building Facades along public frontages shall have a minimum of twenty (20) percent transparency measured on each floor. Higher percentages are required for some frontage types as stipulated in Appendix A Section IOC below.

MINUTES OF FEBRUARY 28, 2023

The proposed amendment will change the standards to read as follows;

Except for buildings located in a SD-WH district fronting Beauregard Street between Saint Joseph Street, North Water Street and North Lawrence Street all building Facades along public frontages shall have a minimum of twenty (20) percent transparency measured on each floor. Higher percentages are required for some frontage types as stipulated in Appendix A Section IOC below.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as March 28, 2023.

ANNOUNCEMENTS

Councilmember Reynolds announced that the Parks and Recreation department will have a meeting at Covenant Academy on March 14, 2023, at 6:00 p.m.

Councilmember Carroll expressed his condolences to Mr. Reggie Hill on the loss of his mother.

Councilmember Penn stated that the Trinity Gardens Parade was a great success this past Saturday and thanked the organizers for all their hard work.

Councilmember Penn announced a Toulmnville neighborhood planning meeting will be held at LeFlore High School on February 28, 2023, at 6:00 p.m.

Councilmember Small noted that it is Black History Month and he spotlighted Alexis Margaret Herman, the first African-American to serve as the Secretary of Labor under President Bill Clinton.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:29 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK