

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 22, 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 Wednesday, February 22, 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 22, 2023

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Wednesday, February 22, 2023, at 10:30 a.m., for the regular meeting.

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

Councilmember Cory Penn, Right Way Christian Center, 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 14, 2023, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson pointed out that over 1 million people attended Mardi Gras in Mobile over a nineteen-day period with no violent crimes being reported.

Mayor Stimpson thanked Public Safety and Public Works employees for all the work they did to make it safe and clean during Mardi Gras.

Mayor Stimpson expressed his appreciation to the citizens of Mobile for their participation in helping to have a safe Mardi Gras Season.

MINUTES OF FEBRUARY 22, 2023

Mayor Stimpson announced that the YES 251 Program will be accepting applications starting today through March 13, 2023.

Chief Jeremy Lami, Mobile Fire Department, presented Firefighter of the Month to Fire Service Captain Stacy L. Everson.

Chief Paul Prine, Mobile Police Department, presented Officer of the Month to Officer Sanchez Watson.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS

Request of Mothers Involved Against Gun Violence for a waiver of the Noise Ordinance at Figures Park on March 19, 2023, from 12:00 p.m. – 2:00 p.m. (District 1).

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

Request of 34th Annual Chili Cook-Off for a waiver of the Noise Ordinance on Canal Street (between Broad & Washington Streets) on March 11, 2023, from 11:00 a.m. – 3:30 p.m. (District 2).

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

Request of David Cagle for a waiver of the Noise Ordinance at Cooper Riverside Park on April 9, 2023, from 6:30 a.m. – 7:45 a.m. (District 2).

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

Request of Danny Baxter for a waiver of the Noise Ordinance at Medal of Honor Park on March 19, 2023, from 3:00 p.m. – 7:00 p.m. (District 6).

MINUTES OF FEBRUARY 22, 2023

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

Request of Patsy Alexander for a waiver of the Noise Ordinance at Medal of Honor Park on April 15, 2023, from 8:00 a.m. – 1:00 p.m. (District 6).

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

AGENDA ITEMS:

Beverly Cooper, 1208 Palmetto Street, gave comments opposing Ordinance 09-007.

NON-AGENDA ITEMS:

Michael Crawford, 2250 Summerland Drive, made requests for upgrades and repairs to Summerland Drive.

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

Ryan McMillian, 109 S. Monterey Street, offered comments about the abuse of power by City officials and City business.

Calvin Martin, 2411 Cross Street, voiced his concern about people racing cars in his neighborhood as well as the drug problem in Mobile.

Darlene Martin, 2411 Cross Street, expressed her concern about people racing cars in her neighborhood and the drug problem in Mobile.

ORDINANCES HELD OVER

ORDINANCE REPEALING CHAPTER 28, ARTICLE VI OF THE MOBILE CITY CODE, AND DISSOLVING THE “BLUE RIBBON AFFORDABLE HOUSING AND NEIGHBORHOOD REVITALIZATION COMMISSION”. The following ordinance which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

ORDINANCE: 09-007-2023

Sponsored by: City Council

WHEREAS, the City Council has determined that the “Blue Ribbon Affordable Housing and Neighborhood Revitalization Commission” previously established by the City Council is now defunct, not meeting regularly, or else no longer serving in a significant role as an advisory body to the City Council and Administration commensurate with resources expended on its operation and;

MINUTES OF FEBRUARY 22, 2023

WHEREAS, the City Council generally wishes to reduce the number of advisory boards and commissions established by the City of Mobile in order to simplify operations and conserve resources;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted dissolving the Blue-Ribbon Affordable Housing and Neighborhood Revitalization Commission.

Section 1: Chapter 28, Article VI of the Mobile City Code, §§ 28-71 through 28-77 as currently codified, and originally enacted as Ordinance Number 28-042-2019 on or about December 31, 2019, is hereby REPEALED.

Section 2: All ordinances, resolutions, orders, or parts thereof in conflict with or inconsistent with any provision herein are, to the extent of such conflict or inconsistency, repealed.

Section 3: This Ordinance shall take effect immediately upon its adoption and publication as required by law.

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

ORDINANCE DISSOLVING THE “CITIZENS’ ADVISORY COMMITTEE ON CONTRACTING OPPORTUNITIES FOR SMALL BUSINESS AND MINORITY OWNED FIRMS”. The following ordinance which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

ORDINANCE: 09-008-2023

Sponsored by: City Council

WHEREAS, the City Council has determined that the “Citizens' Advisory Committee on Contracting Opportunities for Small Business and Minority Owned Firms” previously established by the City Council is now defunct, not meeting regularly, or else no longer serving in a significant role as an advisory body to the City Council commensurate with resources expended on its operation and;

WHEREAS, the City Council generally wishes to reduce the number of advisory boards and commissions established by the City of Mobile in order to simplify operations and conserve resources;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted dissolving the Citizens' Advisory Committee on Contracting Opportunities for Small Business and Minority Owned Firms.

Section 1: Ordinance 09-003-2015, establishing the Citizens' Advisory Committee on Contracting Opportunities for Small Business and Minority Owned Firms and adopted on or about January 20, 2015 is hereby REPEALED and the Citizens' Advisory Committee on Contracting Opportunities for Small Business and Minority Owned Firms is hereby DISSOLVED.

MINUTES OF FEBRUARY 22, 2023

Section 2: All ordinances, resolutions, orders, amendments, or parts thereof in conflict with or inconsistent with any provision herein are, to the extent of such conflict or inconsistency, repealed.

Section 3: This Ordinance shall take effect immediately upon its adoption and publication as required by law.

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

ORDINANCE DISSOLVING THE “CITY OF MOBILE CITIZENS’ BUDGET AND FINANCE ADVISORY COMMITTEE”. The following ordinance which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

ORDINANCE: 09-009-2023

Sponsored by: City Council

WHEREAS, the City Council has determined that the “City of Mobile Citizen's Budget and Finance Advisory Committee” previously established by the City Council is now defunct, not meeting regularly, or else no longer serving in a significant role as an advisory body to the City Council commensurate with resources expended on its operation and;

WHEREAS, the City Council generally wishes to reduce the number of advisory boards and commissions established by the City of Mobile in order to simplify operations and conserve resources;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted dissolving the City of Mobile Citizen's Budget and Finance Advisory Committee.

Section 1: Ordinance 09-010-2012, establishing the City of Mobile Citizen's Budget and Finance Advisory Committee and adopted on or about May 8, 2012 is hereby REPEALED and the City of Mobile Citizen's Budget and Finance Advisory Committee is hereby DISSOLVED.

Section 2: All ordinances, resolutions, orders, amendments, or parts thereof in conflict with or inconsistent with any provision herein are, to the extent of such conflict or inconsistency, repealed.

Section 3: This Ordinance shall take effect immediately upon its adoption and publication as required by law.

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

MINUTES OF FEBRUARY 22, 2023

ORDINANCE DISSOLVING THE “PUBLIC TRANSIT ADVISORY COMMITTEE”. The following ordinance which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

ORDINANCE: 09-010-2023

Sponsored by: City Council

WHEREAS, the City Council has determined that the “Public Transit Advisory Committee” previously established by the City Council is now defunct, not meeting regularly, or else no longer serving in a significant role as an advisory body to the City Council commensurate with resources expended on its operation and;

WHEREAS, the City Council generally wishes to reduce the number of advisory boards and commissions established by the City of Mobile in order to simplify operations and conserve resources;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted dissolving the Public Transit Advisory Committee.

Section 1: Ordinance 09-072-2015, establishing the Public Transit Advisory Committee and adopted on or about August 4, 2015, and as amended by Ordinance 09-007-2016 is hereby REPEALED and the Public Transit Advisory Committee is hereby DISSOLVED.

Section 2: All ordinances, resolutions, orders, amendments, or parts thereof in conflict with or inconsistent with any provision herein are, to the extent of such conflict or inconsistency, repealed.

Section 3: This Ordinance shall take effect immediately upon its adoption and publication as required by law.

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

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 meeting of February 22, 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

MINUTES OF FEBRUARY 22, 2023

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 hold the resolution over for one week, 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 held over until the regular meeting of February 28, 2023.

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDERS FOR FUEL FOR VARIOUS CITY DEPARTMENTS.

The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-188-2023

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>5196</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$16,176.55	(279229) PETROLEUM TRADERS CORPORATION
<u>5197</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$16,176.55	(279229) PETROLEUM TRADERS CORPORATION
<u>5199</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$16,176.55	(279229) PETROLEUM TRADERS CORPORATION
<u>5200</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$16,176.55	(279229) PETROLEUM TRADERS CORPORATION
<u>5202</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$16,176.55	(279229) PETROLEUM TRADERS CORPORATION
<u>5188</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$24,375.00	(279229) PETROLEUM TRADERS CORPORATION

MINUTES OF FEBRUARY 22, 2023

<u>5189</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$24,375.00	(279229) PETROLEUM TRADERS CORPORATION
<u>5190</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$24,375.00	(279229) PETROLEUM TRADERS CORPORATION
<u>5191</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$24,375.00	(279229) PETROLEUM TRADERS CORPORATION
<u>5192</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$24,375.00	(279229) PETROLEUM TRADERS CORPORATION
<u>5205</u>	2023	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$20,132.64	(279229) PETROLEUM TRADERS CORPORATION
<u>5208</u>	2023	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$20,132.64	(279229) PETROLEUM TRADERS CORPORATION
<u>5210</u>	2023	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$20,132.64	(279229) PETROLEUM TRADERS CORPORATION
<u>5212</u>	2023	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$20,132.64	(279229) PETROLEUM TRADERS CORPORATION
<u>5215</u>	2023	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$20,132.64	(279229) PETROLEUM TRADERS CORPORATION

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember 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 SUNSOUTH, LLC FOR JOHN DEERE TRACTOR AND ALAMO MACHETE FOR PARKS & REC. DEPARTMENT; \$194,400.00. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-189-2023

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 22, 2023

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3105</u>	2023	(F7000) MOTOR POOL	JOHN DEERE 6110 TRACTOR WITH 25FT BOOM AND 60IN ALAMO MACHETE-3 MOWER HEAD FOR PARKS DEPARTMENT (SEALED BID 5765)	\$194,400.00	(291912) <u>SUNSOUTH 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.

APPROVE PURCHASE ORDER TO UNIVERSITY OF SOUTH ALABAMA FOR SPRING 2023 EMT CERTIFICATION COURSE FOR MFRD; \$16,000.00. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-190-2023

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>5362</u>	2023	(1510) FIRE ADMINISTRATION	SPRING 2023 EMT CERTIFICATION COURSE FOR MFRD (INTERGOVERNMENTAL AGREEMENT)	\$16,000.00	(281629) <u>UNIVERSITY OF SOUTH ALABAMA</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 CARRIER CORPORATION FOR COOLING WATER TOWER FOR THE CIVIC CENTER; \$118,636.07. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-191-2023

MINUTES OF FEBRUARY 22, 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>4759</u>	2023	(3032) ARCHITECTURAL ENGINEERING	CARRIER EVAPCO COOLING TOWER FOR CIVIC CENTER (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$118,636.07	<u>(297060) CARRIER CORPORATION</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 STIVERS FORD LINCLON, INC. FOR FORD EXPLORER; \$36,866.00. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-192-2023

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>5229</u>	2023	(F7000) MOTOR POOL	2023 FORD EXPLORER SUV FOR TRAFFIC ENGINEERING (AL STATE CONTRACT)	\$36,866.00	<u>(292393) STIVERS FORD LINCOLN 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

MINUTES OF FEBRUARY 22, 2023

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

APPROVE PURCHASE ORDER TO STIVERS FORD LINCOLN, INC. FOR FORD F150 PICK-UP TRUCK; \$37,797.00. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-193-2023

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>5237</u>	2023	(F7000) MOTOR POOL	FORD F150 SUPERCREW PICKUP TRUCK FOR TRAFFIC ENGINEERING (AL STATE CONTRACT)	\$37,797.00	<u>(292393) STIVERS FORD LINCOLN 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 SOFTWARE VENDOR FOR ANNUAL FORENSIC SOFTWARE RENEWAL FOR MPD CYBER DIVISION; \$42,000.00. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-194-2023

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>5458</u>	2023	(1545) POLICE CYBER DIVISION	ANNUAL FORENSIC SOFTWARE LICENSE RENEWAL FOR MPD CYBER (SOLE SOURCE RENEWAL OF EXISTING SOFTWARE)	\$42,000.00	<u>(295490) SOFTWARE VENDOR</u>

MINUTES OF FEBRUARY 22, 2023

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 SOFTWARE VENDOR FOR ANNUAL SOFTWARE RENEWAL FOR FORENSIC SOFTWARE FOR MPD CYBER DIVISION; \$50,595.00.

The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 08-195-2023

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>4487</u>	2023	(1545) POLICE CYBER DIVISION	ANNUAL SOFTWARE RENEWAL FOR FORENSIC SOFTWARE FOR MPD CYBER (SOLE SOURCE RENEWAL OF CURRENTLY USED SOFTWARE PRODUCT)	\$50,595.00	<u>(295463) SOFTWARE VENDOR</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.

AUTHORIZE CONTRACT WITH AMERICAN TENNIS COURTS, INC. FOR PICKLEBALL AND TENNIS COURTS IMPROVEMENTS AT JAMES M. SEALS JR. PARK; \$86,244.00.

The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 21-196-2023

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

MINUTES OF FEBRUARY 22, 2023

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: AMERICAN TENNIS COURTS, INC.
Project Name: JAMES M. SEALS JR. PARK –
PICKLEBALL AND TENNIS COURTS IMPROVEMENTS
Project Number: PR-058-22
Amount: \$86,244.00

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.

GRANT PERMANENT AND TEMPORARY EASEMENTS TO THE MOBILE AREA WATER & SEWER SYSTEM FOR ESLAVA CREEK TRUNK SEWER UPGRADES. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 25-197-2023

Sponsored by: Mayor Stimpson and Councilmember Daves

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, Two (2) Permanent Sanitary Sewer Easements and Temporary Construction Easements as needed for the Eslava Creek Trunk Sewer Upgrades Project No. CMOB8190299 as prepared by GMC, to the BOARD OF WATER AND SEWER COMMISSIONERS of the City of Mobile, copies of which are attached hereto and made a part hereof as though fully 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.

AUTHORIZE THE SALE OF CITY OWNED PROPERTY LOCATED AT 720 MUSEUM DRIVE NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 40-198-2023

Sponsored by: Mayor Stimpson and Councilmember Gregory

WHEREAS, the City of Mobile owns 720 Museum Drive, Mobile, AL 36608 (the subject property), consisting of:

MINUTES OF FEBRUARY 22, 2023

A vacant 16,400 square ft. building located on Lot 2 of Fort Hardeman Subdivision - key number 2397873 (188,508 square ft. / 4.33 acres). Depicted in Exhibit A (attached); and

WHEREAS, the City is not utilizing the property and the current zoning for the property is residential (R-1); and

WHEREAS, the City would benefit from a sale of the subject property under favorable terms and conditions with the intent of residential redevelopment for a community impact;

NOW, THEREFORE, the City Council of the City of Mobile hereby RESOLVES:

That it does not object to offering the subject property for sale. In the event the City receives an offer to purchase under favorable terms and conditions, the purchase agreement will be presented to the Council for consideration, and the Council may, if it deems appropriate, adopt an ordinance declaring the property not needed for public purpose and authorizing the execution of the purchase agreement.

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 TAX INCREMENT FINANCING DISTRICT 2. The following resolution which was introduced and read at the regular meeting of February 14, 2023 and held over until the regular meeting of February 22, 2023 was called up by the Presiding Officer.

RESOLUTION: 50-199-2023

Sponsored by: Councilmember Small

WHEREAS, the City of Mobile is vested with the power and authority to create and develop tax increment districts pursuant to Ala. Code (1975) §§ 11-99-1 *et seq.* (the “Act”), for the purpose of conserving and rehabilitating blighted or economically distressed areas through appropriate public action; and

WHEREAS, the City of Mobile has made a commitment to the development and maintenance of a strong local economy and job growth by encouraging new commercial, industrial, and other forms of economic growth; and

WHEREAS, within the City of Mobile, there exists an area of land that is need of redevelopment, rehabilitation, or revitalization to provide for the economic growth and development of the area; and

WHEREAS, this project area possesses some potential for development and redevelopment by private enterprise and sound economic growth, but, because of the economically distressed nature of some properties located within the area, it is unlikely that this potential would be realized without appropriate public action authorized by the Act; and

WHEREAS, the City of Mobile is desirous of providing for such development through appropriate public action in the form of funding for or construction of adequate public infrastructure improvements, which will support the private development and growth anticipated as a result of the creation of a tax increment district; and

WHEREAS, the City of Mobile has determined that an appropriate means of financing, in whole or in part, the City’s obligation to provide the public improvements contemplated is

MINUTES OF FEBRUARY 22, 2023

through tax increment financing, which is a vehicle for funding public improvements in a defined project area or tax increment district based upon the principle that otherwise underutilized and undeveloped areas can be developed through appropriate public action; and

WHEREAS, tax increment financing is a method of funding public improvements in a defined project area or tax increment district slated for development or redevelopment by capturing all or a portion of the increased tax revenue that may result from development of projects and the participation of private enterprise; and

WHEREAS, the City Council previously adopted Resolution 41-1084 on December 6, 2022, calling for a public hearing proposing the creation of TIF D2, authorizing the preparation of a project plan, authorizing action by the President of the City Council to perform certain actions required by law, and directing the publication of such resolution; and

WHEREAS, a public hearing was set for January 3, 2023, to provide all interested parties with an opportunity to express their views of the concept of tax increment financing, the proposed creation of a tax increment district and its proposed boundaries, and its benefits to the City; and

WHEREAS, notice of such public hearing was published in the *Lagniappe*, a newspaper of general circulation in the City, on December 21, 2022, and December 28, 2022, and on December 20, 2022, the President of the City Council sent a copy of such notice by first class mail to the County Administrator for Mobile County and the Superintendent of the Mobile County Public School System, along with a request that each such entity designate a representative empowered to meet with the City Council to discuss the project plan and the tax increment financing; and

WHEREAS, the public hearing was held on January 3, 2023, at 10:30 AM, in the Council Chambers of the City of Mobile, Alabama, located at 205 Government Street; and

WHEREAS, on January 11, 2023, a copy of the tentative proposed project plan was sent via email and by first class mail to the County Administrator for Mobile County and the Superintendent of the Mobile County Public School System, along with notice of a special meeting of the City Council to be held on January 17, 2023, for the purpose of inviting the representatives of each deferred tax recipient to attend the meeting to discuss the boundaries of the tax increment district, development within the tax increment district, the exclusion of particular parcels of property from the district, and tax collection for the district; and

WHEREAS, a special meeting of the City Council was held on January 17, 2023, as a meeting of the deferred tax recipients, and a representative from the Mobile County Commission was in attendance at said meeting; and

WHEREAS, a written submission describing the proposed boundaries of the district, the tentative plans for the development of the district, and an estimate of the general impact of the project plan on property values and tax revenues, along with a copy of the final version of the project plan, as attached hereto as **Exhibit A** and incorporated as if fully set forth herein (hereinafter, the "Project Plan"), was mailed to the governing body of each deferred tax recipient and made available for public viewing in the office of the City Clerk and online at cityofmobile.org; and

WHEREAS, the City of Mobile has determined that tax increment financing provides an expedient and viable method of implementing the City's objectives.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile, as follows:

1. The City Council hereby certifies that:

MINUTES OF FEBRUARY 22, 2023

- a. a feasible method exists for the relocation and compensation of any individuals, families, and businesses that will be displaced by the project in decent, safe, and sanitary accommodations within their means and without undue hardship to such individuals, families, and businesses;
 - b. the Project Plan conforms to the applicable master plan of the City of Mobile; and
 - c. the Project Plan will afford maximum opportunity, consistent with the sound needs of the City of Mobile as a whole, for the rehabilitation, redevelopment, or revitalization of the tax increment district by private enterprise.
2. The boundaries of TIF D2 are described by the maps and parcel list included in the Project Plan and incorporated as if fully set forth herein.
3. The City Council hereby adopts and approves the Project Plan and the boundaries of the tax increment district, which include whole units of property assessed for general property tax purposes, as are defined and declared to encompass the geographical area identified in the maps and parcel list set forth in the Project Plan.
4. The tax increment district is hereby created and established as of the **1st day of March, 2023** and shall have a duration of thirty (30) years unless dissolved or the Project Plan is otherwise amended by the City Council.
5. The tax increment district shall be named "Tax Increment Financing District 2" (hereinafter referred to as "TIF D2").
6. The City Council hereby finds in accordance with the Act that:
 - a. not less than fifty percent (50%), by area, of the real property within TIF D2 is in need of rehabilitation, redevelopment, revitalization, or conservation work.
 - b. the aggregate value of equalized taxable property in TIF D2 plus all existing districts created by the City of Mobile does not exceed fifty percent (50%) of the total value of equalized taxable property within the City of Mobile.
7. The City Council hereby provides for the possibility of the issuance of tax increment obligations or general obligations, or other indebtedness for all or any portion of the project costs with said bonds or other indebtedness to be paid from the anticipated income of the TIF D2 fund or as otherwise permitted under the Act.
8. The 6.5 mills of state ad valorem tax will not be included in calculating the increment.
9. The Director of Finance is hereby directed to make written application to the tax assessor for determination of the tax increment base, providing therewith any and all required information, and to perform any and all actions necessary, advisable, convenient or expedient to the creation of TIF D2 and the implementation of the provisions and effectuation of the purposes of the Project Plan, as consistent with applicable state law.
10. The various departments of the City of Mobile are hereby directed to perform any and all actions necessary, advisable, convenient or expedient to the creation of TIF D2 and the implementation of the provisions and effectuation of the purposes of the Project Plan, as consistent with applicable state law.
11. By adopting this Resolution, the City Council intends that the City of Mobile shall have all powers and authority granted by and consistent with the provisions of the Act, and all other provisions of applicable state law.

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

MINUTES OF FEBRUARY 22, 2023

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 03-203 through 60-211 being introduced for the first time. The motion was seconded by Councilmember Jones, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

APPOINT HUNTER WHIDDEN TO THE CITIZENS PARKS AND RECREATION ADVISORY COMMITTEE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-203-2023

Sponsored by: Councilmember Reynolds

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Hunter Whidden is appointed to the Citizens Parks and Recreation Advisory Committee effective immediately for a term ending February 22, 2025.

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.

TRANSFER FUNDS FROM GENERAL FUND, DISTRICT 7 DISCRETIONARY ACCOUNT TO PARKS & RECREATION REVENUE ACCOUNT FOR HILLSDALE RECREATION CENTER ANNUAL MARDI GRAS PARADE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-204-2023

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$350.00 to be transferred from the General Fund, District 7 Discretionary Account DSC-07, General Fund Account 10041020-42140 to the Parks & Recreation Department, Revenue Account 10042033-42140, to assist with the Hillsdale Community Center annual Mardi Gras parade on February 17, 2023.

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 22, 2023

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

TRANSFER FUNDS FROM GENERAL FUND, DISTRICT 7 DISCRETIONARY ACCOUNT TO PARKS & RECREATION REVENUE ACCOUNT FOR SERVE IT UP WITH LOVE TENNIS TOURNAMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-205-2023

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$200.00 to be transferred from the General Fund, District 7 Discretionary Account DSC-07, General Fund Account 10041020-42140 to the Parks & Recreation Department, Revenue Account 10042033-42140, to assist with the facility fees for the Serve It up With Love Tennis Tournament April 2,3, & 4, 2023 on behalf of the Child Advocacy Center, Inc.

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.

ASSESS COSTS FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1633. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-206-2023

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Weed Lien Group 1633** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said

MINUTES OF FEBRUARY 22, 2023

respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

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

ASSESS COSTS FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1638. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-207-2023

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Weed Lien Group 1638** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

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

ASSESS COSTS FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP 57. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-208-2023

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Repeat Weed Lien Group 57** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember 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 AWARD OF SPECIAL BONUS TO OFFICER OF THE MONTH; WATSON.

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-209-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City supervisors, recommends to the City Council that it authorize awards, pursuant to Section 1,1,-40-22 Code of Alabama I-975, of 5500 each to the following employee:

January 2023: Officer Sanchez Watson

MINUTES OF FEBRUARY 22, 2023

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

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember 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 AWARD OF SPECIAL BONUS TO THE FIREFIGHTER OF THE MONTH; EVERSON. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-210-2023

Sponsored by: Mayor Stimpson

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

Fire Service Captain Stacy L. Everson (Emp #14966)

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

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember 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 BIENVILLE SOUVENIR & GIFTS SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-211-2023

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate **\$280.00** to Bienville Souvenir & Gifts, from her discretionary funds; and

WHEREAS, Bienville Souvenir & Gifts, 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

MINUTES OF FEBRUARY 22, 2023

WHEREAS, the Mobile City Council determines that this appropriation to Bienville Souvenir & Gifts, will be used to assist with the purchase of 115 magnets, 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 **\$280.00** to Bienville Souvenir & Gifts, 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 RESOLUTION BEING INTRODUCED

AUTHORIZE CONTRACT WITH MICHAEL BAKER INTERNATIONAL, INC., FOR WOODCOCK CREEK, WEST BRANCH, DRAINAGE IMPROVEMENTS; \$190,843.15.

The following resolution was held over until the regular meeting of February 28, 2023.

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

Estimated Cost: \$190,843.15

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC CO., INC. FOR LED STREET LIGHT FIXTURES; \$27,481.00. The following resolution was held over until the regular meeting of February 28, 2023.

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:

MINUTES OF FEBRUARY 22, 2023

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>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR APPLE IPAD MINI TABLETS FOR PUBLIC SERVICES DEPT.; \$16,539.36. The following resolution was held over until the regular meeting of February 28, 2023.

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:

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>

REALLOCATE FUNDS IN CAPITAL PROJECT STORMWATER-MISC. BRIDGE IMPROVEMENTS; ALABAMA MUNICIPAL TRUST FUND TO CAPITAL PROJECT PINTO PASS BRIDGE-SETTLEMENT ALDOT. The following resolution was held over until the regular meeting of February 28, 2023.

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).

AUTHORIZE CONTRACT WITH PIERRE HALL TO PROVIDE TENNIS LESSONS FOR PARKS AND RECREATION DEPT.; NTE \$80,000.00 PER YEAR. The following resolution was held over until the regular meeting of February 28, 2023.

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 Hail to provide tennis lessons and clinics for Parks and Recreations Department,

MINUTES OF FEBRUARY 22, 2023

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.

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 was held over until the regular meeting of February 28, 2023.

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

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 was held over until the regular meeting of February 28, 2023.

RESOLUTION: 21-218-2023

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)

AUTHORIZE A GRANT APPLICATION TO SOUTH ALABAMA REGIONAL PLANNING COMMISSION FOR THE ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS

MINUTES OF FEBRUARY 22, 2023

WITH DISABILITIES GRANT; \$360,000.00 (20% MATCH REQUIRED). The following resolution was held over until the regular meeting of February 28, 2023.

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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; BLACKWELL. The following resolution was held over until the regular meeting of February 28, 2023.

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.

ANNOUNCEMENTS

Councilmember Penn stated that the Trinity Gardens Parade will be on Saturday, February 25, 2023, at 11:00 a.m.

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 Penn pointed out that it is Black History Month and he spotlighted Mr. Fredrick D. Richardson, former Councilman of District 1, for twenty-four years on the Council.

Councilmember Reynolds thanked Public Works, Public Safety workers, and all the Mardi Gras Associations for their hard work during Mardi Gras.

Councilmember Daves expressed his appreciation to all City employees for helping to make Mardi Gras clean and safe this year.

Councilmember Jones thanked Public Works and Public Safety for all their hard work during the 2023 Mardi Gras Season.

Councilmember Jones voiced his thanks to the people of Mobile for obeying the laws during the Mardi Gras parades this year.

MINUTES OF FEBRUARY 22, 2023

Councilmember Jones announced a community meeting will be held at the Connie Hudson Community Center on Thursday, February 23, 2023, at 6:00 p.m.

Councilmember Small thanked Public Safety and Public Works for a job well done during this Mardi Gras season.

Councilmember Small noted that it is Black History Month and he spotlighted Dr. Regina Benjamin, the 18th Surgeon General of the United States and the first African American woman to become President of the state Medical Society of Alabama.

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 11:20 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK