MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 27, 2021

The Council of the City of Mobile, Alabama met in the Auditorium of the Mobile Government Plaza on Tuesday, July 27, 2021, at 9:00 a.m.

Present:

Councilmembers:	Richardson, Manzie, Small, Williams, Daves, Rich and Gregory
Absent:	None

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 27, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, July 27, 2021, at 10:30 a.m., in regular meeting.

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

Councilmember Manzie, District 2, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmembers Gregory and Manzie asked for a moment of silence in memoriam of Terry Plauche, well known landscape architect and for Joel Thomas Daves, III, former Florida State Representative and father of Councilmember Joel Daves, District 5.

Present on Roll Call:

Chairman:	Manzie
Councilmembers:	Richardson, Small, Williams, Daves, Rich and Gregory
Absent:	None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meetings of July 13 & 20, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson presented a proclamation recognizing July 26, 2021 as the 31st anniversary of the Americans With Disabilities Act in the City of Mobile.

Mayor Stimpson encouraged citizens to get their COVID-19 vaccination due to the rising numbers of new cases.

Mayor Stimpson reported that all City recycling centers will be closed until further notice.

Mayor Stimpson announced that the City of Mobile is working with Mobile Baykeepers to host and promote "Can It Y'all" clean up challenge through August 14, 2021.

Councilmember Rich congratulated Charles E. Hyland on his retirement as the Director of Mobile Area Water & Sewer System and proclaimed June 26, 2021 as Charles E. Hyland, Jr. Day in Mobile, Alabama.

NOTE: At approximately 10:58 a.m., Councilmember Williams excused himself from the meeting.

Councilmember Gregory presented a Certificate of Recognition to Tangie Lett, Wendy's General Manager, Springhill Avenue, for being recognized as one of the top 500 General Managers for 2020 by the entire Wendy's Company, in the United States and Canada.

MONTHLY FINANCIAL REPORTS

Bob Holt, Executive Director of Finance, presented the Council with the monthly finance report for June 2021.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS

Request of Lawanda Forshee, 1254 Charmaine Circle E., for a waiver of the Noise Ordinance on November 24 & 25, 2021, from 7:00 a.m.-11:00 p.m. (District 3).

Councilmember Small moved to hold over the waiver, which motion was seconded by Councilmember Daves and the vote was as follows:

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

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

Request of Leslie & Robert Lerner, 2166 Old Shell Road, for a waiver of the Noise Ordinance on August 7, 2021, from 6:30-10:00 p.m. (District 1).

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

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

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

Request of Courtney L. Page, 210 Westwood Street, for a waiver of the Noise Ordinance on July 30, 2021, from 7:00–10:00 p.m. (District 1).

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

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

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

Request of Stephen Schoenewald for a waiver of the Noise Ordinance in Langan Park on September 2-3 from 3:00–6:00 p.m. and on September 4 from 7:00-11:00 a.m. (District 7).

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

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

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

Request of TaKharli Williams for a waiver of the Noise Ordinance in Langan Park on July 31, 2021, from 2:00–7:00 p.m. (District 7).

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

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

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Terri Mitchell, 117 W. Tally Court, spoke in support of Resolution 03-548.

2. Timothy Hollis, 1924 Seale Street, addressed Resolution 27-604.

NON-AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, addressed the Unified Development Code, public safety, Council rules and procedures, abuse of power and City retirees.

ORDINANCES HELD OVER

ORDINANCE TO AMEND AND RESTATE CHAPTER 64 OF THE CITY CODE- ZONING. The following ordinance, which was introduced and read at the meeting of May 18, 2021 and held over until the regular meetings of May 25, 2021, June 22, 2021, July 6 & 27, 2021, was called up by the Presiding Officer.

ORDINANCE: 64-026-2021

Sponsored by: Mayor Stimpson

AN ORDINANCE TO AMEND AND RESTATE "CHAPTER 64 – ZONING" OF THE MOBILE CITY CODE, 1991.

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

Section 1. Amendment.

That Chapter 64 – Zoning, of the Mobile City Code, 1991, is hereby re-titled as "Chapter 64 – City of Mobile Unified Development Code" and amended and restated in its entirety as follows:

See City of Mobile Unified Development Code attached hereto and fully incorporated herein by reference as Exhibit A.

Section 2. Miscellaneous.

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

(b) This Ordinance shall be effective within the City of Mobile as of the _____ day of ________________, 20____.

NOTE: Please see Exhibit "A" attached to May 18, 2021, minutes.

The ordinance was read by the City Clerk; whereupon Councilmember Daves moved that the ordinance be held over until the regular meeting of August 3, 2021, which move was seconded by Councilmember Small and the vote was as follows:

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

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

NOTE: At approximately 11:16 a.m., Councilmember Williams joined the Council meeting.

ORDINANCE GRANTING A SMALL CELL WIRELESS FACILITIES LICENSE TO VERIZON. The following ordinance, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

ORDINANCE: 57-028-2021

Sponsored by: Mayor Stimpson

GRANTING A SMALL CELL WIRELESS FACILITIES LICENSE

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

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

Section 2. Grantee. Cellco Partnership d/b/a Verizon Wireless, as a wireless provider, who, along with its lawful successor(s), transferee(s), or assignee(s), shall hereinafter be referred to as "Grantee", has made application for a License pursuant to and in accordance with Article IX.

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

License. Approval of installation of facilities at specific locations or on specific support structures will be administered through the SCF permit process set forth in Article IX.

Section 4. Certifications. Grantee hereby certifies as follows:

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

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

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

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

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

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

Section 6. No title. The grant of this License shall not convey title, equitable or legal, in the rights-of-way, and the rights granted by the License do not excuse the Grantee from obtaining appropriate access or attachment agreements before locating its facilities on another person's support structures in the rights-of-ray, including the City.

Section 7. Term of license.

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

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

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

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

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

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

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

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

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

If to the City, to:	City Clerk P.O Box 1827 Mobile, AL 36633
With a copy to:	City Attorney P.O Box 1827 Mobile. AL 36633
If to Grantee. to:	CELLCO PARTNERSHIP d/b/a Verizon Wireless 180 Washington Valley Road Bedminster, New Jersey 07921 Attention: Network Real Estate
With a copy to:	CELLCO PARTNERSHIP d/b/a Verizon Wireless 600 Hidden Ridge Irving, TX 75038 Attention: Legal Department

All notices or demands shall be deemed effective, if personally delivered, upon delivery, and if mailed, certified mail, return receipt requested, three (3) days after mailing. The City or Grantee may from time to time designate in writing any other address for this purpose to the other party; provided, however, in no event will either the City or Grantee be required at any time to send any notices or demands to more than two (2) designated addresses, even in the event that this License is transferred or assigned in whole or part. Nothing herein shall prevent the parties from effecting personal delivery via e-mail.

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

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

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

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

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

This ordinance shall be effective upon adoption and publication as required by law.

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

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

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

ORDINANCE TO AMEND AND RESTATE CHAPTER 15 OF THE CITY CODE REGARDING THE MOBILE PUBLIC LIBRARY BOARD. The following ordinance, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

ORDINANCE: 15-029-2021

Sponsored by: Councilmember Manzie

AN ORDINANCE TO AMEND AND RESTATE CERTAIN SECTIONS OF CHAPTER 15, ARTICLE III, DIVISION 2 OF THE MOBILE CITY CODE, 1991, REGARDING THE MOBILE PUBLIC LIBRARY BOARD

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

Section 1.

That Sec. 15-71 of Chapter 15, Article III, Division 2 of the Mobile City Code, 1991, is hereby amended and restated in its entirety as follows:

Sec. 15-71. – Government and supervision vested in library board; appointment and number of members of board.

The government and supervision of the "Mobile Public Library," hereinafter referred to in this article as the "library," shall be vested in the "Mobile Public Library Board," hereinafter referred to as the "library board," which shall be composed of seven (7) members to be appointed as follows: One (1) member for each of the seven (7) City Council Districts, to be nominated by the Councilor representing each such respective district, which nominees shall be placed on the Council agenda for approval.

Section 2.

That Sec. 15-72 of Chapter 15, Article III, Division 2 of the Mobile City Code, 1991, is hereby amended and restated in its entirety as follows:

Sec. 15-72. – Terms of members.

All appointments to the library board shall be for a term of four (4) years. Board members shall be eligible for reappointment upon the expiration of their terms. There shall be no limit to the number of terms for which a member may be reappointed.

Section 3.

That Sec. 15-73 of Chapter 15, Article III, Division 2 of the Mobile City Code, 1991, is hereby amended and restated in its entirety as follows:

Sec. 15-73. – Vacancies.

The City Council shall fill all vacancies on the library board, including expired and unexpired terms, in the manner set forth in Sec. 15-71 of the Mobile City Code, 1991.

Section 4.

That Sec. 15-75 of Chapter 15, Article III, Division 2 of the Mobile City Code, 1991, is hereby amended and restated in its entirety as follows:

Sec. 15-75. – Officers and bylaws.

The library board shall elect its officers and adopt its bylaws, provided, however, that all powers of nomination, appointment and reappointment of members to the library board are reserved to the City Council.

Section 5.

(a) All other provisions and sections of the Mobile City Code, 1991, not amended and restated herein shall remain in full force and effect.

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

(c) This Ordinance shall be effective within the City of Mobile and its police jurisdiction immediately upon its adoption and publication as required by law.

This ordinance shall be effective upon adoption and publication as required by law.

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

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

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

CONSENT RESOLUTIONS HELD OVER

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL CLASS I LICENSE FOR THE STABLES BAR, 352 ST. FRANCIS STREET. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 37-551-2021

Sponsored by: Councilmember Manzie

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

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

Type of application: Lounge Retail Liquor – Class 1

Submitted by: FGW Ventures LLC

Location: The Stables Bar
352 Saint Francis Street

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

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

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

CREATE AN AD HOC ANIMAL SHELTER CITIZENS' ADVISORY COMMITTEE. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 03-548-2021

Sponsored by: Councilmember Richardson

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

Section 1: There is hereby established an ad hoc Animal Shelter Citizens' Advisory Committee (the "Committee").

Section 2: The Committee shall serve in an advisory capacity to the City Council. The City Council wishes to investigate and obtain information regarding the operation of the City of Mobile's animal shelter and condition of animals housed therein pursuant to its authority as set forth in Code of Alabama § 11-44C-87, and the Committee shall be the Council's designee in this regard. The Committee is tasked with visiting and touring the City of Mobile Animal Shelter, 855 Owens St., Mobile, AL 36604, at least once. The timing of the visit(s) and access to the Animal Shelter must be coordinated through the Mayor. The Committee shall develop and provide recommendations to the City Council concerning the conditions in the Animal Shelter and condition of the animals housed therein. It is requested that the Committee report its recommendations to the City Council in written form on or before September 30, 2021.

Section 3: The Committee shall be composed of seven (7) volunteer members, all of whom shall be resident citizens of the City of Mobile and serve without compensation, appointed as follows: One (1) member for each of the seven (7) City Council Districts, each to be nominated by the Councilor representing such respective districts, which nominees shall be placed on the Council agenda for approval.

It is requested that all appointments by Councilors be submitted in a timely fashion so as to allow the Committee appropriate time to complete its work.

Section 4: The Committee should hold no less than one (1) meeting in working towards its goals. All Committee meetings shall be open to the public and held in accordance with the

Alabama Open Meetings Act. Four (4) members of the Committee shall constitute a quorum.

Section 5: The Committee shall dissolve on October 1, 2021.

The resolution was read by the City Clerk; whereupon Councilmember Richardson moved that the resolution be adopted, which was seconded by Councilmember Rich.

Councilmember Williams moved to amend the resolution to strike the residency requirement as follows:

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

Section 1: There is hereby established an ad hoc Animal Shelter Citizens' Advisory Committee (the "Committee").

Section 2: The Committee shall serve in an advisory capacity to the City Council. The City Council wishes to investigate and obtain information regarding the operation of the City of Mobile's animal shelter and condition of animals housed therein pursuant to its authority as set forth in Code of Alabama § 11-44C-87, and the Committee shall be the Council's designee in this regard. The Committee is tasked with visiting and touring the City of Mobile Animal Shelter, 855 Owens St., Mobile, AL 36604, at least once. The timing of the visit(s) and access to the Animal Shelter must be coordinated through the Mayor. The Committee shall develop and provide recommendations to the City Council concerning the conditions in the Animal Shelter and condition of the animals housed therein. It is requested that the Committee report its recommendations to the City Council in written form on or before September 30, 2021.

Section 3: The Committee shall be composed of seven (7) volunteer members who shall serve without compensation, appointed as follows: One (1) member for each of the seven (7) City Council Districts, each to be nominated by the Councilor representing such respective districts, which nominees shall be placed on the Council agenda for approval.

It is requested that all appointments by Councilors be submitted in a timely fashion so as to allow the Committee appropriate time to complete its work.

Section 4: The Committee should hold no less than one (1) meeting in working towards its goals. All Committee meetings shall be open to the public and held in accordance with the Alabama Open Meetings Act. Four (4) members of the Committee shall constitute a quorum.

Section 5: The Committee shall dissolve on October 1, 2021.

The move was seconded by Councilmember Gregory and the vote was as follows:

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

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

The Presiding Officer then called for the vote on the original resolution as amended and the vote was as follows:

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

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

CIP RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO MUSCO SPORTS LIGHTING LLC FOR LIGHTING FOR MIMS PARK SPORTS FIELDS, $369,700.00. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-558-2021

Sponsored by: Councilmember Williams and 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
12967	2021	(3032) ARCHITECTURAL ENGINEERING	22 LUMINAIRE ASSEMBLIES, 96 LUMINAIRES WITH LIGHT CONTROL SYSTEM FOR MIMS PARK SPORTS FIELDS (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$369,700.00	(278697) MUSCO SPORTS LIGHTING LLC

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

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

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

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO CRFTSHO LLC FOR FILM PRODUCTION SERVICES OF PSAS FOR THE MPD, $26,331.00. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-560-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
12964	2021	(1530) POLICE ADMIN SERVICES	FILM PRODUCTION SERVICES FOR PUBLIC SERVICE ANNOUNCEMENTS FOR MPD. (PROFESSIONAL SERVICES)	$26,331.00	(296775) CRFTSHO LLC

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

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

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

APPROVE PURCHASE ORDER TO SOUTHERN LIGHTING & TRAFFIC SYSTEMS FOR 30 DECORATIVE STREET LIGHT POLES FOR THE TRAFFIC ENGINEERING DEPARTMENT, $73,500. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-561-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
12321 & 12556	2021	(2060) TRAFFIC ENGINEERING	30 11FT BLACK DECORATIVE STREET LIGHT POLES FOR TIF AND CITY ELECTRICAL DEPT STOCK (SEALED BID5573)	$73,500.00	(278464) SOUTHERN LIGHTING & TRAFFIC SYSTEMS

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

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

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

APPROVE BID AWARDS FOR FUEL FOR EQUIPMENT SERVICES. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-562-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
13807	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17,969.00	(279229) PETROLEUM TRADERS CORPORATION
13808	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17.969.000	(279229) PETROLEUM TRADERS CORPORATION
13809	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17,969.000	(279229) PETROLEUM TRADERS CORPORATION
13810	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17,969.000	(279229) PETROLEUM TRADERS CORPORATION
13811	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17,969.000	(279229) PETROLEUM TRADERS CORPORATION
13812	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	$17,969.000	(279229) PETROLEUM TRADERS CORPORATION

13805	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13806	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13813	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13814	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13815	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13816	2021	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	$19,321.50	(42474) DAVISON OIL COMPANY INC
13817	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	$17,969.00	(279229) PETROLEUM TRADERS CORPORATION
13818	2021	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	$17,969.00	(279229) PETROLEUM TRADERS CORPORATION

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

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

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

ACCEPT PERMANENT & TEMPORARY CONSTRUCTION EASEMENTS FOR THE TWELVE MILE CREEK BANK STABILIZATION PROJECT (2018-3005-09). The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 23-563-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following easements for the 2018-3005-09 Twelve Mile Creek Bank Stabilization project:

1. Tract 1, Permanent Drainage Easement, from Fredro C. Knight and Rollie D. Steele (2 documents signed separately)

2. Tract 2, Permanent Drainage Easement, from Brian Davidson AKA George O. Davidson

3. Tract 3, Permanent Drainage Easement, from Timothy Paul Vidos and James Vidos

4. Tract 6, Temporary Construction Easement, from South Landing Green, LLC

5. Tract 7, Permanent Drainage Easement, from Ber-Dem, LLP

6. Tract 8, Permanent Drainage Easement and Temporary Construction Easement, from Paul E. Weaver and Ramona G. Weaver

7. Tract 9, Permanent Drainage Easement, from Kleban Shed, LLC

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

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

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

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

AUTHORIZE CONTRACT WITH ARENA FIRE PROTECTION INC FOR FIRE ALARM SYSTEM UPGRADES AT THE HISTORY MUSEUM OF MOBILE; $66,350.00. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-564-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: ARENA FIRE PROTECTION INC.

Project Name: HISTORY MUSEUM OF MOBILE
FIRE ALARM SYSTEM UPGRADES

Project Number: SR-018-21

Amount: $66,350.00

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

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

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

AUTHORIZE CONTRACT WITH GEOSYNTEC, INC. FOR THE THREE MILE CREEK WATERSHED RESTORATION PROJECT (DESIGN & ENGINEERING SERVICES) (LANGAN PARK DREDGING) $186,040.00 The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-565-2021

Sponsored by: Councilmember Gregory and Mayor Stimpson

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

Name of Company: Geosyntec Consultants, Inc.

COM Project Name: THREE MILE CREEK WATERSHED RESTORATION (STATE EXPENDITURE PLAN #16)

COM Project Number: 2016-3005-34

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

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

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

AUTHORIZE PERFORMANCE CONTRACT WITH THE DOWNTOWN PARKS CONSERVANCY INC. TO UNDERTAKE THE TEMPORARY REMOVAL, RESTORATION AND REPLACEMENT OF THE FOUNTAIN IN BIENVILLE SQUARE. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-566-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Performance Contract between the City of Mobile and the Downtown Parks Conservancy, Inc., to undertake the temporary removal, restoration and replacement of the Fountain and the phased revitalization of Bienville Square, a public park in downtown Mobile, to accept donations for that purpose, to sign any agreements or other documents in connection with the contract, and to perform all acts necessary 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.

The resolution was read by the City Clerk; whereupon Councilmember Small moved that the resolution be adopted, which was seconded by Councilmember Williams.

Councilmember Rich moved to amend the resolution as follows:

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 Performance Contract between the City of Mobile and the Downtown Parks Conservancy, Inc., to undertake the temporary removal, restoration and replacement of the Fountain and the phased revitalization of Bienville Square, a public park in downtown Mobile, to accept donations for that purpose, to sign any agreements or other documents in connection with the contract, and to perform all acts necessary 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.

BE IT FURTHER RESOLVED that any development of previously undeveloped space or a change in use in Bienville Square shall comply with the requirements of Section 41-7 of the Mobile City Code.

The move was seconded by Councilmember Gregory and the vote was as follows:

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

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

The Presiding Officer then called for the vote on the original resolution as amended and the vote was as follows:

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

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

ADOPT THE U.S. TREASURY ARP ACTION PLAN. The following resolution, which was introduced and read at the regular meeting of July 20, 2021 and held over until the regular meeting of July 27, 2021, was called up by the Presiding Officer.

RESOLUTION: 31-567-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Action Plan for the American Rescue Plan is hereby adopted. Said Plan shall direct resources to respond to and prepare for pandemics including those items that address negative economic impacts and provide assistance in a manner consistent with the legislative intent of equity focus. These items additionally will assist in the development of a viable urban community by providing decent affordable housing and a suitable living environment along with expanding economic opportunities primarily for low and moderate-income persons. Said American Rescue Plan shall be adopted locally into the City of Mobile's comprehensive Housing and Urban Development (HUD) Action Plan as part of its third installment within the City's overall five-year "2018-2022 Consolidated Housing and Community Development Plan". This adoption will include all HUD and City Council approved Citizen Participation and Substantial Amendment requirements. The HUD Program Year 2021 Action Plan was adopted by the City Council on March 2, 2021 and established projects, to be funded with assistance from the following three programs which are funded by the U.S. Department of Housing and Urban Development (HUD): Community Development Block Grants (CDBG), HOME Investment Partnership Grants (HOME), and Emergency Solutions Grants (ESG). The City followed its HUD and City Council approved Citizen Participation Plan throughout the process.

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

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

EXHIBIT 1

American Rescue Plan
Potential Uses of Funding Revised 07/15/2021
CITY COUNCIL

PROJECT	2021 LOCAL ARP FUNDING ALLOCATED	2022 LOCAL ARP FUNDING ALLOCATED	TOTAL FUNDING REQUIRED
BUCKET 1: PREMIUM PAY FOR ESSENTIAL WORKERS	5/10/21	05/10/22	
Premium Pay for COM Employees			
FT employee x 2000 employees @ $5000 EACH	10,000,000.00	-	10,000,000.00
PT employee x 200 employees @ $2500 EACH	500,000.00	-	500,000.00
FICA (estimated)	750,000.00	-	750,000.00
TOTAL	11,250,000.00	-	11,250,000.00
BUCKET 2: ADDRESS NEGATIVE ECONOMIC IMPACTS			
Gun Violence Technology and CPTED	1,000,000.00	2,500,000.00	3,500,000.00
Community Violence Intervention Program (CVIP)	500,000.00	500,000.00	1,000,000.00
Summer Camp/After School Learning	250,000.00	250,000.00	500,000.00
Community -Based Violence Prevention Programs	100,000.00		100,000.00
Small Business Assistance	1,000,000.00	1,000,000.00	2,000,000.00
Rental Assistance	1,500,000.00	1,000,000.00	2,500,000.00
Down Payment Assistance (est. 340 Families Assisted)	2,000,000.00	1,400,000.00	3,400,000.00
Utility Assistance	1,000,000.00	-	1,000,000.00
Social Services Assistance	1,000,000.00	1,000,000.00	2,000,000.00
Tourism	750,000.00	601,632.50	1,351,632.50
TOTAL	9,100,000.00	8,251,632.50	17,351,632.50
BUCKET 5: EQUITY-FOCUSED SERVICES			
Gayfer's Project (94 Units rehab; all affordable)	6,150,000.00	1,850,000.00	8,000,000.00
Affordable Housing (Targeted East of I-65 in CDBG Census Tracts)	1,101,632.50	3,000,000.00	4,101,632.50
Affordable Rental Housing (Revolving fund; Mich. Ave. Area)	-	14,000,000.00	14,000,000.00
Affordable Homebuyer Housing (Scattered Site Homeownership)		2,000,000.00	2,000,000.00
Housing Rehabilitation (100 Owner-occupied Rehabs)	1,000,000.00	-	1,000,000.00
TOTAL	8,251,632.50	20,850,000.00	29,101,632.50
DIRECT GRANT ADMINISTRATION			
Grant Administration	500,000.00	-	500,000.00
TOTAL	500,000.00	-	500,000.00
TOTAL	29,101,632.50	29,101,632.50	58,203,265.00

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be held over until the regular meeting of August 3, 2021, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

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

Councilmember Small moved for the suspension of the rules to consider Consent Resolutions 03-571 through 37-605 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

RE-APPOINT CATARINA ECHOLS TO THE ARCHITECTURAL REVIEW BOARD. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 03-571-2021

Sponsored by: Councilmember Small

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Catarina Echols is re-appointed to the Architectural Review Board effective immediately for a term ending December 31, 2026.

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR – CLASS 1 LICENSE FOR RASCAL'S LOUNGE, 2156 COSTARIDES STREET. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-572-2021

Sponsored by: Councilmember Richardson

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

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

Type of application: Lounge Retail Liquor - Class 1

Submitted by: Rascals Bar and Lounge LLC

Location: Rascals Lounge
2156 Costarides Street

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR FAMILY DOLLAR STORE 28919, 653 STANTON ROAD. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-573-2021

Sponsored by: Councilmember Richardson

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

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

Type of application: Retail Beer/Table Wine

(Off Premises Only)

Submitted by: Family Dollar Stores of Alabama LLC

Location: Family Dollar Store 28919
653 Stanton Road

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR FAMILY DOLLAR STORE 20410, 2998 SPRINGHILL AVENUE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-574-2021

Sponsored by: Councilmember Richardson

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

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

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

Submitted by: Family Dollar Stores of Alabama LLC

Location: Family Dollar Store 20410
2998 Springhill Avenue

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR ZIPPY MART, 5936 THREE NOTCH ROAD. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-575-2021

Sponsored by: Councilmember Williams

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

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

Type of application:	Retail Beer/Table Wine (Off Premises Only)
Submitted by:	Maa Ambe 2021 LLC
Location:	Zippy Mart 5936 Three Notch Road

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

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

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

<u>RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR BROTHER'S QUICK STOP, 375 N. CODY ROAD</u>. The following resolution was introduced by Councilmember Gregory.

RESOLUTION:	37-576-2021
Sponsored by:	Councilmember Gregory

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

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

Type of application:	Retail Beer/Table Wine (Off Premises Only)
Submitted by:	Sosiot LLC
Location:	Brothers Quick Stop 375 N Cody Road

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

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

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

DETERMINE AN APPROPRIATION TO THE BOYS AND GIRLS CLUBS OF SOUTH ALABAMA, INC., SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $500.00. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-577-2021

Sponsored by: Councilmember Richardson

WHEREAS, Councilmember Richardson wishes to appropriate $500.00 to The Boys and Girls Clubs of South Alabama, Inc., from his discretionary funds; and

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

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

WHEREAS, the Mobile City Council determines that this appropriation to The Boys and Girls Clubs of South Alabama, Inc., will be used to help provide summer and/or after school programs, virtual programming, teen club and counseling, 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 $500.00 to The Boys and Girls Clubs of South Alabama, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

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

DETERMINE AN APPROPRIATION TO PENELOPE HOUSE, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $5,000.00. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-578-2021

Sponsored by: Councilmember Williams

WHEREAS, Councilmember Williams wishes to appropriate $5,000.00 to Penelope House, Inc., from his discretionary funds; and

WHEREAS, Penelope House, 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 Penelope House, Inc., will be used to purchase a new server and upgrading of their computer system, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of $5,000.00 to Penelope House, 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 Gregory moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

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

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

DETERMINE AN APPROPRIATION TO THE UNITED METHODIST INNER CITY MISSION OF MOBILE, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $6,700.00. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-579-2021

Sponsored by: Councilmembers Manzie and Small

WHEREAS, Councilmember Manzie wishes to appropriate $3,000.00 and Councilmember Small wishes to appropriate $3,700.00 (TOTAL $6,700.00) to the United Methodist Inner City Mission of Mobile, Inc., from their 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 expenses for the band to attend the Magic City Classic parade in Birmingham, Alabama on October 30, 2021 and assist with new drum heads and other band equipment, 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 $6,700.00 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 Gregory moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

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

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

DETERMINE AN APPROPRIATION TO KEEP MOBILE BEAUTIFUL, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, $2,250.00. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-580-2021

Sponsored by: Councilmembers Richardson, Small, Williams and Daves

WHEREAS, Councilmember Richardson wishes to appropriate $500.00; Councilmember Small wishes to appropriate $250.00; Councilmember Williams wishes to appropriate $1,000.00 and Councilmember Daves wishes to appropriate $500.00 (TOTAL $2,250.00) to Keep Mobile Beautiful, Inc., from their discretionary funds; and

WHEREAS, Keep Mobile Beautiful, 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 Keep Mobile Beautiful, Inc., will be used to assist with the "4th Annual Elaine Rowe Kid's Day Out Fishing Tournament" and the award ceremony to be held at the Dauphin Island Marina on August 28-30, 2021, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of $2,250.00 to Keep Mobile Beautiful, 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 Gregory moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

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

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

<u>APPOINT BOB ALLEN TO THE ARCHITECTURAL REVIEW BOARD</u>. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 03-602-2021

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Bob Allen is appointed to the Architectural Review Board effective immediately for a term ending July 27, 2026.

BE IT FURTHER RESOLVED that this resolution amends and replaces Resolution 03-549, adopted July 20, 2021.

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

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

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

AUTHORIZE CONTRACT WITH EVERETT COLEMAN FOR SERVICES AS ELECTION SPECIALIST. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 21-603-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract with Everett Coleman for services as Absentee Election Specialist for the 2021 Municipal Election, as outlined in the contracts 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.

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

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

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

REQUEST SECRETARY OF STATE TO REINSTATE AND APPLY EMERGENCY RULE TO THE AUGUST 24TH MUNICIPAL ELECTION SO VOTERS WHO FEAR CONTRACTING COVID-19 WILL BE ELIGIBLE TO VOTE AN ABSENTEE BALLOT. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 27-604-2021

Sponsored by: Councilmember Manzie

WHEREAS, pursuant to Alabama Secretary of State Emergency Rule 820-2-3-.06-.01ER, voters in Alabama who determined it was impossible or unreasonable to vote at their voting place during the 2020 elections due to a fear of contracting COVID-19 were eligible to vote absentee utilizing the exception set forth in Code of Alabama § 17-11-3(a)(2); and,

WHEREAS, by letter dated May 17, 2021, at a time when COVID-19 fears and infection rates had subsided, the Alabama Secretary of State elected not to extend Emergency Rule 820-2-3-.06-.01ER for the August 24, 2021, Mobile City Election; and,

WHEREAS, cases of COVID-19, and in particular the Delta variant thereof, have recently spiked in Mobile County, the State of Alabama, and throughout the United States; and,

WHEREAS, the State of Alabama has one of the lowest COVID-19 vaccination rates in the United States; and,

WHEREAS, Code of Alabama §§ 17-11-3(e) and 41-22-5(b)(1) authorize the Alabama Secretary of State to implement, with fewer than 35 days' notice in the event of an immediate danger to the public health, safety or welfare, an emergency rule to allow a group of qualified voters responding to an emergency to vote by absentee ballot if a state of emergency declared by the federal government renders substantial compliance with Alabama voting laws impossible or unreasonable for such group; and,

WHEREAS, the National Emergency concerning COVID-19 originally proclaimed on March 13, 2020, was extended by Presidential Order on February 24, 2021; and, WHEREAS, the City of Mobile has a significant population that is at risk of danger and harmful effects from the Delta variant of COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile that the Alabama Secretary of State is respectfully requested and urged to reinstate and apply Emergency Rule 820-2-3-.06-.01ER to the August 24, 2021, Mobile City Election, and any applicable runoff election.

The resolution was read by the City Clerk; whereupon Councilmember Richardson moved that the resolution be adopted, which was seconded by Councilmember Small.

Councilmember Daves moved to amend the resolution as follows:

WHEREAS, pursuant to Alabama Secretary of State Emergency Rule 820-2-3-.06- .01ER, voters in Alabama who determined it was impossible or unreasonable to vote at their voting place during the 2020 elections due to a fear of contracting COVID-19 were eligible to vote absentee utilizing the exception set forth in Code of Alabama § 17-ll-3(a)(2); and,

WHEREAS, by letter dated May 17, 2021, at a time when COVID-19 fears and infection rates had subsided, the Alabama Secretary of State elected not to extend Emergency Rule 820-2-3-.06-.01ER for the August 24, 2021, Mobile City Election; and,

WHEREAS, cases of COVID-19, and in particular the Delta variant thereof, have recently spiked in Mobile County, the State of Alabama, and throughout the United States; and,

WHEREAS, the State of Alabama has one of the lowest COVID-19 vaccination rates in the United States; and,

WHEREAS, Code of Alabama §§ 17-11-3(e) and 41-22-5(b)(l) authorize the Alabama Secretary of State to implement, with fewer than 35 days' notice in the event of an immediate danger to the public health, safety or welfare, an emergency rule to allow a group of qualified voters responding to an emergency to vote by absentee ballot if a state of emergency declared by the federal government renders substantial compliance with Alabama voting laws impossible or unreasonable for such group; and,

WHEREAS, the National Emergency concerning C0VID-I9 originally proclaimed on March 13, 2020, was extended by Presidential Order on February 24, 2021; and,
WHEREAS, the City of Mobile has a significant population that is at risk of danger and harmful effects from the Delta variant of COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile that the Alabama Secretary of State is respectfully requested and urged to reinstate and apply Emergency Rule 820-2-3-.06-.01ER to the August 24, 2021, Mobile City Election, and any applicable runoff, so as to allow persons with legitimate COVID-19 concerns to vote an absentee mail-in ballot.

The move was seconded by Councilmember Manzie. Following comments by Councilmembers Williams, Gregory, Daves, Rich and Richardson and the vote was as follows:

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

Councilmember Williams moved to further amend the resolution as follows:

WHEREAS, pursuant to Alabama Secretary of State Emergency Rule 820-2-3-.06- .01ER, voters in Alabama who determined it was impossible or unreasonable to vote at their voting place during the 2020 elections due to a fear of contracting COVID-19 were eligible to vote absentee utilizing the exception set forth in Code of Alabama § 17-ll-3(a)(2); and, WHEREAS, by letter dated May 17, 2021, at a time when COVID-19 fears and infection rates had subsided, the Alabama Secretary of State elected not to extend Emergency Rule 820-2-3-.06-.01ER for the August 24, 2021, Mobile City Election; and,

WHEREAS, cases of COVID-19, and in particular the Delta variant thereof, have recently spiked in Mobile County, the State of Alabama, and throughout the United States; and,

WHEREAS, the State of Alabama has one of the lowest COVID-19 vaccination rates in the United States; and,

WHEREAS, Code of Alabama §§ 17-11-3(e) and 41-22-5(b)(l) authorize the Alabama Secretary of State to implement, with fewer than 35 days' notice in the event of an immediate danger to the public health, safety or welfare, an emergency rule to allow a group of qualified voters responding to an emergency to vote by absentee ballot if a state of emergency declared by the federal government renders substantial compliance with Alabama voting laws impossible or unreasonable for such group; and,

WHEREAS, the National Emergency concerning C0VID-I9 originally proclaimed on March 13, 2020, was extended by Presidential Order on February 24, 2021; and,
WHEREAS, the City of Mobile has a significant population that is at risk of danger and harmful effects from the Delta variant of COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile that the Alabama Secretary of State is respectfully requested and urged to reinstate and apply Emergency Rule 820-2-3-.06-.01ER to the August 24, 2021, Mobile City 2021 Election, and any applicable runoff, so as to allow persons with legitimate COVID-19 concerns to vote an absentee mail-in ballot.

The move was seconded by Councilmember Small and the vote was as follows:

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

The Presiding Officer then called for the vote on the original resolution as amended and the vote was as follows:

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE FOR SATURDAYS AT THE COOP ON JULY 31-SEPTEMBER 4, 2021. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-605-2021

Sponsored by: Councilmember Manzie

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

Submitted by: Lit Cigar Lounge, Inc.

Location: Saturdays at the Coop
101 S. Water Street (Cooper Riverside Park)

For the following dates:
July 31,2021
August 7, 2021
August 14, 2021
August 21, 2021
August 28, 2021
September 4, 2021

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

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

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

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

Councilmember Small moved for the suspension of the rules to consider Resolution 01-581 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE A COOPERATIVE AGREEMENT WITH MAWSS FOR TEXAS STREET REHABILITATION FROM ANN STREET TO BROAD STREET, $1,987,820.23. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 01-581-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a reimbursable Agreement, by ad between the City of Mobile and the Board of Water and Sewer Commissioners of the City of Mobile, Alabama. A copy of said executed Agreement will be on file in the office of the City Clerk.

Name of Company:	Mobile Area Water and Sewer System
Project Name:	Public Works Cooperative Agreement between the COM and MAWSS for Texas Street Rehabilitation from Ann Street to Broad Street (D#2) Project # 2018-3005-18 & 2021-3005-04
Estimated Cost:	$1,987,820.23 (paid by MAWSS to the City)

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

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

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

AUTHORIZE LEASE AGREEMENT WITH ALABAMA POWER CO. AND SMG FOR STORM STAGING SITE AT CIVIC CENTER. The following resolution was held over until the regular meeting of August 3, 2021

RESOLUTION: 01-582-2021

Sponsored by: Mayor Stimpson

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, a Lease Agreement between City of Mobile, SMG, and Alabama Power Company, to use Civic Center, including the parking lots, for the purpose of a staging area for personnel and equipment for repairing storm damage and restoring power during emergency electric service outages in the Mobile area. A copy of said Lease Agreement is on file in the office of the City Clerk.

AUTHORIZE A FOREIGN-TRADE ZONE OPERATOR AGREEMENT WITH AIRBUS AMERICAS, INC. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 01-583-2021

Sponsored by: Mayor Stimpson

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

REAPPOINT KARLOS F. FINLEY AS A PART-TIME JUDGE OF THE MOBILE MUNICIPAL COURT. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 03-584-2021

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Honorable Karlos F. Finley is hereby reappointed as a part-time judge of the Mobile Municipal Court for a term of two (2) years, commencing _______________, 2021.

REAPPOINT ROBERT ADAMS “BUCKY” THOMAS AS A PART-TIME JUDGE OF THE MOBILE MUNICIPAL COURT. The following resolution was held over until the meeting of August 3, 2021.

RESOLUTION: 03-585-2021

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Honorable Robert Adam "Bucky" Thomas Is hereby reappointed as a part-time judge of the Mobile Municipal Court for a term of two (2) years, commencing __________, 2021.

APPROVE PURCHASE ORDER TO JACK DOHENY COMPANY FOR A FORD TRANSIT CARGO VAN FOR MOTOR POOL, $88,000.00. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-586-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
3264	2021	(F7000) MOTOR POOL	2022 FORD TRANSIT CARGO VAN WITH MOUNTED VERSALIFT VANTEL AERIAL MAN-LIFT (SEALED BID 5565)	$88,000.00	(297288) JACK DOHENY COMPANY

APPROVE ITEM BASED BID FOR FIREFIGHTING HELMETS FROM SUNBELT FIRE INC., $254.00 EACH. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-587-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5574	STRUCTURAL FIREFIGHTING HELMETS	1	$254.00	One year, renewable for two additional one-year periods.	(198904) SUNBELT FIRE INC

APPROVE PURCHASE ORDER TO DENNIS ALUMINUM PRODUCTS FOR 150 DECORATIVE STREET SIGN POSTS FOR THE TRAFFIC ENGINEERING DEPARTMENT, $65,580.00. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-588-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
14572	2021	(2060) TRAFFIC ENGINEERING	150 DECORATIVE STREET SIGN POSTS AND 60 24IN POST EXTENSIONS (SEALED BID 5510)	$65,580.00	(044605) DENNIS ALUMINUM PRODUCTS

APPROVE PURCHASE ORDER TO IMAGETREND INC. FOR ANNUAL RENEWAL OF SOFTWARE FOR THE FIRE DEPARTMENT, $23,000.00. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-589-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
14468	2021	(1510) FIRE ADMINISTRATION	ANNUAL RENEWAL OF IMAGETREND HEALTH-INFORMATION-HUB PATIENT-INFORMATION-EXCHANGE SOFTWARE (GSA CONTRACT)	$23,000.00	(295732) IMAGETREND INC

APPROVE PURCHASE ORDERS FOR FUEL FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-590-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
14506	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$17,742.50	(279229) PETROLEUM TRADERS CORPORATION
14508	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$17,742.50	(279229) PETROLEUM TRADERS CORPORATION
14509	2021	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	$17,742.50	(279229) PETROLEUM TRADERS CORPORATION

APPROVE PURCHASE ORDER TO SHERWIN WILLIAMS CO. FOR PAINT FOR DOWNTOWN POLE PAINTING, $19,800.00. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 08-591-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
12869	2021	(3036) PUBLIC BUILDINGS	400 GALS "JET GREENE" PRE-CATALYZED URETHANE PAINT FOR DOWNTOWN POLE PAINTING (SEALED BID 5578)	$19,800.00	(192350) SHERWIN WILLIAMS CO

REALLOCATE $245,000.00 FROM THE GENERAL FUND, POLICE OPERATING ACCOUNT – REGULAR PAY TO THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF MICROSOFT OFFICE PROFESSIONAL PLUS SOFTWARE FOR THE POLICE DEPARTMENT. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 09-592-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $245,000.00 be reallocated from the General Fund (Fund 1000) Police Department Operating Account - REGULAR PAY (Field Operations), (Account 1000.30.15.1530.1532.1530.0000.0000.40010.) to the Capital Improvement Fund (Fund 2000) Capital Account E0034 Equipment-Police for the purchase of Microsoft Office Professional Plus software for all Mobile Police Department desktop computers.

AUTHORIZE SERVICE CONTRACT WITH PORT CITY INDUSTRIAL LLC FOR OVERHEAD GARAGE DOORS/COUNTER SHUTTERS/ELECTRONIC GATES SERVICES AT VARIOUS CITY FACILITIES; $105,600.00 (3 YEARS) (co587, 20002000-48010). The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 21-593-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract by and between the City of Mobile and 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: PORT CITY INDUSTRIAL LLC

Project Name: OVERHEAD DOOR/COUNTER SHUTTER/
ELECTRONIC GATE SERVICE
(3-YEAR SERVICE CONTRACT)
VARIOUS CITY OF MOBILE FACILITIES

Project Number: MF-160-21

Amount: $105,600.00 – TOTAL CONTRACT
(Year 1 = $35,200.00 + Year 2 = $35,200.00 + Year 3 = $35,200.00)

AUTHORIZE CONTRACT WITH ROUTEWARE INC. FOR ROUTE MANAGEMENT SOFTWARE FOR GARBAGE COLLECTION SERVICES, $650,000 FOR 5 YEARS. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 21-594-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract by and between the City of Mobile and Routeware, Inc., in an amount not to exceed $650,000, for a five-year period, for software licenses and services, and supporting hardware, for route management for garbage collection services, 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.

AUTHORIZE SERVICE CONTRACT WITH JOHNSON CONTROLS INC. FOR DDC CONTROLS SYSTEM INSPECTION & PREVENTATIVE MAINTENANCE AT THE HISTORY MUSEUM OF MOBILE; $74,580.00 (3 YEARS) (10043035-42150). The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 21-595-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: JOHNSON CONTROLS, INC.

Project Name: HISTORY MUSEUM OF MOBILE –
DDC CONTROLS SYSTEM INSPECTION AND

PREVENTATIVE MAINTENANCE
(3-YEAR SERVICE CONTRACT)

Project Number: FM-161-21

Amount: $74,580.00 TOTAL DUE
(Year 1 = $24,860.00 + Year 2 = $24,860.00 + Year 3 = $24,860.00)

APPROVE CONTRACT EXTENSION WITH PREMIUM PARKING OF ALABAMA, LLC, FOR CRUISE TERMINAL PARKING MANAGEMENT, NTE $300,000 PER YEAR OUT OF REVENUE COLLECTED. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 21-596-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an amendment to a contract, by and between the City of Mobile and Premium Parking of Alabama LLC, previously approved by Council Resolution 21-075, adopted January 28, 2020, to allow for renewal of the contract for four additional one year periods after the initial one year term, without further Council action, for parking management services for the City of Mobile Alabama Cruise Terminal, as outlined in the contract addendum attached hereto and made a part hereof as though set forth in full.

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

APPROVE SETTLEMENT AGREEMENT AND RELASE OF CLAIMS – KATRENA WAITES. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 60-597-2021

Sponsored by: Mayor Stimpson

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – PAULA GREENE. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 60-598-2021

Sponsored by: Mayor Stimpson

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – TERRELL BUSH. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 60-599-2021

Sponsored by: Mayor Stimpson

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – UNIVERISTY OF SOUTH ALABAMA HOSPITAL. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 60-600-2021

Sponsored by: Mayor Stimpson

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

APPROVE ISSUANCE OF REVENUE BONDS BY THE INFIRMARY HEALTH SYSTEM SPECIAL CARE FACILITIES AUTHORITY OF MOBILE. The following resolution was held over until the regular meeting of August 3, 2021.

RESOLUTION: 60-601-2021

Sponsored by: City Council

RESOLUTION FOR APPROVAL OF BONDS PURSUANT TO SECTION 147 OF THE INTERNAL REVENUE CODE

WHEREAS, Infirmary Health System Special Care Facilities Financing Authority of Mobile, a public corporation organized under the laws of the State of Alabama (the "Authority"), proposes to issue its revenue bonds (the "Bonds") to provide financing for the benefit of Infirmary Health System, Inc., an Alabama nonprofit corporation ("IHS"), and its affiliates, Mobile Infirmary Association, an Alabama nonprofit corporation ("Mobile Infirmary"), and Gulf Health Hospitals, Inc., an Alabama nonprofit corporation ("Gulf Health"). IHS, Mobile Infirmary and Gulf Health are the members of an Obligated Group (the "Obligated Group") under a master trust indenture and will be obligated for the payment of the Bonds. IHS and the other members of the Obligated Group own and operate health care facilities in Mobile and Baldwin Counties;

WHEREAS, the Bonds are being issued in one or more series, at one or more times, in an aggregate principal amount of up to $320 million as part of a plan of financing to finance or refinance certain hospital and health care facilities of the Obligated Group (collectively, the "Facilities"). All series of Bonds to be issued under the plan of financing will be issued within three years after the issue date of the first issue. Proceeds of the Bonds will be made available to IHS and the other members of the Obligated Group and used to:

(1) refund all or a portion of the outstanding principal amount of the Authority's Revenue Bonds (Infirmary Health System, Inc.), Series 2016B issued in the original principal amount of $65,900,000 and its Revenue Bonds (Infirmary Health System, Inc.), Series 2016C issued in the original principal amount of $50,000,000, the proceeds of which financed, refinanced or reimbursed costs of health care facilities at the locations listed below; and

(2) finance or reimburse IHS or other members of the Obligated Group for the costs of the Facilities, which will include, without limitation, (i) the construction, equipping and furnishing of new buildings, (ii) the construction, equipping and furnishing of additions to existing buildings, (iii) the renovation, expansion, relocation, repurposing or improvement of existing buildings, and (iv) the acquisition and installation of new or replacement equipment, fixtures and furnishings for any new or existing Facilities. The aggregate amount of such costs financed is not expected to exceed $200 million;

WHEREAS, the Facilities are or will be used in the integrated health care operations of the Obligated Group. The Facilities are or will be located at one of the following addresses, with the maximum principal amount of the Bonds to be issued to finance projects at such locations in parenthesis: (i) Mobile Infirmary Medical Center (including Infirmary LTAC Hospital located at the Mobile Infirmary campus), located at 5 Mobile Infirmary Circle in Mobile, Alabama (maximum of $60,000,000), (ii) Thomas Hospital, located at 750 Murphy Avenue in Fairhope, Alabama (maximum of $50,000,000), (iii) Thomas Medical Center, located at 27961 Highway 98 in Daphne, Alabama (maximum of $10,000,000), (iv) North Baldwin Infirmary, located at 1815 Hand Avenue in Bay Minette, Alabama (maximum of $50,000,000), (v) clinic facilities of the Obligated Group located at 7101 Highway 90 in Daphne, Alabama (maximum of $10,000,000), (vi) clinic and free standing emergency department facilities of the Obligated Group at the Obligated Group's Saraland campus, located at 95 Shell Street, Saraland, Alabama (maximum of $10,000,000), and (vii) clinic and free standing emergency department facilities of the Obligated Group at 06045447.2 2 the Obligated Group's Malbis campus, located at 29487 State Highway 181, Daphne, Alabama (maximum of $10,000,000);

WHEREAS, the Facilities are or will be owned and operated by IHS, MIA, Gulf Health, Infirmary Health Hospitals, Inc. and/or their subsidiaries and affiliates (each of which is a member of the Obligated Group or an affiliate of IHS);

WHEREAS, the Bonds will be special or limited obligations of the Authority payable solely from payments by IHS pursuant to one or more loan agreements and corresponding notes, and payments by the Obligated Group pursuant to one or more master indenture obligations. The Bonds will not be general obligations of the Authority and will not in any way constitute a debt, liability or obligation of the State of Alabama or any political subdivision of the State of Alabama, including without limitation the political subdivisions holding the hearings described above or the political subdivisions where the Facilities are located. The Bonds will not be payable from any tax revenues; and

WHEREAS, a public hearing concerning the proposed issuance of the Bonds was held on behalf of the City of Mobile, Alabama (the "City") by the Authority in the Laura Gaillard Board Room in the HIS corporate offices located at 5 Mobile Infirmary Circle, Mobile, Alabama 36607, at 10:00 a.m. on Monday, July 26, 2021. Notice of such hearing was given by publication in The Mobile Press Register on July 18, 2021, and such hearing provided an opportunity for persons with different views on the proposed issuance of the Bonds and the location and nature of the Facilities to express their views, both orally and in writing;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that they hereby consent to and approve the issuance of the Bonds for the purposes set forth herein and the refunding of such Bonds from time to time. This consent and approval is being given pursuant to, and solely for the purpose of, the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended, and the final regulations promulgated thereunder. This consent to and approval of the issuance of the Bonds should not be construed as expressing any view whatsoever as to the financial feasibility of the Facilities or the adequacy of any security provided for the Bonds. This certificate shall never be taken to impose any liability of any kind whatsoever upon the undersigned, in either an individual capacity or as Mayor of the City of Mobile, Alabama.

ANNOUNCEMENTS:

Lisa C. Lambert, City Clerk, announced that the Absentee Election Office will open to the public on Friday, July 30, 2021, from 8:30 a.m.-4:30 p.m.

Councilmember Williams shared information about the Mayoral Election.

Councilmember Small provided an overview of the Fox 10 News “Dream Day Project” at Walsh Park.

Councilmember Small reported that the 4th Annual Chat and Chew was well attended.

Councilmember Small announced that District 3 will hold a back to school rally at the Boys and Girls Club on August 7, 2021.

Councilmember Rich announced that voting precinct 6-4 is in need of poll workers for the upcoming Municipal Election.

Councilmembers Rich and Daves provided information regarding the placement of campaign signage.

Councilmember Richardson shared various ways citizens can communicate with him.

Councilmember Daves reminded the public about the Finance Committee meeting today at 1:00 p.m.

Councilmembers Daves, Rich and Gregory urged citizens to get their vaccinations.

Councilmember Gregory shared an update on the Zeigler Boulevard project.

Councilmember Gregory applauded Lisa C. Lambert, City Clerk and her staff for their work related to the 2021 Municipal Election.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 12:02 p.m.

Adopted:

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COUNCIL PRESIDENT

____
CITY CLERK