

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 26, 2022

The Council of the City of Mobile, Alabama, met in the City Council’s Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, July 26, 2022, at 9:00 a.m.

Councilmembers:

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

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

Chris Arledge, Council Attorney, deemed it appropriate for the Council to enter into executive session to discuss economic development.

Britton Bonner stated that it would take approximately 30 minutes and that no formal action would take place. Mr. Bonner provided the following written declaration.

MINUTES OF JULY 26, 2022



July 26, 2022

City of Mobile
205 Government Street
Mobile, Alabama 36602

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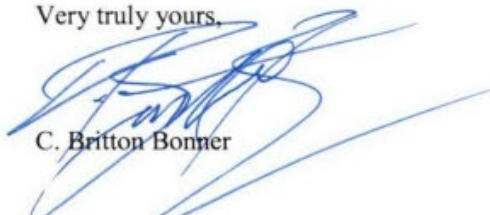
RE: EXECUTIVE SESSION FOR JULY 26, 2022

Dear Council Members:

My name is Britton Bonner and I am an attorney licensed to practice in the State of Alabama. I assert that the planned discussion within the proposed Executive Session meets the requirements of Section 36-25A-7 of the Alabama Open Meetings Act. In particular, the Executive Session is necessary to discuss preliminary negotiations involving matters of trade or commerce in which the City is in competition with private entities and other governmental bodies. I hereby assert that such discussions, if entered into the minutes or disclosed outside of an Executive Session, would have a detrimental effect upon the competitive position of the City.

According to the Open Meetings Act, and in particular Alabama Code Section 36-25A-7(b), the majority of the Council must be present and must adopt by a recorded vote a motion calling for the Executive Session and setting out the purpose of the Executive Session. The vote of each member shall be recorded in the minutes. Prior to calling the Executive Session to order, the presiding officer shall state whether the governmental body will reconvene after the Executive Session, and, if so, the approximate time the body expects to reconvene.

Very truly yours,


C. Britton Bonner

CBB/apd

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Councilmember Daves moved for the Council to enter into executive session and reconvene into the regular meeting at 10:30 a.m., which move was seconded by Councilmember Reynolds.

Following a roll call, the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the meeting moved into executive session at approximately 9:23 a.m.

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 26, 2022

MINUTES OF JULY 26, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, July 26, 2022, at 10:30 a.m., in the regular meeting.

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

Reverend Bryant Pugh, Outbreak Christian Center, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of July 19, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

James Barber, Chief of Staff, announced that he would make comments on behalf of Mayor Stimpson

Public Safety Director Battiste presented a proclamation to commemorate "Youth Violence Prevention Week."

Lawrence Battiste, Public Safety Executive Director, read a proclamation declaring July 24-30, 2022, as "Youth Violence Prevention Week" in the city of Mobile.

Lawrence Battiste, Public Safety Executive Director, introduced the "Brothers in Blue" which is a mentoring program consisting of a partnership between the Mobile Police Department, Mobile Fire-Rescue Department and Mobile County Sheriff's Department.

Don Rose, Chief Procurement Officer, read a proclamation declaring July 26, 2022, as "Americans with Disabilities Act" in the city of Mobile.

Joe Snowden, Admin Services Executive Director & Transportation & Maritime, recognized Anthony Mosley as the Animal Shelters "Employee of the Month" for June 2022.

Shonnda Smith, Deputy Executive Director of Public Works, presented the "Parks & Recreation Teen Mentors" which will host the "5th Quarter" program that will engage teens on the first and third Fridays of each month.

PRESENTATIONS BY THE COUNCIL:

Councilmember Gregory presented certificates to the baseball team from Municipal Park who is the Alabama Dixie Youth Baseball 3A State Tournament Champions. The team will go on to represent the city of Mobile and the state of Alabama in the Dixie Youth Baseball World Series in Lumberton, NC.

MONTHLY FINANCE REPORT:

Bob Holt, Executive Director of Finance, presented the Council with the monthly finance report for June 2022.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Request of Ronald McDonald House of Mobile for a waiver of the Noise Ordinance at Cooper Riverside Park on August 6, 2022, from 10:00 a.m. - 12:00 p.m. (District 2).

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

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

Nays: None

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

Request of Mobile Baykeeper for a waiver of the Noise Ordinance at Cooper Riverside Park on August 27, 2022, from 4:00 p.m. - 8:00 p.m. (District 2).

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

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

NON-AGENDA ITEMS:

1. Jim Flora, 6750 Howell's Ferry Road, shared comments regarding the 32nd anniversary of the Americans with Disabilities Act.

2. Sister Lucindia Claghorn, 351 Conti Street, discussed the importance of the Americans with Disabilities Act.

3. Reggie Hill, 1007 Center Street, continued comments related to his request for a formal investigation.

4. Patti Naylor, 3817 Shelley Drive, shared her concerns about the drainage issues on Shelley Drive.

Councilmember Carroll stated for the record:

"You don't build a road where water goes on private property."

5. Reverend Bobby Brown, 3651 Wenlock Court, shared his concerns regarding redistricting.

RESOLUTIONS HELD OVER

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APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. FOR 44 TAHOE AND 8 DURANGO POLICE PACKAGE SUVS; \$550,680.00. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meetings of July 19 & 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-598-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11792</u>	2022	(F7000) MOTOR POOL	UPFIT 44 TAHOE AND 8 DURANGO SUVS WITH POLICE PATROL PACKAGES FOR MPD (SEALED BID 5579)	\$550,680.00	<u>(290980) DANA SAFETY SUPPLY INC</u>

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be held over one week, which was seconded by Councilmember Penn, the vote was as follows:

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

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

APPROVE APPOINTMENTS OF NEW DIRECTORS OF IMPROVEMENT DISTRICT – MCGOWIN PARK PROJECT; ANDERSON & FOSTER. The following resolution, which was introduced and read at the regular meeting of July 19, 2022, and held over until the regular meeting of July 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 03-608-2022

Sponsored by: Mayor Stimpson

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA APPROVING THE APPOINTMENTS OF NEW DIRECTORS OF THE IMPROVEMENT DISTRICT OF THE CITY OF MOBILEMCGOWIN PARK PROJECT

WHEREAS, The Improvement District of the City of Mobile - McGowin Park Project, a public corporation organized by the City Council (the "Council") of the City of Mobile (the "City") under the laws of the State of Alabama (the "Improvement District"), is duly organized and existing under the provisions of Chapter 99A of Title I I of the Code of Alabama(1975) (the "Act"); and

WHEREAS, the current Board of Directors of the Improvement District (the "Board") are Buff Teague, John Carnesale, and Travis Black; and

WHEREAS, Buff Teague and John Carnesale both tendered their respective resignation from the Board to the Council; and

WHEREAS, the Council desires to accept the resignations of Buff Teague and John Camesale from the Board and to appoint Michael Anderson and Donald Foster to the

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Improvement District's Board of Directors, in substitution of Buff Teague and John Carnesale.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COUNCIL, AS follows:

- (1) That the Council hereby accepts the resignation of Buff Teague and John Carnesale, and they are hereby removed from the Board and relieved of all authority, rights, and obligations in connection with their role on the Board.
- (2) That Michael Anderson and Donald Foster are hereby appointed to the Board in substitution of the aforementioned Directors referenced above and will, respectively, assume all authority, rights, and obligations in connection with their role on the Board.

The resolution was read by the City Clerk; whereupon Councilmember Reynolds moved that the resolution be held over for two weeks, which was seconded by Councilmember Gregory, the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO VERTIV CORPORATION FOR ANNUAL MAINTENANCE SERVICE FOR POWER SUPPLY AND COOLING SYSTEMS FOR MIT; \$15,155.00. The following resolution, which was introduced and read at the regular meeting of July 19, 2022, and held over until the regular meeting of July 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-609-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11112</u>	2022	(5000) INFORMATION TECHNOLOGY	ANNUAL MAINTENANCE SERVICE FOR LIEBERT UNINTERRUPTIBLE POWER SUPPLY AND COOLING SYSTEMS FOR MIT (PROFESSIONAL SERVICE)	\$15,155.00	<u>(295869) VERTIV CORPORATION</u>

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

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

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

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APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY, INC. FOR VACUUM TRUCK FOR PUBLIC WORKS DEPARTMENT; \$459,299.93. The following resolution, which was introduced and read at the regular meeting of July 19, 2022, and held over until the regular meeting of July 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-610-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>8451</u>	2022	(F7000) MOTOR POOL	2022 VACTOR 16IN 15 CU YD VACUUM TRUCK ON FREIGHTLINER CHASSIS FOR PUBLIC WORKS (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$459,299.93	<u>(190715) SANSOM EQUIPMENT CO INC</u>

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

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

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

AUTHORIZE CONTRACT WITH HAGAN STORM FENCE OF MOBILE, INC. FOR FENCE INSTALLATION AT BROOKLEY BY THE BAY; \$116,961.00. The following resolution, which was introduced and read at the regular meeting of July 19, 2022, and held over until the regular meeting of July 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-611-2022

Sponsored by: Councilmember Small and Mayor Stimpson

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

Name of Company: HAGAN STORM FENCE OF MOBILE, INC.

Project Name: BROOKLEY BY THE BAY –
CHAIN LINK FENCE INSTALLATION

Project Number: PR-061-22

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Amount: \$116,961.00

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

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

Nays: None

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

ASSENT TO THE VACATION OF AND CONSIDER A FEE FOR THE VACATION OF A PORTION OF VIRGINIA STREET, NEAR THE APMT CONTAINER TERMINAL (APPLICANT: ALABAMA STATE PORT AUTHORITY). The following resolution, which was introduced and read at the regular meeting of July 19, 2022, and held over until the regular meeting of July 26, 2022, was called up by the Presiding Officer.

RESOLUTION: 47-613-2022

Sponsored by: Councilmember Carroll

WHEREAS, the Alabama State Port Authority ("Port Authority") has submitted a Petition to the Mobile City Council to vacate a portion of Virginia Street (referred to herein as the "Street"), described more particularly herein, a public street lying within the city limits of Mobile, Alabama, pursuant to Section 23-4-20 of the Alabama Code, *et seq.*; and

WHEREAS, the portion of the Street to be vacated is more particularly described as follows:

Virginia Street

Commencing at the Southwest corner of BCCT SUBDIVISION, as recorded in Map Book 130, page 89. Probate Court Records, Mobile County, Alabama, said point lying and being at the intersection of the north right-of-way line of Virginia Street, (50-foot public R\W), with the east right-of-way line of CSX Railroad, (variable width R\W); Thence S-81°-43'-33"-E. along the north right-of-way line of said Virginia Street, for 312.71 feet to a point on the south line of said BCCT Subdivision and the Point of Beginning of the parcel herein described: Thence S-81°-43'-58"-E, along the north right-of-way line of said Virginia Street, for 497.29 feet to a point at the northeast corner of said Virginia Street right-of-way; Thence S-08°-16'-40"-W. along the east line of said Virginia Street right-of-way for 50.00 feet to a point at the southeast corner of said Virginia Street right-of-way; Thence N-81°-43'-58"-W, along the south right-of-way line of said Virginia Street, for 497.28 feet; Thence N-08°-16'-27"-E. leaving the south right-of-way line of said Virginia Street, for 50.00 feet to the Point of Beginning and containing 24863 square feet or 0.571 acres, more or less.

WHEREAS, the Port Authority has petitioned the City Council of Mobile, Alabama, to assent to the vacation of such public rights-of-way owned by the City of Mobile; and

WHEREAS, it has been shown to the satisfaction of the Mobile City Council that the Port Authority is the sole owner of the real property abutting the Street; and

WHEREAS, the vacation of the Street will not be deprive any other property owner of such rights as such property owner may have to convenient and reasonable ingress and egress to and from their property; and

WHEREAS, a notice of the hearing on the Petition was provided to all utility providers with utility lines or facilities in the Street in accordance with Section 23-4-2(a) of the Alabama Code, and such utility providers have issued their written consent to said vacation; and

WHEREAS, PURSUANT TO Section 23-4-2(b) of the Alabama Code, entities with utility lines, equipment, or facilities in place at the time of vacation, shall have the right to continue

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to maintain, extend, and enlarge their lines, equipment, and facilities to the same extent as if the vacation had not occurred; and

WHEREAS, a notice of the hearing on the Petition was provided in accordance with Section 23-4-2(a) of the Alabama Code, including publication in a newspaper of general circulation in Mobile, Alabama; and

WHEREAS, the City Council finds that the Street is not needed as public rights-of-way in the City of Mobile, Alabama; and

WHEREAS, the City Council finds that vacation of the Street is in the public interest.

NOW, THEREFORE, BE IT RESOLVED by the Mobile City council that, upon hearing all parties and considering all information presented, that the portion of the Street, more particularly described above, is hereby vacated.

BE IT FURTHER RESOLVED that entities with utility lines, equipment, or facilities in place at the time of vacation, shall have the right to continue to maintain, extend, and enlarge their lines, equipment, and facilities to the same extent as if the vacation had not occurred, including ingress and egress thereto; provided further that the Westernmost 500 feet of said vacated area is reserved for a non-exclusive easement for utility lines of the Board of Water & Sewer Commissioners of the City of Mobile as per the MAWSS approval letter for this vacation dated March 25, 2022.

BE IT FURTHER RESOLVED that the right-of-way fee provided for in Alabama Code section 11-49-6 and City of Mobile Ordinance No. 57-029-2020 is hereby waived.

Notice of this Resolution shall be published in a newspaper of general circulation in Mobile, Alabama, within fourteen days of the date of adoption and this Resolution shall also be filed with the Mobile County Probate Court.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 09-619 through 60-639 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

REALLOCATE \$3,140.00 FROM DISTRICT 2 DISCRETIONARY FUNDS TO THE MOBILE POLICE DEPARTMENT TO ASSIST WITH COSTS FOR A YOUTH FISHING TRIP. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 09-619-2022

Sponsored by: Councilmember Carroll

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BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of \$3,140.00 be reallocated from the General Fund Account 10041020-42080 from District 2 Discretionary project #DSC-02.

Funds will be reallocated to the Mobile Police Department Account 10041530-44020 and will be used to assist the Family Intervention Team and Victims Advocate Unit with the costs of a fishing trip for 15 youth that are involved with the organization. The event will be held on July 23, 2022.

The resolution was read by the City Clerk; whereupon Councilmember Carroll moved that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmembers Small and Carroll, the vote was as follows:

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE ADMINISTRATIVE SERVICES EMPLOYEE OF THE MONTH; MOSELEY. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 60-620-2022

Sponsored by: Mayor Stimpson

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

JUNE 2022 – Anthony Moseley (Employee #19841) Administrative Services
Animal Services - Office Assistant I

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 CONGRESS STREET PARTNERS, D/B/A KENSINGTON HEALTH & REHABILITATION CENTER, SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 60-621-2022

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate \$400.00 to Congress Street Partners LP DBA Kensington Health & Rehabilitation Center, from his discretionary funds; and

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WHEREAS, Congress Street Partners LP DBA Kensington Health & Rehabilitation Center, is an Alabama for-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 Congress Street Partners LP DBA Kensington Health & Rehabilitation Center, will be used for the costs of a Christmas parade for residents of the facility, 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 \$400.00 to Congress Street Partners LP DBA Kensington Health & Rehabilitation Center, 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 Carroll moved that the resolution be adopted, which was seconded by Councilmember Gregory the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 WESTSIDE ATHLETIC ASSOCIATION OF MOBILE SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 60-622-2022

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate \$2,500.00 to Westside Athletic Association of Mobile, Alabama Inc., from his discretionary funds; and

WHEREAS, Westside Athletic Association of Mobile, Alabama Inc., is an Alabama for-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 Westside Athletic Association of Mobile, Alabama Inc., will be used for the costs of a Westside Basketball team participating in several Cal Ripkin Southwest All-Start tournaments in Summer 2022, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to Westside Athletic Association of Mobile, 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.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 HISTORIC MOBILE PRESERVATION SOCIETY SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 60-623-2022

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate \$1,000.00 to the Historic Mobile Preservation Society, from his discretionary funds; and

WHEREAS, Historic Mobile Preservation Society 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 Historic Mobile Preservation Society, will be used for the production of the Boyington Oak Festival that was held on May 14 & 15, 2022, which served a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,000.00 to Historic Mobile Preservation Society, 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 Carroll moved that the resolution be adopted, which was seconded by Councilmember Gregory the vote was as follows:

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

Nays: None

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

APPOINT BRYANT PLEASANT, JR. TO THE MOBILE CITY-COUNTY YOUTH COUNCIL. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 03-639-2022

Sponsored by: Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Bryant Pleasant, Jr., is appointed to the Mobile City-County Youth Council effective immediately.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 Gregory moved for the suspension of the rules to consider Resolutions 21-634 and 23-635 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AGREEMENT WITH VOLKERT, INC. FOR U.S. HWY. 45 STREETSCAPE IMPROVEMENTS (WILSON AVENUE TO PRICHARD AVENUE); \$129,146.03. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 01-624-2022

Sponsored by: Councilmember Penn and Mayor Stimpson

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

Name of Company: Volkert, Inc.

Project Name: Master Service Agreement
U.S. Hwy 45 Streetscape Improvements
(Wilson Ave. to Prichard Ave.)
COM Project No. 2022-3005-06

Estimated Cost: \$129,146.03

APPROVE ITEM BASED BID FOR MEDICAL GLOVES. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-625-2022

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

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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)
<u>5702</u>	MEDICAL GLOVES	4	See bid tab	Six months, renewable for five additional six-month periods.	<u>(281106) Medical Supplies Depot</u>

APPROVE PURCHASE ORDERS FOR FUEL FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-626-2022

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
<u>12856</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$31,550.70	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>12857</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$31,550.70	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>12858</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$31,550.70	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>12859</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$31,550.70	<u>(279229) PETROLEUM TRADERS CORPORATION</u>

APPROVE PURCHASE ORDER TO LCM MOTORCARS FOR VARIOUS VEHICLES FOR MPD CYBER DIVISION; \$199,800.00. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-627-2022

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10336,</u> <u>10337,</u> <u>10338</u>	2022	(1545) POLICE CYBER DIVISION	ONE 2021 TOYOTA SIENNA PASSENGER VAN, ONE 2021 DODGE RAM 1500 BIG HORN PICKUP TRUCK, ONE 2021 DODGE CHARGER SCAT PACK FOR MPD CYBER (SEALED BID 5705)	\$199,800.00	<u>(297939) LCM</u> <u>MOTORCARS LLC</u>

APPROVE PURCHASE ORDER TO GULF COAST FITNESS SERVICE FOR EXERCISE FITNESS EQUIPMENT FOR MOBILE POLICE DEPARTMENT 1ST PRECINCT; \$37,350.00. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-628-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9072</u>	2022	(3032) ARCHITECTURAL ENGINEERING	EXERCISE FITNESS EQUIPMENT FOR MPD 1 ST PRECINCT (2 TREADMILLS, 2 ELLIPTICAL CROSS- TRAINERS, 1 TRUE FT-900 FUNCTIONAL TRAINER, WEIGHT BENCH /DUMBBELLS) (SEALED BID 5696)	\$37,350.00	<u>(292197) GULF</u> <u>COAST FITNESS</u> <u>SERVICE LLC</u>

APPROVE PURCHASE ORDER TO GULF COAST FITNESS SERVICE FOR EXERCISE FITNESS EQUIPMENT FOR MOBILE POLICE DEPARTMENT POLICE ACADEMY; \$28,380.00. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-629-2022

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11800</u>	2022	(1530) POLICE ADMIN SERVICES	EXERCISE FITNESS EQUIPMENT FOR MPD POLICE ACADEMY (2 TREADMILLS, 2 ELLIPTICAL CROSS-TRAINERS, 1 TRUE FT-900 FUNCTIONAL TRAINER, 2 WEIGHT BENCHES) (SEALED BID 5696)	\$28,380.00	<u>(292197) GULF COAST FITNESS SERVICE LLC</u>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT FOR DESKTOP COMPUTERS FOR MOBILE FIRE-RESCUE DEPARTMENT; \$17,857.84. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-630-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12748</u>	2022	(1510) FIRE ADMINISTRATION	14 DELL OPTIPLEX 7000 DESKTOP COMPUTERS FOR MFRD (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$17,857.84	<u>(272932) CDW GOVERNMENT LLC</u>

APPROVE PURCHASE ORDER TO CINTAS CORPORATION FOR LONG SLEEVE WORK SHIRTS FOR PUBLIC SERVICES DEPARTMENT; \$32,830.00. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-631-2022

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11698</u>	2022	(2090A) TRASH COLLECTION	469 HIGH-VISIBILITY YELLOW SAFETY LONG SLEEVE WORK SHIRTS FOR PUBLIC SERVICES (OMNIA/US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$32,830.00	<u>(033070) CINTAS CORPORATION</u> <u>DBA CINTAS CORPORATION</u> <u>NO 2</u>

APPROVE PURCHASE ORDER TO SCHAEFER PLASTICS NORTH AMERICA FOR TRASH CONTAINERS; \$47,998.84. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 08-632-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>11012</u>	2022	(2090B) GARBAGE COLLECTION	793 96 GAL TRASH CONTAINERS (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$47,998.84	<u>(297915) SCHAEFER PLASTICS NORTH AMERICA, LLC</u>

AUTHORIZE CONTRACT WITH THOMPSON ENGINEERING, INC. FOR WOLF RIDGE/BEAU TERRA SIDEWALKS; \$50,100.00. The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 21-633-2022

Sponsored by: Councilmember Penn and Mayor Stimpson

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

Name of Company: Thompson Engineering, Inc.

Project Name: Wolf Ridge/Beau Terra Sidewalks (D1)
COM Project No. 2022-3005-07

Estimated Cost: \$50,100.00

AUTHORIZE CONTRACT WITH TEAGUE CONSTRUCTION SYSTEMS, INC. FOR RE-ROOFING OF FIRE STATION #17; \$78,060.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-634-2022

Sponsored by: Councilmember Carroll and Mayor Stimpson

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

Name of Company: TEAGUE CONSTRUCTION SYSTEMS, INC.

Project Name: FIRE STATION #8/17 (MELTON) –
RE-ROOFING

Project Number: FE-067-22

Amount: \$78,060.00

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

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

Nays: None

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

ACCEPT DEEDS FOR RIGHTS-OF-WAY FOR THE MCGREGOR AVENUE WIDENING PROJECT (AIRPORT BOULEVARD TO DAUPHIN STREET). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 23-635-2022

Sponsored by: Councilmember Daves 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 hereby are, authorized to accept Deeds for the acquisition of right-of-way tracts for City Engineering Project No. 2013-202-07; ALDOT Project No. STPMB-7509 (600) McGregor Avenue Widening from Dauphin Street to Airport Boulevard as set out in the instruments attached hereto for the price of \$ 107,300.00:

Said property is being conveyed to the City of Mobile in accordance with that certain Agreement for Right-of-Way Acquisition between the State of Alabama (“ALDOT”) and the City of Mobile as adopted by Resolution #01-290 on July 31, 2012.

1. Fee Simple Right of Way Deed and Deed for Temporary Easement for Tract 19.

SAID DOCUMENTS are by reference made a part of this resolution as fully as set forth herein and copies will be on file in the office of the City Clerk and in the office of the Director of Real Estate Asset Management of the City of Mobile.

BE IT FURTHER RESOLVED THAT:

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The City Engineer, Real Estate Officer, or the Director of Real Estate Asset Management of the City of Mobile is hereby authorized and directed to negotiate and to execute for and in the name and on behalf of the City of Mobile whatever supporting documents, affidavits, closing statements, or other forms necessary to complete the transactions and pay the Grantors the amounts approved and authorized and pay all approved closing costs. All approved and funded by State of Alabama Department of Transportation.

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

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

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; WHITFIELD.

The following resolution was held over until the regular meeting of August 2, 2022.

RESOLUTION: 60-636-2022

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 State Farm Insurance as Subrogee of their insured Ashley Whitfield, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MEDEVAC ALABAMA, INC. TO OPERATE AN AMBULANCE SERVICE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-637-2022

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Medvac Alabama, Inc. to operate an ambulance Service in the City of Mobile. The adoption of such a Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza, located at 205 Government Street, Mobile, Alabama, on August 9, 2022, at 10:30 a.m. At such time and place, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

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

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

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The vote was then announced whereupon the Presiding Officer set the date for the public hearing as August 9, 2022.

CALL FOR A PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 4119, 4161, 4173 AND 4175 HALLS MILL ROAD FROM R-1, B-3 AND I-1 TO I-1 (DISTRICT 4). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-638-2022

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 4119, 4161, 4173 and 4175 Halls Mill Road (east side of Halls Mill Road, 210' ± south of Moore Creek drainage canal)

Pursuant to the Resolution of the Mobile, Alabama City Council adopted on July 26, 2022, a public hearing will be held on the 23rd day of August, 2022, at 10:30 a.m., to consider the adoption of an ordinance to rezone property located at 4119, 4161, 4173 and 4175 Halls Mill Road (east side of Halls Mill Road, 210' ± south of Moore Creek drainage canal),), from R-1, Single-Family Residential District, B-3, Community Business District and I-1 Light Industry District, to I-1, Light Industry District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant and may take other actions allowed by law.

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

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

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

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 5 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA, RUN SOUTH 00°-13'-00" EAST, 660.33 FEET TO A ROWE REBAR AND CAP FOUND ON THE SOUTH RIGHT-OF-WAY OF MONTLIMAR CREEK AND BEING THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTH 59°-39'-33" EAST AND ALONG SAID RIGHT-OF-WAY, 287.69 FEET TO A RECOVERED CRIMP TOP, SAID POINT BEING IN THE PC OF A 616.80 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 49°-07'-55" EAST, 231.17 FEET), A DISTANCE OF 232.54 FEET TO A RECOVERED IRON CRIMP TOP; THENCE SOUTH 00°-09'-20" WEST, 149.06 FEET TO A SET ROD AND CAP (ROWE), SAID POINT BEING ON THE NORTHERLY RIGHT-OF-WAY OF INTERSTATE HIGHWAY 10 (300 FOOT RIGHT-OF-WAY) AND BEING ON THE ARC OF A 11612.07 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHWARDLY AND WESTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 55°-44'-22" WEST, 514.72 FEET), A DISTANCE OF 514.76 FEET TO A RECOVERED IRON CRIMP TOP; THENCE CONTINUING ALONG AN 11612.07 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS SOUTH 53°-17'-55" WEST, 325.26 FEET), A DISTANCE OF 325.27 FEET TO A ROD AND CAP (ROWE);

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THENCE SOUTH 89°-17'-06" WEST, LEAVING SAID NORTH RIGHT-OF-WAY OF INTERSTATE HIGHWAY 10, 478.70 FEET TO A RECOVERED IRON CRIMP TOP; THENCE SOUTH 04°-23'-59" EAST, 281.38 FEET TO A ROD AND CAP (ROWE), SAID POINT BEING IN THE PC OF A 11672.07 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHWARDLY AND WESTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 49°-27'-21" WEST, 130.34 FEET), A DISTANCE OF 130.34 FEET TO A RECOVERED ROD AND CAP (ROWE); THENCE NORTH 40°-56'-16" WEST, 230.57 FEET; THENCE SOUTH 49°-19'-17" WEST, 33.38 FEET TO A RECOVERED ROD AND CAP (ROWE), SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF ALDEN DRIVE (50 FOOT RIGHT-OF-WAY); THENCE NORTH 40°-47'-08" WEST AND ALONG THE NORTHERN LINE OF LOT 6, LLOYD'S STATION INDUSTRIAL DEVELOPMENT VENTURE, AS RECORDED IN MAP BOOK 72, PAGE 90, PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA, A DISTANCE OF 260.28 FEET TO A RECOVERED ROD AND CAP (BYRD); THENCE NORTH 89°-02'-15" EAST, 195.79 FEET; THENCE NORTH 00°-42'-00" WEST, 545.55 FEET TO A ROD AND CAP (ROWE); THENCE SOUTH 89°-27'-04" WEST, 1254.29 FEET TO A ROD AND CAP (ROWE); THENCE NORTH 00°-22'-55" WEST, 329.46 FEET; THENCE NORTH 75°-59'-53" WEST, 301.83 FEET TO A SET ROD AND CAP (ROWE), SAID POINT BEING ON THE EAST RIGHT-OF-WAY LINE OF HALLS MILL ROAD (RIGHT-OF-WAY VARIES); THENCE ALONG HALLS MILL ROAD AS FOLLOWS: NORTH 17°-28'-47" EAST, 218.55 FEET TO THE PC OF A 1616.46 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS NORTH 24°-48'-14" EAST, 412.13 FEET), A DISTANCE OF 413.25 FEET; THENCE NORTH 88°-44'-00" EAST, 49.96 FEET TO THE PC OF A 1599.93 FOOT RADIUS CURVE TO THE RIGHT; THENCE NORTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS NORTH 35°-06'-53" EAST, 159.91 FEET), A DISTANCE OF 160.05 FEET TO A RECOVERED ROD AND CAP (RESTER & COLEMAN); THENCE SOUTH 59°-55'-08" EAST AND ALONG THE SOUTH LINE OF LOT 1, OLD NINETY INDUSTRIAL PARK, UNIT ONE, AS RECORDED IN MAP BOOK 59, PAGE 10, SAID PROBATE RECORDS, A DISTANCE OF 395.14 FEET TO THE PC OF A 496.55 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 65°-44'-10" EAST, 99.50 FEET), A DISTANCE OF 99.67 FEET TO THE PC OF A 442.63 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 59°-59'-35" EAST, 176.39 FEET), A DISTANCE OF 177.58 FEET TO THE PC OF A 495.01 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHWARDLY AND EASTWARDLY ALONG THE ARC OF SAID CURVE (CHORD BEARS SOUTH 51°-00'-20" EAST, 43.28 FEET), A DISTANCE OF 43.29 FEET; THENCE NORTH 30°-06'-04" EAST AND ALONG THE EAST LINE OF SAID LOT 1, OLD NINETY INDUSTRIAL PARK, UNIT ONE, A DISTANCE OF 196.93 FEET TO A ROD AND CAP (ROWE), SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF MONTLIMAR CREEK; THENCE SOUTH 59°-44'-19" EAST AND ALONG SAID SOUTH RIGHT-OF-WAY LINE, 1041.03 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District, B-3, Community Business District, and I-1, Light Industry District, to I-1, Light Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in I-1, Light Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a I-1, Light Industry District until all of the conditions set forth below have been complied with: 1) Completion of the Subdivision process; and 2) Full compliance with all municipal codes and ordinances.

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as August 23, 2022.

ANNOUNCEMENTS

Councilmember Daves announced that the Finance Committee will meet on August 9 and 30, 2022, in the 9th-floor conference room.

Councilmember Penn announced that District 1 will host a “Back to School Giveaway” on July 30, 2022.

Councilmember Penn shared that the 4th Annual Back to School Bash will be held on August 1, 2022.

Councilmember Penn reminded citizens that the “Celebrity Fun Day” will be held on July 27, 2022, at Herndon-Sage Park from 5:30 p.m. – 7:30 p.m.

Councilmember Penn announced that the District 1 “5th Quarterly Friday” will be held on August 5, 2022, at Figures Park from 9:00 p.m. – 12:00 a.m.

Councilmember Penn informed citizens that the District 1 Community meeting will be held on August 9, 2022, at the Dotch Community Center starting at 6:00 p.m.

Councilmember Gregory announced that the MOB Music Festival Tour at the Hillsdale Recreation Center was a success.

Councilmember Gregory shared that the Youth Violence Prevention Community Day in District 7 was a success.

Councilmember Gregory announced that the District 7 community meeting will be held on July 28, 2022, at the Mobile Museum of Art.

Councilmember Small announced that District 3 will be making donations to various schools to help provide for the homeless students.

Councilmembers Small and Penn stated that the “Push for Peace” event was a success.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:52 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK