

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 19, 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 19, 2022, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynold, Daves, Jones, 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 19, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, July 19, 2022, at 10:30 a.m., in the regular meeting.

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

Reverend Leon Bell, St. Joseph Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small
Councilmembers: Penn, Carroll, Reynolds, Daves, Jones, and Gregory
Absent: None

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 12, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

James Barber, Chief of Staff, announced that Mayor Stimpson was traveling on City business today, so he would make comments on his behalf.

James Barber informed the public that the Parks & Recreation Department will be hosting its Volunteer Fair at the James Seals Community Center on July 23, 2022, at Figures Park from 10:00 a.m.

James Barber announced that Parks & Recreation will host the Dive-In Movie at Figures Community Center Pool on July 22, 2022, at 8:00 p.m.

Shonnda Smith, Deputy Executive Director of Public Works, presented the “Ground Works Green Team” with a Certificate of Recognition.

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ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Request of Georgia McCann for a waiver of the Noise Ordinance at Lyons Park on July 23, 2022, from 10:30 a.m. - 5:00 p.m. (District 2).

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

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

Nays: None

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

Request of Marguerite Austin for a waiver of the Noise Ordinance at Cooper Riverside Park on July 23, 2022, from 9:00 a.m. - 3:00 p.m. (District 2).

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

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

Nays: None

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

Request of Yorktown Missionary Baptist Church for a waiver of the Noise Ordinance at Kidd Park on July 31, 2022, from 9:00 a.m. - 1:00 p.m. (District 2).

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

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

Nays: None

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

Request of Rodney Finch for a waiver of the Noise Ordinance at Cooper Riverside Park on August 24, 2022, from 2:00 p.m. - 12:00 a.m. (District 2).

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

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

Nays: None

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

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Request of Barbara Payne and Damian Marks for a waiver of the Noise Ordinance at Cooper Riverside Park on August 28, 2022, from 5:00 p.m. - 8:00 p.m. (District 2).

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

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

Nays: None

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

Request of Timmie Strait for a waiver of the Noise Ordinance at Langan Park on June 10, 2023, from 9:00 a.m. - 5:30 p.m. (District 7).

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 at Langan Park on September 1 & 2, 2022, from 4:00 p.m. - 6:00 p.m. and on September 3, 2022, from 8:00 a.m. – 11:00 a.m. (District 7).

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

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

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO ASSENT TO THE VACATION OF A PORTION OF VIRGINIA STREET, NEAR THE AMPT CONTAINER TERMINAL (APPLICANT: ALABAMA STATE PORT AUTHORITY) (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to assent to the vacation of a portion of Virginia Street near the AMPT Container Terminal, and asked if there was anyone present to speak for or against this matter.

Craig Campbell, 104 St. Francis Street, Suite 300, was present to answer questions from the Council.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 35 SOUTH REED AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED/SECURED/REMOVAL OF TRASH (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 35 South Reed Avenue a public nuisance and order it demolished/secured/removal of trash, and asked if there was anyone present to speak for or against this matter.

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No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1415 ESLAVA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1415 Eslava Street a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced later in the meeting.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

NON-AGENDA ITEMS:

1. Reverend Milton Saffold, shared concerns about redistricting.
2. Reverend Nathaniel Wilder, expressed concerns about redistricting.
3. Reggie Hill, 1007 Center Street, requested an investigation into the Mobile Municipal Code, Zoghy Act, public safety, and use of tax payer resources.

CIP RESOLUTIONS HELD OVER:

RE-ALLOCATE \$45,000.00 FROM CAPITAL PROJECT DAUPHIN ISLAND PKWY. SIDEWALKS TO GRANT FUND TAP SIDEWALKS ON DAUPHIN ISLAND PKWY. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meeting of July 19, 2022, was called up by the Presiding Officer.

RESOLUTION: 09-593-2022

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$45,000.00 be reallocated from Capital Project (C0298) CIP Dauphin Island Pk Sidewalks-TAP 20002000.48040 Advertising Fees to Grant Fund (G-TAPDIPOM) Transportation Alternative Project TAPAA-TA17(938) Sidewalks on Dauphin Island Parkway from I-10 Interchange to Old Military Road, 50015001.93030.

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

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

Nays: None

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

AUTHORIZE AGREEMENT WITH THE ALABAMA DEPT. OF TRANSPORTATION FOR SIDEWALKS ON DAUPHIN ISLAND PKWY. (BETWEEN I-10 INTERCHANGE AND OLD MILITARY RD.); \$173,161.89. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meeting of July 19, 2022, was called up by the Presiding Officer.

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RESOLUTION: 01-594-2022

Sponsored by: Councilmember Small and Mayor Stimpson

WHEREAS, the City Council previously approved Resolution No. 31-491 on August 8, 2017, to enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to the Transportation Alternative Project No. TAPAA-TA17(938) for Sidewalks Connecting Mobile's Coastal Peninsula Phase II Dauphin Island Parkway from I-10 Interchange to Old Military Road (Project); and,

WHEREAS, the Project was not authorized for construction within the time constraints expiration; and.

WHEREAS, it is now necessary to execute a new agreement with the State of Alabama relating to the Project;

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

That Resolution No. 31-491 is hereby rescinded and superseded; and

That the City enter into a new agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

Sidewalks on Dauphin Island Pkwy between I-10 Interchange and Old Military Rd Project # TAPAA-TA17(938); CMPS Ref # 100067315

Which agreement is before this Council, and that the agreement be executed in the name of the City, by the Mayor for and on its behalf, and that it be attested by the City Clerk and the official seal of the City be affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City.

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

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

Nays: None

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

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT WITH KIMLEY-HORN & ASSOC., INC. FOR FOOTBALL STADIUM & FIELD IMPROVEMENTS AT TRIMMIER PARK; \$158,092.75. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meeting of July 19, 2022, was called up by the Presiding Officer.

RESOLUTION: 01-595-2022

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.

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Name of Company: KIMLEY-HORN AND ASSOCIATES, INC.

Project Name: TRIMMIER PARK –
FOOTBALL STADIUM AND FIELD IMPROVEMENTS

Project Number: PR-038-21

Amount: \$158,092.75

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

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

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

APPROVE ITEM-BASED BID FOR ELECTRICAL UTILITY BOXES & LIDS. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meeting of July 19, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-596-2022

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 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>5697</u>	Electrical Utility Boxes & Lids	9	Various, see bid tab	Six months, renewable for four additional six-month periods.	<u>(276540) Consolidated Electrical Distributors; (75199) Graybar Electric Co Inc.</u>

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

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

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

APPROVE PURCHASE ORDERS TO KRONOS, INC. FOR ANNUAL SUBSCRIPTION FOR PUBLIC SAFETY SCHEDULING AND COMMUNICATIONS SOFTWARE; MFRD; \$23,243.82. The following resolution, which was introduced and read at the regular meeting of July 12, 2022, and held over until the regular meeting of July 19, 2022, was called up by the Presiding Officer.

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RESOLUTION: 08-597-2022

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>10617</u>	2022	(1510) FIRE ADMINISTRATION	ANNUAL SUBSCRIPTION FOR UKG TELESTAFF PUBLIC SAFETY WORKFORCE SCHEDULING AND COMMUNICATIONS CLOUD SOFTWARE FOR MFRD (OMNIA/US COMMUNITIES COOPERATIVE PURCAHSING AGREEMENT, NOT ON STATE CONTRACT)	\$23,243.82	(294308) <u>KRONOS INCORPORATED</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 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 meeting of July 19, 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	(290980) <u>DANA SAFETY SUPPLY INC</u>

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 Gregory moved for the suspension of the rules to consider Consent Resolutions 03-600 through 60-618 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, Scott, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

APPOINT GARRET DOLBEAR TO THE MOBILE CITY-COUNTY YOUTH COUNCIL BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-600-2022

Sponsored by: Councilmember Jones

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

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

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

Nays: None

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

AUTHORIZE A GRANT APPLICATION FOR THE FY 2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT; \$163,977.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-601-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept, and receive a Notice of Award and Memorandum of Agreement for grant assistance in the amount of \$163,977.00, from the Bureau of Justice Assistance, for the FY 2022 Edward Byrne Memorial Justice Assistance Grant (JAG).

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Justice

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or Bureau of Justice Assistance. The Memorandum of Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 35 SOUTH REED AVENUE A PUBLIC NUISANCE AND ORDER DEMOLITION/SECURE/REMOVAL OF TRASH. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-602-2022

Sponsored by: Councilmember Carroll

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 35 REED AVENUE SOUTH has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 35 REED AVENUE SOUTH described as:

LOT 21 OF CHIDESTER PL DBK 89 PGS 284-85 #SEC 25 T4S R1W #MP29 07 25 0 007

Parcel Number: 29 07 25 0 007 346

Last Assessed to: SIBLEY STEPHEN C/O VIVIAN SIBLEY

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

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 1415 ESLAVA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-603-2022

Sponsored by: Councilmember Carroll

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1415 ESLAVA STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 3, 4, 5, 7, 8, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1415 ESLAVA STREET described as:

LOT 17 BLK 18 GLENDALE PARK DBK 61 N S P 316 #SEC 22 T4S R1W #MP29 10 22 3 003

Parcel Number: MP29 10 22 3 003 092

Last Assessed to: LOPER ANTHONY W & COLLIE

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

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: None

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

AUTHORIZED REMOVAL OF WEEDS, GROUP 1629. The following resolution was introduced by Councilmember Daves

RESOLUTION: 58-604-2022

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

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of interested parties; and

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the 14th day of June, 2022, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

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

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

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 20, as described in the resolution adopted on the 14th day of June 2022, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No. 1629 on file in the office of the City Clerk).

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

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WEED LIEN						
1629						Res. No.
6/14/2022	LOTS TO BE DECLARED					58-
7/19/2022	LOTS FOR PUBLIC HEARING					58-
//2022	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	957 Pinemont Dr	9748	19286		6	
2	3412 Maureen Dr	16506	19287		3	
3	4390 Park Rd	18292	19288		3	
4	0 Cedar Crescent Dr	17839	19290		3	
	Par No. (32 05 40 0 003 009.XXX)					
5	2163 Robinson Dr	27039	19292		3	
6	1218 Jessie St	27191	19293		1	
7	507 Azalea Rd	185758	19294		5	
8	1153 Anders Dr	16180	19295		7	
9	1363 Azalea Rd	27345	19297		4	
10	358 Gordon St	27144	19298		2	
11	56 Lefevre St	26892	19299		1	
12	74 Hathaway Rd N	27020	19300		7	
13	458 Bayou St	27279	19302		2	
14	1165 Texas St	27195	19304		2	
15	807 Gayle St	27290	19305		3	
16	624 Patton Ave	27063	19411		2	
17	903 David Langan Dr W	18330	19308		7	
18	2213 Largo Ave	19063	19309		6	
19	1568 Colgin St	27606	19412		2	
20	1464 Center St	27114	19311		2	
				\$ -		
District total for this group		Numbers of lots cut				
1	2		1			
2	6		2			
3	5		3			
4	1		4			
5	1		5			
6	2		6			
7	3		7			
	20		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 OLD SHELL ROAD SCHOOL OF CREATIVE AND PERFORMING ARTS SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-605-2022

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$1,000.00 to Old Shell Road School of Creative and Performing Arts, from his discretionary funds; and

WHEREAS, Old Shell Road School of Creative and Performing Arts, is a public school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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WHEREAS, the Attorney General of the State of Alabama has opined that the granting of public funds 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 Old Shell Road School of Creative and Performing Arts will be used to assist with the cost of purchasing a new laminator, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,000.00 to Old Shell Road School of Creative and Performing Arts for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

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

RESOLUTION: 60-606-2022

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate \$2,000.00 to the University of South Alabama dba JAG-GALS Jaguar Athletic Fund, from his discretionary funds; and

WHEREAS, University of South Alabama dba JAG-GALS Jaguar Athletic Fund, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to the University of South Alabama dba JAG-GALS Jaguar Athletic Fund will be used for their fundraising event on August 9, 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 \$2,000.00 to the University of South Alabama dba JAG-GALS Jaguar Athletic Fund for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

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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 OFFICER OF THE MONTH; MCGUIRE. The following resolution was introduced by Councilmember Jones.

RESOLUTION: 60-607-2022

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 each to the following employee:

June 2022: Officer Michael McGuire

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

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

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

RESOLUTION: 60-617-2022

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 PUBLIC SERVICES EMPLOYEE OF THE MONTH; WILKES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-618-2022

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:

July 2022 - Napoleon Wilkes (Employee #10475 Public Services Maintenance - Public Services)

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 Resolution 21-612 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, Scott, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED

APPROVE APPOINTMENTS OF NEW DIRECTORS OF IMPROVEMENT DISTRICT – MCGOWIN PARK PROJECT; ANDERSON & FOSTER. The following resolution was held over until the regular meeting of July 26, 2022.

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 MOBILE MCGOWIN 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

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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 Carnesale from the Board and to appoint Michael Anderson and Donald Foster to the 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.

APPROVE PURCHASE ORDER TO VERTIV CORPORATION FOR ANNUAL MAINTENANCE SERVICE FOR POWER SUPPLY AND COOLING SYSTEMS FOR MIT; \$15,155.00. The following resolution was held over until the regular meeting of July 26, 2022.

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>

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY, INC. FOR VACUUM TRUCK FOR PUBLIC WORKS DEPARTMENT; \$459,299.93. The following resolution was held over until the regular meeting of July 26, 2022.

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:

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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>

AUTHORIZE CONTRACT WITH HAGAN STORM FENCE OF MOBILE, INC. FOR FENCE INSTALLATION AT BROOKLEY BY THE BAY; \$116,961.00. The following resolution was held over until the regular meeting of July 26, 2022.

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

Amount: \$116,961.00

AUTHORIZE CONTRACT AMENDMENT WITH BFI WASTE SERVICES, D/B/A REPUBLIC SERVICES OF MOBILE, FOR RECYCLING BIN RENTAL AND HAULING; \$60,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-612-2022

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 BFI Waste Services, LLC, d.b.a. Republic Services of Mobile, dated July 31, 2020, for recycling container rental and transportation services, in the amount not to exceed \$60,000, 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

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Ayes: Penn, Carroll, Small, Reynolds, Daves, Jones, 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 was held over until the regular meeting of July 26, 2022.

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 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

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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.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MOB CITY RIDES TO OPERATE AN LSV/GOLF CART SERVICE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-614-2022

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 Mob City Rides, LLC to operate an LSV/Golf Cart 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 2, 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 Daves and the vote was as follows:

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as August 2, 2022.

CALL FOR A PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 2100 NORTH UNIVERSITY BOULEVARD FROM R-1 TO B-2 (DISTRICT 1). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-615-2022

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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 2100 North University Boulevard (East side of North University Boulevard at the east terminus of Mickey Drive)

Pursuant to the Resolution of the Mobile, Alabama City Council adopted on July 19, 2022, a public hearing will be held on the 9th day of August, 2022, at 10:30 a.m., to consider the adoption of an ordinance to rezone property located at 2100 North University Boulevard (east side of North University Boulevard at the east terminus of Mickey Drive), from R-1, Single-Family Residential District, to B-2, Neighborhood Business District.

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

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

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 SOUTHWEST CORNER OF SECTION 35, TOWNSHIP 3 SOUTH, RANGE 2 WEST, THENCE RUN N89°51'14" W FOR A DISTANCE OF 1211.63 FEET TO A POINT ON THE ARC OF A CURVE BEING CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 11399.15' AND A DELTA ANGLE OF 002°56'35"; THENCE ALONG SAID CURVE FOR A LENGTH OF 585.51 FEET (CHORD BEARS S00°52'08" W, 585.45') TO A CAPPED REBAR FOUND, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID CURVE, HAVING A RADIUS OF 11399.15' AND A DELTA ANGLE OF 001°00'45"; THENCE, ALONG SAID CURVE FOR A LENGTH OF 201.44 FEET (CHORD BEARS S00°05'47" E, 201.44') TO A CONCRETE MONUMENT FOUND. THENCE S00°01'13" E FOR A DISTANCE OF 398.57 FEET TO A POINT (THE PREVIOUS THREE COURSES BEING COINCIDENT WITH THE EAST RIGHT-OF-WAY LINE OF NORTH UNIVERSITY BLVD); THENCE S89°51'24"E FOR A DISTANCE OF 1088.00 FEET TO A POINT; THENCE, N00°01'13" W FOR A DISTANCE OF 600.00 FEET TO A POINT; THENCE, N89°51'24"W FOR A DISTANCE OF 1088.27 FEET TO THE POINT OF BEGINNING. SAID LANDS CONTAINING 14.988 ACRES MORE OR LESS.

The classification of said property is hereby changed from R-1, Single-Family Residential District, to B-2, Neighborhood Business District, for Lot 2 of a proposed subdivision, 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 B-2, Neighborhood Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use

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allowed in a B-2, Neighborhood Business 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.

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

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

Nays: None

Abstained: Penn

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

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT THE SOUTHEAST CORNER OF COTTAGE HILL ROAD AND SOLLIE ROAD FROM B-2 AND B-1 TO B-2 (DISTRICT 6). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-616-2022

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 the Southeast corner of Cottage Hill Road and Sollie Road

Pursuant to the Resolution of the Mobile, Alabama City council adopted on July 19, 2022, a public hearing will be held on the 9th day of August, 2022, at 10:30 a.m., to consider the adoption of an ordinance to rezone property located at the southeast corner of Cottage Hill Road and Sollie Road, from B-2, Neighborhood Business District, and B-1, Buffer Business District, to B-2, Neighborhood Business District.

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

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

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:

BEGINNING AT A POINT BEING USED AS THE NORTHWEST CORNER OF LOT 3 OF THE "CORRECTED PLAT OF THE COLONNADES" AS RECORDED IN MAP BOOK 112, PAGE 61, IN MOBILE COUNTY RECORDS; THENCE RUNG S 86°14'40" W 49.58' TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF SOLLIE ROAD; THENCE RUN ALONG THE EASTERLY RIGHT-OF-WAY N 03°27'50" W 60.31' TO A POINT; THENCE,

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RUN S 86°46'59" W 45.97' TO A POINT; THENCE RUN N 05°42'51" W 44.94'; THENCE RUN N 09°25'25" W 198.41' TO A POINT; THENCE RUN N 02°38'19" W 66.49' TO A POINT; THENCE RUN N 38°12'39" E 55.43' TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF COTTAGE HILL ROAD; THENCE RUN ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF COTTAGE HILL ROAD N 82°17'03" E 160.27' TO A POINT; THENCE RUN S 00°48'41" W 40.42; TO A POINT; THENCE RUN N 82°17'03" E 120.00' TO A POINT; THENCE RUN S 00°48'41" W 391.09' TO A POINT; THENCE RUN S 86°14'40" W 167.23' TO THE POINT OF BEGINNING; ALL BEING A TOTAL AREA OF 2.603 ACRES MORE OR LESS AND LOCATED IN SECTION 5, TOWNSHIP-5-SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from B-2, Neighborhood Business District and B-1, Buffer Business District, to B-2, Neighborhood Business 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 B-2, Neighborhood Business District provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business 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.

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

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

Nays: None

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

ANNOUNCEMENTS

James Barber, Chief of Staff, thanked the Council for passing the Unified Development Code.

Councilmember Penn announced that the Reconciling Lives to the Kingdom Church Ministries will host a "Back to School Violence Prevention Summit" on July 23, 2022, from 11:00 a.m. – 4:00 p.m.

Councilmember Penn shared that the Right Way Christian Center Church will host a community food giveaway from 10:00 a.m. – 12:00 p.m.

Councilmember Penn also announced that the Parks & Recreation Department will host a "Dive-In Movie" at Figures Park pool on July 22, 2022, at 8:00 p.m.

Councilmember Jones thanked the residents of the Pinehurst community for cleaning up an overgrown lot.

Councilmember Jones reminded citizens about the District 6 community meeting at the Connie Hudson Senior Center tonight at 6:00 p.m.

Councilmember Carroll reminded the Council and Administration of the Administrative Services Committee meeting today at Ladd-Peebles Stadium.

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Councilmember Carroll reported a successful pole-vaulting event last weekend in Mobile.

Councilmember Carroll announced that he will speak at the Keller Williams Realtors Association tomorrow at 1:00 p.m.

Councilmember Carroll reminded citizens that the City Council will vote on the City Council redistricting maps on August 9, 2022.

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

Councilmember Gregory shared that the Hillsdale Community will host a “Youth Violence Prevention Program” on July 25, 2022, from 10:00 a.m. – 3:00 p.m.

Councilmember Small stated that he and Barbara Drummond hosted the annual “Chat and Chew” at the Maritime Museum

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 Jones and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:31 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK