

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 5, 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 5, 2022, at 9:00 a.m.

Present:

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

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 5, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, July 5, 2022, at 10:30 a.m., in the regular meeting.

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

Cory Penn, City Council, District 1, 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 June 28, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson shared that the City of Mobile Parks and Recreation Department hosted a successful 4th of July celebration.

Mayor Stimpson is looking forward to the potential Project Terminal Agreement with the Mobile Airport Authority.

Mayor Stimpson shared that the City Parks and Recreation Department will host a "Kids Day" at Cooper Riverside Park on Saturday, July 9, 2022, from 4:00 – 7:00 p.m.

ADOPTION OF THE AGENDA:

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, 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 Ann Meador Inge, for a waiver of the Noise Ordinance at 1906 Springhill Avenue on November 5, 2022, from 6:00 p.m. – 10:00 p.m. (District 1).

Councilmember Carroll moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Gary Hensley for a waiver of the Noise Ordinance at McNally Park on July 9, 2022, from 11:00 a.m. – 10:00 p.m. (District 3).

Councilmember Carroll moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

Request of Fred N. Lindsey, Jr., for a waiver of the Noise Ordinance at 156 South Broad Street on July 16, 2022, from 3:30 p.m. – 8:30 p.m. (District 2).

Councilmember Carroll moved to grant the waiver, which motion 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 City Clerk, whereupon the Presiding Officer declared the waiver granted.

PUBLIC HEARINGS:

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO BROWN'S NON-EMERGENCY MEDICAL TRANSPORTATION SERVICE TO OPERATE A SHUTTLE SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a certificate of public convenience and necessity to Brown's Non-emergency Medical Transportation Service to operate a shuttle service and asked if there was anyone present to speak for or against this matter.

Sharon Lockett, 3675 Riverwood Drive, Theodore, AL 36582, addressed questions by the Council.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. Darlene Martin, 2411 Cross Street, requested support from the Council for the "Lead One, Teach One" Program.
2. Valenia Green, 6501 Airport Boulevard, requested funding to assist with her food pantry.
3. June Jones, 5089 Government Boulevard, shared how the Mobile Parks & Recreation Department and the YMCA closing are affecting the senior citizens.
4. Reverend Allen Taylor, 701 South Lawrence Street, addressed the transparency of redistricting and the need to keep annexation separate.

ORDINANCES HELD OVER:

REZONE PROPERTY LOCATED AT THE EAST SIDE OF NORTH UNIVERSITY BOULEVARD AT THE EAST TERMINUS OF LEBARON DRIVE SOUTH FROM R-1 TO B-2. The following ordinance, which was introduced and read at the regular meeting of June 21, 2022, and held over until the regular meetings of June 28, 2022 and July 5, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-036-2022

Sponsored by: Councilmember Gregory

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 THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 2, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA, THENCE S88°45'55" W 102.88 FEET TO THE POINT OF BEGINNING, THENCE S88°45'55" W 1113.89 FEET TO A CAPPED REBAR ON THE EAST RIGHT OF WAY OF NORTH UNIVERSITY BOULEVARD (R/W VARIES) THENCE ALONG SAID RIGHT OF WAY, N00°03'18" W 349.91 FEET TO A CAPPED REBAR; THENCE N88°45'55" E 1113.94 FEET TO A CAPPED REBAR, THENCE S00°02'48" E 349.92 FEET TO THE POINT OF BEGINNING. CONTAINS 389,778 SF (8.95 AC), MORE OR LESS.

The classification of said property is hereby changed from R-1, Single-Family Residential 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

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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.

The ordinance was read by the City Clerk; whereupon Councilmember Gregory moved that the ordinance be adopted, which 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 by the City Clerk, whereupon the Presiding Officer declared the ordinance adopted.

RESOLUTIONS HELD OVER

AUTHORIZE CONTRACT WITH THE WATER INSTITUTE OF THE GULF FOR CITY-WIDE RESILIENCE ASSESSMENT AND PLAN; \$449,671.00. The following resolution, which was introduced and read at the regular meeting of June 14, 2022, and held over until the regular meetings of June 21, 2022, and July 5, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-524-2022

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, a contract, by and between the City of Mobile and The Water Institute of the Gulf, to provide a city-wide resilience assessment and plan, in the amount of \$449,671.00, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

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

Ayes: 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 FOR FUEL. The following resolution, which was introduced and read at the regular meeting of June 28, 2022, and held over until the regular meeting July 5, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-554-2022

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

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the indicated vendors in the approximate amount stated, and to approve the supporting bid award if required, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10997</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>10998</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>10999</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11001</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11003</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11015</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION

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<u>11016</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11017</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11018</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11020</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11021</u>	2022	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11022</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION
<u>11024</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION
<u>11025</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION
<u>11026</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION
<u>11028</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION

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<u>11029</u>	2022	(2050) FLEET MANAGEMENT GARAGE	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$26,634.56	(279229) PETROLEUM TRADERS CORPORATION
<u>11030</u>	2022	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$26,596.67	(279229) PETROLEUM TRADERS CORPORATION
<u>11031</u>	2022	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$26,596.67	(279229) PETROLEUM TRADERS CORPORATION
<u>11032</u>	2022	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$26,596.67	(279229) PETROLEUM TRADERS CORPORATION
<u>11033</u>	2022	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$26,596.67	(279229) PETROLEUM TRADERS CORPORATION
<u>11034</u>	2022	(2050) FLEET MANAGEMENT GARAGE	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$26,596.67	(279229) PETROLEUM TRADERS CORPORATION
<u>11035</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11036</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11037</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11038</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION

<u>11039</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11301</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT UNLEADED FUEL (SEALED BID 5624)	\$30,867.74	(279229) PETROLEUM TRADERS CORPORATION
<u>11304</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION
<u>11305</u>	2022	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$35,625.00	(279229) PETROLEUM TRADERS CORPORATION

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

Ayes: 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.

APPROVE PURCHASE ORDER TO HARRELLS, LLC FOR FERTILIZER FOR AZALEA CITY GOLF COURSE; \$26,397.60. The following resolution, which was introduced and read at the regular meeting of June 28, 2022, and held over until the regular meeting July 5, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-555-2022

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>10076</u>	2022	(F6130) AZALEA CITY GOLF COURSE	FERTILIZER FOR AZALEA CITY GOLF COURSE (SEALED BID 5689)	\$26,397.60	<u>(270772) HARRELLS LLC</u>

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

Ayes: 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 SAFETY-RATED LEATHER WORK BOOTS; \$90.00. The following resolution, which was introduced and read at the regular meeting of June 28, 2022, and held over until the regular meeting July 5, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-556-2022

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>5687</u>	Safety-rated leather work boots	2	\$90.00	One year, renewable for two additional one-year periods.	<u>(33070) Cintas Corporation</u>

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

Ayes: 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 CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 01-558 through 60-564 being introduced for the first time. The motion was seconded by Councilmember Jones and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

AUTHORIZE AN INTERLOCAL AGREEMENT WITH THE CITY OF BIRMINGHAM TO PROVIDE BOMB TECHS AND EQUIPMENT FOR THE ELEVENTH EDITION OF THE WORLD GAMES IN BIRMINGHAM, JULY 7-17, 2022. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 01-558-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Interlocal Cooperation Agreement with the City of Birmingham, Alabama, wherein the City of Mobile agrees to provide four bomb techs and 1 equipment for the Eleventh Edition of the World Games to be held in the Birmingham area during the period of July 7-17, 2022, as outlined in the agreement attached hereto and made a part hereof. A copy of said agreement 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:

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.

REALLOCATE \$10,500.00 FROM CITY COUNCIL DISCRETIONARY ACCOUNTS TO THE PARKS AND RECREATION DEPARTMENT TO ASSIST WITH PROVIDING TRANSPORTATION TO OUT-OF-STATE TRACK EVENTS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 09-559-2022

Sponsored by: Councilmembers Penn, Carroll, Small, Daves, and Jones

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that \$10,500.00 be reallocated from the General Fund Account 10041020-42080 from the following discretionary fund projects:

\$1,000.00 from District 1 Discretionary project #DSC-01, and
\$2,500.00 from District 2 Discretionary project #DSC-02, and
\$2,000.00 from District 3 Discretionary project #DSC-03, and
\$2,500.00 from District 5 Discretionary project #DSC-05, and
\$2,500.00 from District 6 Discretionary project #DSC-06

Funds will be reallocated to the Parks and Recreation Department Account 100442034-44020 and will be used to assist with providing transportation to out of state track events.

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, Jones, and Gregory
Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE TO LIT CIGAR LOUNGE, INC., FOR SATURDAYS AT THE COOP ON JULY 9, 2022. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-560-2022

Sponsored by: Councilmember Carroll

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

Type of application: Special Events Retail

Submitted by: Lit Cigar Lounge, Inc.

Location: Saturdays at the Coop
Cooper Riverside Park
1 Government Street
Mobile, AL 36602

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

Ayes: 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 OPPORTUNITY 4 ENTERTAINERS & PERFORMING ARTS SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-561-2022

Sponsored by: Councilmember Small

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WHEREAS, Councilmember Daves wishes to appropriate \$2,000.00 to Opportunity 4 Entertainers & Performing Arts from his discretionary funds; and

WHEREAS, Opportunity 4 Entertainers & Performing Arts is an Alabama non-profit corporation that 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 Opportunity 4 Entertainers & Performing Arts will be used for the 5th Annual MOB Music Festival to be held July 8-10, 2022 at Cathedral Square 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 Opportunity 4 Entertainers & 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 Gregory 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 HICKORY RIDGE HOMEOWNERS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-562-2022

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate \$6,000.00 to Hickory Ridge Homeowners Association from his discretionary funds; and

WHEREAS, Hickory Ridge Homeowners Association is an Alabama non-profit corporation that 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 Hickory Ridge Homeowners Association will be used to assist with the cost of upgrading the lighting and the costs of a landscaping and irrigation system which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$8,000.00 to Hickory Ridge Homeowners Association 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory 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 MAGNOLIA PLACE HOMEOWNERS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-563-2022

Sponsored by: Councilmember Jones

WHEREAS, Councilmember Jones wishes to appropriate \$4,700.00 to Magnolia Place Homeowners Association, from his discretionary funds; and

WHEREAS, Magnolia Place Homeowners Association, 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 Magnolia Place Homeowners Association, will be used to help with building a new front entrance fence, 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 \$4,700.00 to Magnolia Place Homeowners Association, 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 Gregory 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.

AUTHORIZE AWARD OF SPECIAL BONUS TO THE FIREFIGHTER OF THE MONTH, FIRE SERVICE DRIVER MARK E. WILKINSON. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-564-2022

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(s):

MINUTES OF JULY 5, 2022

Fire Service Driver Mark E. Wilkinson (Emp #7516)

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 Gregory 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.

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE A PROJECT TERMINAL AGREEMENT WITH THE MOBILE AIRPORT AUTHORITY, \$30 MILLION. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 01-565-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Project Terminal Agreement by and among the City of Mobile and Mobile Airport Authority, as outlined in the Project Terminal Agreement attached hereto and made a part hereof as though set forth in full herein. A copy of said Project Agreement is on file in the office of the City Clerk.

APPROVE PURCHASE ORDER TO GULF COAST MARINE SUPPLY COMPANY INC. FOR EXCAVATOR FOR THE FORESTRY DEPARTMENT, \$18,600.93. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 08-566-2022

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>4630</u>	2022	(2018) FORESTRY	AIRSPADE AIR VACUUM ARBORIST EXCAVATOR WITH ACCESSORIES (SEALED BID 5693)	\$18,600.93	<u>(077600) GULF COAST MARINE SUPPLY CO INC</u>

APPROVE PURCHASE ORDER TO STIVERS FORD LINCOLN INC. FOR FORD EXPLORER FOR NEIGHBORHOOD DEVELOPMENT, \$30,630.00. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 08-567-2022

MINUTES OF JULY 5, 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>9664</u>	2022	(3500) NEIGHBORHOOD DEVELOPMENT	2022 FORD EXPLORER SUV FOR NEIGHBORHOOD DEVELOPMENT (AL STATE CONTRACT)	\$30,630.00	<u>(292393) STIVERS FORD LINCOLN INC</u>

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY INC. FOR GARBAGE TRUCK FOR THE MOTOR POOL, \$197,041.30. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 08-568-2022

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>5850</u>	2022	(F7000) MOTOR POOL	GARBAGE TRUCK W/ 2022 FREIGHTLINER M2 CHASSIS & 20 CU YD REAR LOAD COBRA BODY (SEALED BID 5691)	\$197,041.30	<u>(190715) SANSOM EQUIPMENT CO INC</u>

APPROVE PURCHASE ORDER TO CARAHSOFT TECHNOLOGY CORPORATION FOR SUBSCRIPTION FOR CLOUD BACKUP SOFTWARE FOR MIT, \$27,648.00. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 08-569-2022

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>11307</u>	2022	(5000) INFORMATION TECHNOLOGY	ONE YEAR SUBSCRIPTION FOR AVEPOINT CLOUD BACKUP SOFTWARE FOR MS OFFICE 365 (GSA CONTRACT)	\$27,648.00	<u>(295556) CARAHSOFT TECHNOLOGY CORP</u>

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AUTHORIZE CONTRACT WITH INVASIVE MANAGEMENT SERVICES, INC. FOR HERBICIDE SPRAYING. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-570-2022

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, a contract, by and between the City of Mobile and Invasive Management Services Inc., for Herbicide spraying of drainage ditches and detention basins of \$53,985 per application and Herbicide spraying of Bates Field Land field at \$6,250 per application as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH 2 CEES, LLC FOR RIGHT-OF-WAY AND DITCH MOWING. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-571-2022

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, a contract, by and between the City of Mobile and 2 CEES LLC., for Right of Way ditch Mowing as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH BEST PRICE SERVICES, LLC FOR RIGHT-OF-WAY AND DITCH MOWING. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-572-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Best Price Services LLC., for Right of Way Ditch Mowing as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH PHILLIPS MONUMENT LLC FOR HURRICANE REPAIRS/GRAVESTONE REPAIRS AT CHURCH STREET GRAVEYARD; \$24,500.00. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-573-2022

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 though set forth in full. A copy of said contract is on file in the office of the City Clerk.

MINUTES OF JULY 5, 2022

Name of Company: PHILLIPS MONUMENT, LLC

Project Name: CHURCH STREET GRAVEYARD
HURRICANE REPAIRS – GRAVESTONE REPAIRS

Project Number: CE-074-21

Amount: \$24,500.00

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS INC. FOR SECURITY CAMERA EQUIPMENT AND INSTALLATION AT THE CITY PROBATION OFFICE; \$33,930.00. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-574-2022

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 though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: JOHNSON CONTROLS, INC.

Project Name: CITY OF MOBILE PROBATION OFFICE –
SECURITY CAMERA INSTALL

Project Number: SR-029-22

Amount: \$33,930.00

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO BROWN’S NON-EMERGENCY MEDICAL TRANSPORTATION SERVICE TO OPERATE A SHUTTLE SERVICE. The following resolution was held over until the regular meeting of July 12, 2022.

RESOLUTION: 21-575-2022

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

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 16, 18, 20 AND 22 SOUTH FLORIDA STREET FROM R-1 AND B-2 TO R-3 (DISTRICT 1).

RESOLUTION: 41-576-2022

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.

MINUTES OF JULY 5, 2022

Notice of Public Hearing for the Proposed Rezoning of Property Located at 16. 18, 20 and 22 South Florida Street

Pursuant to a resolution of the Mobile, Alabama City Council adopted July 5, 2022, a public hearing will be held on the 2nd day of August, 2022, at 10:30 a.m., to consider the adoption of an ordinance to rezone property located at 16, 18, 20, and 22 South Florida Street (west side of South Florida Street, 325'± south of Dauphin Street) from R-1, Single-Family Residential District and B-1, Buffer Business District, to R-3, Multi-Family Residential 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.

AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY 1967, SIAD 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:

FROM THE INTERSECTION OF THE NORTH LINE OF THE G.M. & O RAILROAD WITH THE WEST LINE OF FLORIDA STREET IN SECTION 20, TOWNSHIP-4 SOUTH, RANGE – 1 – WEST, MOBILE COUNTY, ALABAMA, THENCE NORTHWARDLY ALONG THE WEST LINE OF FLORIDA STREET 205.00 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE NORTH 62°-12'-03" WEST 188.00 FEET; THENCE NORTH 12°-43"-05" EAST 149.75 FEET; THENCE SOUTH 77°-10'-21" EAST 156.67 FEET TO A POINT ON THE WEST LINE OF FLORIDA STREET; THENCE SOUTH 05°-34'-29" WEST ALONG SAID WEST LINE 199.92 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District and B-1, Buffer Business District, to R-3, Multi-Family Residential District, and it shall hereafter be lawful to construct on such property any structures permitted by premises for any use permitted by the terms of said Ordinance in R-3, Multi-Family Residential 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 R-3, Multi-Family Residential 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 Daves then moved to call for the public hearing, which move was seconded by Councilmember Gregory 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.

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ANNOUNCEMENTS:

Councilmember Jones thanked Mobile Parks & Recreation Department for a successful 4th of July fireworks show.

Councilmember Jones announced that a neighborhood and HOA leadership meeting will be held at SAAD Healthcare on July 12, 2022, at 6:00 p.m.

Councilmember Jones reminded citizens that the next District 6 meeting will be held at the Connie Hudson Senior Center on July 19, 2022, at 6:30 p.m.

Councilmember Penn announced that the District 2 Community meeting will be held at the Kiwanis Boys and Girls Club on July 12, 2022, at 6:00 p.m.

Councilmember Penn shared that there will be a Community Tour hosted by the MOB Music Festival on July 13, 2022.

Councilmember Reynolds stated:

“I was in Orange Beach during the 4th of July weekend having a good time like thousands of others. There was a heavy law enforcement presence, as there should have been. I was arrested for public intoxication Saturday evening as a passenger in a boat at around 7:30 pm and was released the following morning.

I would like to acknowledge the very difficult job our law enforcement officers are charged with and the fact that many of their decisions have to be made in less-than-optimal situations. As I move forward in this process and the judicial system is able to take a more deliberate, thorough view of the evidence, I am confident justice will be served. I will not be making any additional comments about this matter and will continue to focus on the job I was hired to do for the citizens of District 4.”

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, 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 11:07 a.m.

Adopted:



COUNCIL PRESIDENT


CITY CLERK