

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 2, 2019

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 2, 2019, at 9:00 a.m.

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

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

The Presiding Officer adjourned the meeting.

Approved: July 9, 2019

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JULY 2, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, July 2, 2019, at 10:30 a.m., in regular meeting.

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

Pastor Joshua Sparkman, Christ Presbyterian Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Council Vice President Manzie asked the audience to remain standing for a moment of silence in memoriam of Bishop Joseph Phillips.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting June 25, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

None.

ADOPTION OF THE AGENDA:

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

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

MINUTES OF JULY 2, 2019

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

APPEALS:

The Council considered the request of Dove W. Mingo, Jr., 1808, for a waiver of the Noise Ordinance on July 4, 2019, from 11:00 a.m. until 8:00 p.m. (District 1).

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

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

Nays: None

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

The Council considered the request of Jason W. Craig, 1644 Virginia Street, for a waiver of the Noise Ordinance on July 4, 2019, from 1:00 p.m. until 9:30 p.m. (District 3).

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

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

Nays: None

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

The Council considered the request of Ciera Jones, 2501 Gill Road, for a waiver of the Noise Ordinance on July 24, 2019, from 3:00 p.m. until 10:00 p.m. (District 3).

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

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

Nays: None

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

The Council considered the request of Jorge Esteva, 2716 Ridgement Court, for a waiver of the Noise Ordinance on July 6, 2019, from 5:00 p.m. until 10:00 p.m. (District 4).

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

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

Nays: None

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

The Council considered the request of Bertha Terrell, 6123 Aaron Drive South, for a waiver of the Noise Ordinance on July 6, 2019, from 4:00 p.m. until 10:00 p.m. (District 7).

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

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

Nays: None

MINUTES OF JULY 2, 2019

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

PUBLIC HEARINGS:

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 6050 AND 6086 WHITEBARK DRIVE (NORTH SIDE OF GIRBY ROAD, 125' ± EAST OF BRISTLECONE DRIVE {PRIVATE STREET}, EXTENDING TO THE EAST TERMINUS OF WHITEBARK DRIVE) FROM R-2, R-3 AND B-2 TO R-2 (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 6050 and 6086 Whitebark Drive from R-2, R-3 and B-2 to R-2 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 at a later date.

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 3809 MOFFETT ROAD (WEST SIDE OF MOFFETT ROAD, 70'± NORTH OF STIMPSON LANE) FROM B-1 TO B-3 (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 3809 Moffett Road from B-1 to B-3 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 at a later date.

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 700 BISHOPS LANE NORTH (NORTHEAST CORNER OF BISHOPS LANE NORTH AND GULFWOOD DRIVE EAST) FROM R-1 TO B-1 (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 700 Bishops Lane North from R-1 to B-1 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 at a later date.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. Barbara S. London, 1604 Belfast Street, addressed the Council regarding parking for employees of Government Plaza.
2. Reggie Hill, 1007 Center Street, expressed his displeasure with Municipal Court.
3. Kimberly McKeand, 14 Common Street, spoke in support of anti-discrimination legislation to protect the LGBTQ community.

MINUTES OF JULY 2, 2019

ORDINANCES HELD OVER:

ORDINANCE DEEMING PROPERTY AT 2407 BAXTER STREET NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE. The following ordinance, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

ORDINANCE: 88-022-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA as follows:

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property at 2407 Baxter Street hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to JPV-BTS, LLC.:

2407 Baxter Street

Lot 6, except the West 10 feet of Park Place #2, according to the plat thereof recorded in Deed Book 156, Page 17 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

Parcel ID: R022907230004049

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Purchase Agreement when prepared for the property shown above.

SECTION THREE: The Mayor and the City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Warranty Deed when prepared for the property shown above.

SECTION FOUR: Said Purchase Agreement and Warranty Deed are by reference made a part of this ordinance as fully as if set forth herein, and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile, 4th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

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

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

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

STATE OF ALABAMA)
COUNTY OF MOBILE)

MINUTES OF JULY 2, 2019

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 88-022 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on July 12, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 2nd day of July, 2019.



City Clerk

ORDINANCE DEEMING PROPERTY AT 2410 BAXTER STREET NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE. The following ordinance, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

ORDINANCE: 88-023-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA as follows:

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property at 2410 Baxter Street hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to EVAN AND AMY BURDETTE:

2410 Baxter Street

Lot 8 in Park Place No. 2, according to plat thereof recorded in Map Book 156, N.S., Page 17 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

Parcel ID: R022907230004041

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Purchase Agreement when prepared for the property shown above.

SECTION THREE: The Mayor and the City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Warranty Deed when prepared for the property shown above.

SECTION FOUR: Said Purchase Agreement and Warranty Deed are by reference made a part of this ordinance as fully as if set forth herein, and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile, 4th floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

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

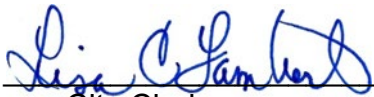
Ayes: Richardson, Manzie, Small, Williams, Daves, Rich and Gregory
Nays: None

MINUTES OF JULY 2, 2019

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

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 88-023 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on July 12, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 2nd day of July, 2019.



City Clerk

ORDINANCE DEEMING PROPERTY AT 901 LYONS STREET NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE. The following ordinance, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

ORDINANCE: 88-024-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA as follows:

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property at 901 Lyons Street hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to BISHOP STATE COMMUNITY COLLEGE:

Beginning at the southwest corner of Lyons and Hospital Streets, running thence southwardly along the west line of Hospital Street 103 feet more or less, to a point; running thence westwardly along the north line of property now or formerly of Robert L. Marshall 204 feet 3 inches, more or less, to a point at the southeast corner of property formerly of Teatum, running thence northwardly along the east line of said property of Teatum 103 feet, more or less, to the south line of Lyons Street, running thence eastwardly along the south line of Lyons Street 208 feet 8 inches, more or less, to the southwest corner of Lyons and Hospital Streets and the place of beginning. (Key 04004987, Parcel R022906400004299.001)

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Purchase Agreement when prepared for the property shown above.

SECTION THREE: The Mayor and the City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Warranty Deed when prepared for the property shown above.

SECTION FOUR: Said Purchase Agreement and Warranty Deed are by reference made a part of this ordinance as fully as if set forth herein, and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile, 4th floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

MINUTES OF JULY 2, 2019

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

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

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

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 88-024 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on July 12, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 2nd day of July, 2019.



City Clerk

RESOLUTIONS HELD OVER:

AUTHORIZE ADDENDUM TO EXISTING GRANT AGREEMENT WITH THE SOUTHERN RAIL COMMISSION FOR A TIME EXTENSION TO THE GULF COAST HIGH SPEED RAIL CORRIDOR STATION IMPROVEMENT PLANNING AND CAPITAL PROJECTS GRANT; AM-101-17 (GRANT AMOUNT TO REMAIN UNCHANGED). The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-606-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of agency: SOUTHERN RAIL COMMISSION

Project name: GULF COAST HIGH SPEED RAIL CORRIDOR STATION
 IMPROVEMENT PLANNING AND CAPITAL PROJECTS
 GRANT AGREEMENT-ADDENDUM FOR TIME EXTENSION

Project number: AM-101-17

Amount: GRANT AMOUNT REMAINS UNCHANGED

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

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

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

MINUTES OF JULY 2, 2019

TRANSFER \$570.00 FROM DISTRICT 7 DISCRETIONARY ACCOUNT TO THE PARKS & RECREATION DEPARTMENT FOR THE HILLSDALE COMMUNITY 60TH ANNIVERSARY CELEBRATION ON JUNE 14. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-607-2019

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$570.00 to be transferred from the General Fund, District 7 Discretionary Account DSC-07, General Fund Account 10041020-42080 to the Parks & Recreation Department, Revenue Account 10002032-34497, to reimburse the Hillsdale Community Center, for the Hillsdale Community 60th Anniversary that was held on June 14, 2019.

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

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

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

AUTHORIZE CONTRACT WITH VES SPECIALISTS, INC. FOR AN EMERGENCY ROLL-UP DOOR REPLACEMENT FOR THE PUBLIC WORKS PAINT & BODY SHOP; \$9,180.00; PB-120-19 (C0029, 20002000-48010). The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-608-2019

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: VES SPECIALISTS INC

Project name: PUBLIC WORKS - PAINT & BODY SHOP
EMERGENCY ROLL-UP DOOR REPLACEMENT

Project number: PB-120-19

Amount: \$9,180.00

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

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

MINUTES OF JULY 2, 2019

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

AUTHORIZE CONTRACT WITH THOMPSON ENGINEERING FOR A PRELIMINARY GEOTECHNICAL ASSESSMENT AND BOUNDARY & TOPOGRAPHIC SURVEY FOR THE PUBLIC SAFETY HEADQUARTERS; \$24,200.00; PD-062-19 (C0458, 20002000-42200). The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-609-2019

Sponsored by: Councilmember Daves 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: THOMPSON ENGINEERING

Project name: PUBLIC SAFETY HEADQUARTERS -
PRELIMINARY GEOTECHNICAL ASSESSMENT AND
BOUNDARY & TOPOGRAPHIC SURVEY

Project number: PD-062-19

Amount: \$24,200.00

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

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

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

AUTHORIZE PERFORMANCE CONTRACT WITH THE DEARBORN YMCA, \$8,000.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-610-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a performance contract, by and between the City of Mobile and Dearborn YMCA. 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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

MINUTES OF JULY 2, 2019

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

AUTHORIZE CONTRACT WITH SHARP ELECTRONICS CORPORATION FOR A COPIER FOR THE LEGAL DEPARTMENT, \$8,302.32 (3 YEARS). The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-611-2019

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 to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Sharp Electronics Corporation for a multi-function copier rental agreement in the amount of \$230.62 per month for a 3-year base charge of \$8,302.32, plus per-page usage charges, under the state of Alabama Contract T190-PA3091-AL04, for copier rental 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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

AUTHORIZE CONTRACT WITH CANON SOLUTIONS OF AMERICA FOR PRINTERS FOR THE MOBILE FIRE & RESCUE DEPARTMENT, \$35,028.00 (3 YEARS). The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-612-2019

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 to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Canon Solutions of America, Inc., for rental of printers and for printer support services and supplies for Mobile Fire and Rescue Department in an approximate amount of \$35,028 for three years at unit pricing 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 Richardson moved that the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

MINUTES OF JULY 2, 2019

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

APPROVE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MLADEN BABALJ, D/B/A OK TAXI. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-613-2019

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Mladen Babalj, d/b/a OK Taxi, for a Certificate of Public Convenience and Necessity to operate a taxicab service is hereby approved. A copy of said application is on file in the office of the City Clerk.

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

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

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

DETERMINE EXPENDITURE TO THE MOBILE TERRACE COMMUNITY DEVELOPMENT SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT, \$250.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 60-614-2019

Sponsored by: Councilmember Gregory

A RESOLUTION TO DETERMINE CERTAIN EXPENDITURES SERVE A PUBLIC PURPOSE AND APPROVE PAYMENT

WHEREAS, Councilmember Gregory wishes to donate \$250.00 to the Mobile Terrace Community Development from her discretionary funds, and

WHEREAS, the Mobile Terrace Community Development 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 payment of certain expenses is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this contribution to the Mobile Terrace Community Development will be used for bus transportation for the Kids Day Program in Orlando, FL to be held June 21 thru June 24, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that a donation to the Mobile Terrace Community Development serves a public purpose and further approves and directs the payment of same.

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

MINUTES OF JULY 2, 2019

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

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS-OVERSTREET. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 61-615-2019

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 Settlement Agreement and Release of Claims arising out of the injury of Pamela Overstreet, suffered on October 31, 2017, requiring the City to pay \$10,000.00, in return for a release of all of the Plaintiffs respective claims, as outlined in the Settlement Agreement and Release of Claims attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

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

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

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

AUTHORIZE AGREEMENT AND PETITION FOR LUMP SUM SETTLEMENT-KIDD. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 61-616-2019

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 Agreement and Petition for Approval of Lump Sum Settlement arising out of the injury of Michelle B. Kidd, suffered on February 25, 2016, requiring the City to pay \$7,500.00, in return for a release of all of the Plaintiff's respective claims, as outlined in the Agreement and Petition for Approval of Lump Sum attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

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

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

MINUTES OF JULY 2, 2019

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

RESOLUTION FOR AGREEMENT AND PETITION FOR LUMP SUM SETTLEMENT-LUTIN. The following resolution, which was introduced and read at the regular meeting of Tuesday, June 25, 2019 and held over for one (1) week until the regular meeting of July 2, 2019, was called up by the Presiding Officer.

RESOLUTION: 61-617-2019

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 Agreement and Petition for Approval of Lump Sum Settlement arising out of the injury of Kelvin Lutin, suffered on July 9, 2015, requiring the City to pay \$7,500.00, in return for a release of all of the Plaintiffs respective claims, as outlined in the Agreement and Petition for Approval of Lump Sum attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

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

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

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

ORDINANCES BEING INTRODUCED:

REZONE PROPERTY LOCATED AT 6050 AND 6086 WHITEBARK DRIVE (NORTH SIDE OF GIRBY ROAD, 125' ± EAST OF BRISTLECONE DRIVE {PRIVATE STREET}, EXTENDING TO THE EAST TERMINUS OF WHITEBARK DRIVE) FROM R-2, R-3 AND B-2 TO R-2 (DISTRICT 6). The following ordinance was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

ORDINANCE: 64-025-2019

Sponsored by: Councilmember Rich

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 2toning 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:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAINT STEPHEN'S MERIDIAN AND RUN THENCE NORTH 00° 16' 47" EAST, A DISTANCE OF 40.00 FEET; THENCE RUN NORTH 89° S3' 33" EAST, A DISTANCE OF 491.85 FEET FOR A POINT OF BEGINNING: THENCE CONTINUE NORTH 89° 53' 33" EAST, ALONG THE NORTH MARGIN OF GIRBY ROAD, A DISTANCE OF 400.35

MINUTES OF JULY 2, 2019

FEET TO THE SOUTHWEST CORNER OF THE LAKES AT THE PRESERVE, AS SHOWN BY MAP OR PLAT THEREOF, RECORDED IN MAP BOOK 110, PAGE 72, PROBATE RECORDS, MOBILE COUNTY, ALABAMA; THENCE RUN NORTHWARDLY, ALONG THE WEST MARGIN OF SAID SUBDIVISION, THE FOLLOWING COURSES; NORTH 38° 18' 03" EAST, A DISTANCE OF 100.74 FEET; NORTH 10° 13' 58" WEST, A DISTANCE OF 457.48 FEET; NORTH 40° 48' 51" EAST, A DISTANCE OF 409.29 FEET; NORTH 10° 55' 56" EAST, A DISTANCE OF 200.88 FEET; NORTH 09° 41' 23" WEST, A DISTANCE OF 289.48 FEET; THENCE DEPARTING SAID SUBDIVISION, RUN NORTH 78° 41' 10" WEST, A DISTANCE OF 139.29 FEET; THENCE RUN NORTH 00° 58' 09" WEST, A DISTANCE OF 285.18 FEET; THENCE RUN NORTH 08° 37' 30" WEST, A DISTANCE OF 307.45 FEET; THENCE RUN NORTH 41° 59' 52" WEST, A DISTANCE OF 409.91 FEET; THENCE RUN NORTH 05° 37' 36" EAST, A DISTANCE OF 370.32 FEET; THENCE RUN NORTH 30° 34' 14" EAST, A DISTANCE OF 11.33 FEET TO THE SOUTH MARGIN OF SCENIC WEST PLACE, AS SHOWN BY MAP OR PLAT THEREOF, RECORDED AT MAP MOOK 41, PAGE 54, PROBATE RECORDS, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 89° 53' 02" WEST, ALONG SAID SUBDIVISION, A DISTANCE OF 698.61 FEET; THENCE RUN SOUTH 00° 15' 28" WEST, A DISTANCE OF 1219.64 FEET TO THE NORTHWEST CORNER OF COMMON AREA #1 (STORM WATER DETENTION) OF LONGLEAF GATES, PHASE ONE (REVISED PLAT), AS SHOWN BY MAP OR PLAT THEREOF, RECORDED AT MAP BOOK 122, PAGE 46, PROBATE RECORDS, MOBILE COUNTY, ALABAMA; THENCE RUN SOUTHWARDLY, ALONG THE EAST MARGIN OF SAID SUBDIVISION, THE FOLLOWING COURSES: NORTH 66 " 35' 00" EAST, A DISTANCE OF 31.85 FEET; NORTH 79 " 54' 49" EAST, A DISTANCE OF 29.61 FEET; NORTH 68° 07' 22" EAST, A DISTANCE OF 17.61 FEET; NORTH 57° 21' 03" EAST, A DISTANCE OF 19.06 FEET; SOUTH 84° 50' 48" EAST, A DISTANCE OF 32.25 FEET; SOUTH 61° 52' 16" EAST, A DISTANCE OF 17.12 FEET; SOUTH 84° 14' 01" EAST, A DISTANCE OF 25.18 FEET; SOUTH 59° 26' 01" EAST, A DISTANCE OF 21.56 FEET; SOUTH 84° 31' 15" EAST, A DISTANCE OF 20.26 FEET; SOUTH 41° 49' 52" EAST, A DISTANCE OF 15.16 FEET; SOUTH 26° 13' 40" EAST, A DISTANCE OF 26.95 FEET; SOUTH 46° 22' 36" EAST, A DISTANCE OF 28.28 FEET; SOUTH 50° 24' 02" EAST, A DISTANCE OF 17.58 FEET; SOUTH 49° 49' 27" EAST, A DISTANCE OF 27 73 FEET; SOUTH 55° 26' 49" EAST, A DISTANCE OF 35.18 FEET; SOUTH 30° 05' 28" EAST, A DISTANCE OF 25.43 FEET; SOUTH 02 11' 42" WEST, A DISTANCE OF 43.84 FEET; SOUTH 30° 31' 00" WEST, A DISTANCE OF 29.45 FEET; SOUTH 39° 02' 42" WEST, A DISTANCE OF 48.28 FEET; SOUTH 24° 15' 21" EAST, A DISTANCE OF 13.45 FEET; SOUTH 89° 45' 06" EAST, A DISTANCE OF 198.07 FEET; SOUTH 00° 13' 37" WEST, A DISTANCE OF 50.00 FEET; NORTH 89° 45' 06" WEST, A DISTANCE OF 173.65 FEET; SOUTH 26 44' 01" EAST, A DISTANCE OF 9.93 FEET; SOUTH 09° 39' 36" EAST, A DISTANCE OF 37.66 FEET; SOUTH 12° 36' 09" EAST, A DISTANCE OF 30.66 FEET; SOUTH 54° 05' 08" EAST, A DISTANCE OF 24.43 FEET; SOUTH 57° 10' 53" EAST, A DISTANCE OF 42.13 FEET; SOUTH 20° 03' 30" EAST, A DISTANCE OF 25.46 FEET; SOUTH 30° 43' 31" EAST, A DISTANCE OF 23.52 FEET; SOUTH 07° 56' 29" EAST, A DISTANCE OF 28.95 FEET; SOUTH 15° 00' 29" WEST, A DISTANCE OF 65.44 FEET; SOUTH 42° 41' 45" EAST, A DISTANCE OF 30.15 FEET; SOUTH 03° 33' 03" WEST, A DISTANCE OF 37.02 FEET; THENCE RUN SOUTH 10° 28' 22" EAST, A DISTANCE OF 24.50 FEET; SOUTH 09° 32' 07" EAST, A DISTANCE OF 38.91 FEET; SOUTH 13° 06' 32" EAST, A DISTANCE OF 53.91 FEET; SOUTH 12° 22' 58" WEST, A DISTANCE OF 19.72 FEET; SOUTH 37° 14' 08" WEST, A DISTANCE OF 17.87 FEET; SOUTH 21° 38' 50" EAST, A DISTANCE OF 68.78 FEET; SOUTH 47 44' 41" EAST, A DISTANCE OF 4838 FEET; SOUTH 53° 47' 35" EAST, A DISTANCE OF 75.44 FEET; SOUTH 33° 29' 51" WEST, A DISTANCE OF 53.51 FEET; SOUTH 63° 34' 48" EAST, A DISTANCE OF 29.81 FEET; SOUTH 00° 36' 34" WEST, A DISTANCE OF 35.28 FEET; THENCE RUN SOUTH 12° 29' 59" EAST, A DISTANCE OF 18.17 FEET; SOUTH 07° 28' 34" EAST, A DISTANCE OF 44.86 FEET; SOUTH 13° 08' 30" EAST, A DISTANCE OF 26.22 FEET; SOUTH 10° 57' 53" EAST, A DISTANCE OF 14.93 FEET; SOUTH 21° 22' 11" EAST, A DISTANCE OF 43.01 FEET; SOUTH 08° 44' 02" EAST, A DISTANCE OF 70.78 FEET; THENCE RUN SOUTH 19° 23' 28" WEST, A DISTANCE OF 74.29 FEET; SOUTH 51° 12' 01" WEST, A DISTANCE OF 84.26 FEET; SOUTH 19° 58' 20" WEST, A DISTANCE OF 65.79 FEET; SOUTH 43° 03' 57" EAST, A DISTANCE OF 35.51 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 42.18 ACRES,

MINUTES OF JULY 2, 2019

MORE OR LESS, AND LIES IN SOUTH ONE HALF OF SECTION 9, TOWNSHIP 5 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from R-2, Two-Family Residence District, R-3, Multiple-Family District, and B-2, Neighborhood Business District, to R-2, Two-Family Residence 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 a R-2, Two-Family Residence 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-2, Two-Family Residence District, until all of the conditions set forth below have been complied with; 1) completion of the Subdivision process; and 2) compliance with all applicable municipal Codes and Ordinances.

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

REZONE PROPERTY LOCATED AT 3809 MOFFETT ROAD (WEST SIDE OF MOFFETT ROAD, 70' ± NORTH OF STIMPSON LANE) FROM B-1 TO B-3 (DISTRICT 7). The following ordinance was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

ORDINANCE: 64-026-2019

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:

UNNUMBERED LOT, KEITH KING PROPERTIES AS RECORDED IN MAP BOOK 113 PAGE 112 IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from B-1, Buffer Business District, to B-3, Community 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 a B-3, Community 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-3, Community Business District, until all of the conditions set forth below have been complied with: 1) Provision of a 6' wood privacy fence where commercially zoned property abuts residentially zoned property; and 2) Full compliance with all municipal codes and ordinances.

MINUTES OF JULY 2, 2019

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

REZONE PROPERTY LOCATED AT 700 BISHOPS ANE NORTH (NORTHEAST CORNER OF BISHOPS LANE NORTH AND GULFWOOD DRIVE EAST) FROM R-1 TO B-1 (DISTRICT 7). The following ordinance was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

ORDINANCE: 64-027-2019

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 A POINT ON THE EAST LINE OF BISHOPS LANE NORTH 8.5 FEET EAST SOUTHWEST CORNER, SQUARE 109, OLD SPRINGHILL SUBDIVISION AS RECORDED IN DEED BOOK 82 PAGE 212 PROBATE COURT RECORDS MOBILE COUNTY, ALABAMA, THENCE NORTH 00°-32'-06" WEST ALONG THE EAST LINE OF BISHOPS LANE NORTH 59.41 FEET; THENCE NORTH 89°-30'-38" EAST 151.89 FEET; THENCE SOUTH 00°- 26'-45" WEST 59.04 FEET; THENCE SOUTH 89°-22'-11" WEST ALONG THE NORTH LINE OF GULFWOOD DRIVE EAST 151.80 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed &om R-1, Single-Family Residential District, to B-1, Buffer 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 a B-1, Buffer 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-1, Buffer 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.

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

Councilmember Richardson moved for the suspension of the rules to consider Consent Resolutions 08-619 – 60-633, being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

MINUTES OF JULY 2, 2019

CONSENT RESOLUTIONS BEING INTRODUCED:

APPROVE REQUISITIONS OVER \$7,500.00 FOR THE WEEK OF JUNE 24, 2019. The following resolution was introduced by Councilmember

RESOLUTION: 08-619-2019

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
13367	2019	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$16,764.00	(42474) DAVISON OIL COMPANY INC
13366	2019	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$16,764.00	(42474) DAVISON OIL COMPANY INC
13365	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$16,534.50	(279229) PETROLEUM TRADERS CORPORATION
13363	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL (AL STATE CONTRACT)	\$16,534.50	(279229) PETROLEUM TRADERS CORPORATION
13268	2019	(1510) FIRE ADMINISTRATION	40 HP ELITEDESK 800 G3 DESKTOP COMPUTERS (AL STATE CONTRACT)	\$26,600.00	(279402) TSA
13077	2019	(2070) PUBLIC WORKS ADMINISTRATION	MINOR CONCRETE REPAIR PROJECT - DISTRICT 2 (PRICE QUOTE)	\$11,772.40	(294792) J & A CONTRACTING
12886	2019	(2050) EQUIPMENT SERVICES	11 DRIVECAM ANNUAL SUBSCRIPTIONS, 50 EVENT RECORDERS, (GSA CONTRACT)	\$34,439.68	(291836) LYTX INC
13553	2019	(3005) ENGINEERING	REMOVAL OF HAZARDOUS TREES (SEALED BID 5288)	\$73,675.00	(295985) CUSTOM TREE CARE INC

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS I LICENSE FOR TROUBADOURS COUNTRY SALOON, 7790 TANNER ROAD, SUITE B. The following resolution was introduced by Councilmember

MINUTES OF JULY 2, 2019

RESOLUTION: 37-620-2019

Sponsored by: Councilmember Gregory

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

Type of application: Lounge Retail Liquor Class I

Submitted by: CS Entertainment LLC

Location: Troubadours Country Saloon
7790 Tanner Road, Suite B

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

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

Nays: None

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1592. The following resolution

RESOLUTION: 58-621-2019

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 the interested parties; and

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the 28th day of May, 2019, 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 28th day of May, 2019, 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."

MINUTES OF JULY 2, 2019

(Lot Cleaning Liens, Group No.1592, 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 of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its 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.

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

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

Nays: None

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

DETERMINE EXPENDITURE OF DISCRETIONARY FUNDS FOR CONTRIBUTION TO THE CITY OF MOBILE PARKS AND RECREATION DEPARTMENT TRACK AND TEAM SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-633-2019

Sponsored by: City Council

WHEREAS, Councilmember Richardson wishes to donate \$500.00; Councilmember Manzie wishes to donate \$400.00; Councilmember Small wishes to donate \$500.00; Councilmember Williams wishes to donate \$1,000.00; Councilmember Daves wishes to donate \$500.00; Councilmember Rich wishes to donate \$350.00 and Councilmember Gregory wishes to donate \$350.00 (Total of \$3,600,000) to the United States of America Track & Field from their discretionary funds; and

WHEREAS, the United States of America Track & Field 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 payment of certain expenses is proper if the City Council determines that the same serves a public purpose; and

WHEREAS, the Mobile City Council determines that this contribution to the United States of America Track & Field will be used for the National Junior Olympics Tournament to be held on July 22-28, 2019 in Sacramento, CA, to help offset some of the expenses;

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council, hereby finds and determines that a donation to the United States of America Track & Field serves a public purpose and further approves and directs the payment of same.

MINUTES OF JULY 2, 2019

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

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

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

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH J. HUNT ENTERPRISES GENERAL CONTRACTORS, LLC FOR CRAWFORD-MURPHY PARK – GRADING AND DRAINAGE IMPROVEMENTS, \$199,600.00 (2019 CIP #1094, D2). The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-622-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: J. Hunt Enterprises General Contractors, LLC
Project name: Crawford-Murphy Park - Grading & Drainage Improvements
Project number: PR-027-19
Amount: \$199,600.00

AUTHORIZE CONTRACT WITH CHRISTIAN PREUS LANDSCAPE ARCHITECTURE, PLLC FOR LANGAN PARK-IMPLEMENTATION AND PHASING PLAN-LANGAN PARK, \$54,110.00 (2019 CIP #1064, D7). The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-623-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, 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: Christian Preus Landscape Architecture. PLLC
Project name: Langan Park - Implementation and Phasing Plan
Project number: PR-061-19
Amount: \$54,110.00

AUTHORIZE CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR MEDAL OF HONOR PARK-FIELD LIGHTING-SOFTBALL FIELDS A & B, \$475,687.00

MINUTES OF JULY 2, 2019

(2019 CIP #1057, D6). The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-624-2019

Sponsored by: Councilmember Rich and Mayor Stimpson

BE IT RESOLVED BY THE CITY QOUNGIL 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: Harris Contracting Services, Inc.

Project name: Medal of Honor Park - Field Lighting - Softball Fields A & B

Project number: PR-016-19

Amount: \$475,687.00

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

Councilmember Richardson moved for the suspension of the rules to consider Consent Resolution 09-625 introduced for the first time. The motion was seconded by Councilmember Gregory, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED:

TRANSFER \$12,500.00 FROM DISTRICT 6 DISCRETIONARY ACCOUNT TO THE ELECTRICAL DEPARTMENT OPERATING BUDGET FOR THE LIGHTING IMPROVEMENTS AT THE INTERSECTION OF NEVIUS AND HILLCREST ROADS.
The following resolution was introduced by Councilmember Rich.

RESOLUTION: 09-625-2019

Sponsored by: Councilmember Rich

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE. ALABAMA, that the sum of \$12,500.00 to be transferred from the General Fund, District 6 Discretionary Account DSC-06, General Fund (Acct# 10041020-42080) to the Electrical Department Operating Budget, (Acct# 10042062-44020), for the lighting improvements at the intersection of Nevius and Hillcrest Roads.

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

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

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

MINUTES OF JULY 2, 2019

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS FIRE PROTECTION LP FOR FIRE SPRINKLER SYSTEM & BACKFLOW PREVENTER INSPECTION & TESTING, VARIOUS CITY FACILITIES, \$53,355.00 (3 YEARS). The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-626-2019

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 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 Fire Protection LP

Project name: Fire Sprinkler System & Backflow Preventer Inspection & Testing Various City of Mobile Locations

Project number: SC-019-19

Amount: \$17,785.00 (1st Year - Initial Term)
\$17,785.00 (2nd Year – 1st Additional Term)
\$17,785.00 (3rd Year – 2nd Additional Term)
\$53,355.00 3 Year Contract

AUTHORIZE PERFORMANCE CONTRACT FOR MCKEMIE PLACE, INC., \$17,240.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-627-2019

Sponsored by: Mayor Stimpson

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

AUTHORIZE CONTRACT WITH ROSHER ELECTRIC COMPANY, INC. FOR ARTHUR R. OUTLAW CONVENTION CENTER-BALLROOM LIGHTING CONTROLS UPGRADE, \$122,046.00 CN-049-19. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 21-628-2019

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 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: Rosher Electric Company, Inc.

Project name: Arthur R. Outlaw Convention Center
Ballroom Lighting Controls Upgrade

MINUTES OF JULY 2, 2019

Project number: CN-049-19

Amount: \$122,046.00

APPROVE AGREEMENT AND PETITION FOR LUMP SUM SETTLEMENT-JEROME LELAND. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 61-629-2019

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 Agreement and Petition for Approval of Lump Sum Settlement arising out of the injuries of Jerome Leland, suffered on September 21, 2015, March 21, 2016, and March 20, 2018, requiring the City to pay \$10,000.00, in return for a release of all of the Plaintiff's respective claims, as outlined in the Agreement and Petition for Approval of Lump Sum attached hereto and made a part hereof as though set forth in full. A copy of said Settlement Agreement and Release of Claims is on file in the office of the City Clerk.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS-LANETTE BEVERLY. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 61-630-2019

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 Settlement Agreement and Release of Claims in the case styled Lanette Beverly and Charlotte Beverly v. City of Mobile, et al., Case No. 02-CV-2016-901995.00, pending in the Circuit Court of Mobile County, Alabama, requiring the City to pay \$9,000.00 to Lanette Beverly, in return for a release of all of the Plaintiffs' respective claims, 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.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS-CHARLOTTE BEVERLY. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

RESOLUTION: 61-631-2019

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 Settlement Agreement and Release of Claims in the case styled Lanette Beverly and Charlotte Beverly v. City of Mobile, et al., Case No. 02-CV-2016-901995.00, pending in the Circuit Court of Mobile County, Alabama, requiring the City to pay \$9,000.00 to Charlotte Beverly, in return for a release of all of the Plaintiffs' respective claims, 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.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS-TALISA RABB. The following resolution was held over for one (1) week until the regular meeting of Tuesday, July 9, 2019.

MINUTES OF JULY 2, 2019

RESOLUTION: 61-632-2019

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 Settlement Agreement and Release of Claims arising out of the on-the-job injury of Talisa Rabb suffered on June 22, 2017, requiring the City to pay \$8,500.00, in return for a release of all of the Plaintiff's respective claims, 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.

ANNOUNCEMENTS:

The City Clerk stated that 12:00 noon, on Wednesday, July 3, 2019 is the deadline for requests to address the Council at the July 9, 2019 meeting.

Councilmember Small announced a district 3 community meeting will be held on Monday, July 29, at Riverside Baptist Church to discuss the Perch Creek Parks project.

Councilmember Small encouraged citizens to contact Mobile 311 to report tall grass and weeds.

Each Councilmember wished the public a happy and safe July 4th holiday.

Councilmember Richardson provided a recap of the street sign ceremony to honor Eliza Wright Stanford.

Councilmember Richardson stated the fountain at Tricentennial Park will be repaired soon.

Councilmember Richardson advised that both lanes of Florida Street are now open.

Councilmember Daves announced that an ad hoc Council committee will meet to discuss the sale of City owned property on Tuesday, July 16, 2019, 2:00 p.m., in the Council's conference room.

Councilmember Rich stated that the street assessment report will be presented to the Council at the Public Services Committee on Tuesday, July 23, 2019, 2:00 p.m., in the Council's conference room.

Councilmember Rich invited the public to attend the July 4th celebrations at Cooper Riverside Park.

Councilmember Gregory encouraged the public to visit Market in the Park at Lavretta Park. The event will be held on Thursdays, from 3:00 – 6:00 p.m., until July 25, 2019.

Councilmember Manzie announced a series of district 2 community meetings.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:44 a.m.

Approved: July 9, 2019

MINUTES OF JULY 2, 2019

COUNCIL VICE PRESIDENT

CITY CLERK