

MUNICIPAL BUILDING, MOBILE, ALABAMA, JUNE 30, 2020

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, June 30, 2020, at 9:00 a.m.

Present:

Councilmembers: Richardson, Small, Daves, Rich and Gregory
Absent: Manzie and Williams

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.

Adopted:

COUNCIL VICE PRESIDENT

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JUNE 30, 2020

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, June 30, 2020, at 10:30 a.m., in regular meeting.

The meeting was called to order by Assistant City Clerk Mary Ann Merchant.

Dr. Jerry Headrick, Acting Pastor, Westminster Presbyterian Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Kenley Tillman, granddaughter of former Mobile County Sheriff Jack Tillman, sang the National Anthem.

Present on Roll Call:

Chairman: Small
Councilmembers: Richardson, Williams, Daves, Rich and Gregory
Absent: Manzie

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 of June 23, 2020 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson provided commentary in favor of Ordinance 39-019, which would require citizens to wear face coverings in public.

ADOPTION OF THE AGENDA:

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

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

MINUTES OF JUNE 30, 2020

Nays: None

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

APPEALS:

The Council considered the request of James Ingram, 457 Charles Street, for a waiver of the Noise Ordinance on July 4, 2020, from 3:00-10:00 p.m. (District 2).

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

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

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 605 PATTON AVENUE, \$2,549.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 605 Patton Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1759 WATERFORD STREET, \$2,200.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1759 Waterford Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1462 FAIRFIELD STREET, \$2,200.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1462 Fairfield Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2905 SHERWOOD DRIVE SOUTH, \$7,600.00 (DISTRICT 1).

MINUTES OF JUNE 30, 2020

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2905 Sherwood Drive South a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2918 BERKLEY AVENUE, \$4,200.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2918 Berkley Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 507 YUKERS STREET, \$2,000.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 507 Yukers Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Timothy Cannon spoke in opposition of securing the structure at 507 Yukers Street.

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 FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2058 KENTWOOD LANE, \$6,700.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2058 Kentwood Lane a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 3061 PLEASANT VALLEY ROAD, \$2,450.00 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 3061 Pleasant Valley Road a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 406 BOOKER STREET, \$3,000.00 (DISTRICT 2).

MINUTES OF JUNE 30, 2020

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 406 Booker Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

At approximately 1:17 p.m., the Presiding Officer call for a brief recess.

NOTE: At approximately 1:35 p.m., the Presiding Officer re-convened the meeting.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

The following people spoke in support of Ordinance 39-019:

1. Dr. Benard Eichold, Mobile County Health Department, 165 South Georgia Avenue
2. Dr. George Koulianos, President, Mobile County Medical Society, 1124 Sutton Court
3. Dr. William Admire, Vice President and Chief Medical Officer, Infirmary Health, Mobile Infirmary, 5 Mobile Infirmary Circle
4. Mr. Todd Kennedy, CEO, Providence Health System, 6801 Airport Boulevard
5. Dr John Stone, CMIO, Providence Health System, 6801 Airport Boulevard
6. Dr. Ijaz Iqbal, Chief Medical Officer, Providence Health System, 6801 Airport Boulevard
7. Dr. James Coleman, Director Providence Health System, 6801 Airport Boulevard
8. Dr. Laura Cepeda, Chief Medical Officer, Mobile Health Department, 251 North Bayou Street
9. Dr. Mike Chang, Chief Medical Officer, USA Health, 2451 USA Medical Center Drive
10. James Jackson, 224 Garrison Avenue, Prichard, AL

The following people spoke in opposition of Ordinance 39-019:

1. Susan Murphy, 8552 Lockwood Place
2. Belinda King, 8831 Winford Way
3. Velma Dale Jackson, 1552 Jay Drive

NON-AGENDA ITEMS:

1. Antonio Moore, 6072 Highland Circle North, spoke regarding his noise ordinance granted for June 23, 2020, public assembly permit, the use of sidewalk chalk and the police response to the event.
2. Kimberly McKeand, 1108 New Saint Francis St, Apt #B, expressed her concerns regarding the status of the Human Relations Commission.
3. Gina Irby, 251 Third Court, requested assistance from the Council with problems she is having with the Mobile Housing Board.

MINUTES OF JUNE 30, 2020

4. Brendan “Cam” Jackson, 751 South Dearborn Street, spoke about a lack of job opportunities for young adults in Mobile.
5. Justis Washington, 3800 Outley Drive, offered suggestions for a police oversight board.
6. Reggie Hill, 1007 Center Street, addressed the curfew, budget suggestions for next fiscal year, a letter received from the Council, public safety concerns and various agenda items.

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH C. THORNTON, INC. FOR THE 2020 CIP BRIDGE MAINTENANCE AND REPAIRS IN DISTRICTS 1 THROUGH 7, \$997,554.50. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 21-448-2020

Sponsored by: Councilpersons Richardson, Manzie, Small, Williams, Daves, Rich, Gregory & Mayor Stimpson

WHEREAS, bids for bridge maintenance and repairs for districts 1 through 7 were received and opened on March 25, 2020.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from C. Thornton, Inc., in the amount of \$977,554.50.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by C. Thornton, Inc.

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

Name of Company: C. Thornton, Inc.

Project Name: 2019 CIP Bridge Maintenance and Repair

Project Number: 2019-3005-23

Amount: \$977,554.50

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC. TO PERFORM TESTING SERVICES FOR CITY WIDE RESURFACING IN DISTRICTS 1 THROUGH 7, \$76,000.00. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

MINUTES OF JUNE 30, 2020

RESOLUTION: 21-449-2020

Sponsored by: Councilpersons Richardson, Manzie, Small, Williams, Daves,
Rich, Gregory & Mayor Stimpson

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

Name of Company: Geotechnical Engineering Testing, Inc.

Project Name: 2020 CIP City Wide Resurfacing (D# 1 through D# 7)

Com Project No. 2020-3005-02

Estimated Cost: \$76,000.00

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH MOBILE ASPHALT COMPANY, LLC FOR THE 2020 CIP CITY WIDE RESURFACING IN DISTRICTS 1 THROUGH 7, \$5,141,916.90. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 21-450-2020

Sponsored by: Councilpersons Richardson, Manzie, Small, Williams, Daves,
Rich, Gregory & Mayor Stimpson

WHEREAS, bids for street resurfacing for districts 1 through 7 were received and opened on May 27, 2020.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from Mobile Asphalt Company, LLC, in the amount of \$5, 141,916.90.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by Mobile Asphalt Company, LLC.

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

Name of Company: Mobile Asphalt Company, LLC

Project Name: 2020 CIP City Wide Resurfacing

MINUTES OF JUNE 30, 2020

Project Number: 2020-3005-02

Amount: \$5,141,916.90

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

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

Nays: None

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

RESOLUTIONS HELD OVER:

AUTHORIZE BASE LINE SERVICES AGREEMENT WITH DOWNTOWN MOBILE DISTRICT MANAGEMENT CORPORATION. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 01-451-2020

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 Downtown Mobile Business Improvement District Base Line Services Agreement, 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 Assistant City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

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

Nays: None

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

AUTHORIZE AGREEMENT WITH ALDOT FOR THE INSTALLATION OF LED STREETLIGHTS ALONG STATE ROUTES WITHIN THE CITY LIMITS. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 01-452-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for the installation of roadway lighting along State Routes within the city limits of Mobile, Alabama.

BE IT FURTHER RESOLVED that the agreement be executed in the name of the City, by the Mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be affixed thereto.

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

MINUTES OF JUNE 30, 2020

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

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

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

APPROVE ITEM BASED BID AWARD FOR FROM EMERGENCY EQUIPMENT PROFESSIONALS, INC., FOR RED RACK GEAR STORAGE COMPONENTS FOR THE FIRE DEPARTMENT. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-453-2020
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 Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5421</u>	RED RACK GEAR STORAGE COMPONENTS	26	Various, see bid tab	One year, renewable for two additional one year periods	Emergency Equipment Professional Inc

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

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

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

APPROVED ITEM BASED BID AWARD FOR DECORATIVE POLES, FIXTURES, AND GLOBES FROM SOUTHERN LIGHTING & TRAFFIC SYSTEMS. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-454-2020
Sponsored by: Mayor Stimpson

MINUTES OF JUNE 30, 2020

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 Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5420</u>	Electrical King Luminaire Decorative Poles, Fixtures, and Globes	3	Various, see bid tab	Six months	Southern Lighting & Traffic Systems

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

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

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

APPROVE PURCHASE ORDER TO SUNSOUTH LLC FOR FOUR MOWERS, \$54,057.04. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-455-2020

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>5390</u>	2020	(F7000) MOTOR POOL	FOUR 2020 JOHN DEERE 2950R 72IN ZERO-TURN MOWERS (SEALED BID 5417)	\$54,057.04	<u>(291912)</u> <u>SUNSOUTH LLC</u>

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

MINUTES OF JUNE 30, 2020

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

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

APPROVE PURCHASE ORDER TO AUTONATION FORD MOBILE FOR TWO FORD PICKUP TRUCKS, \$56,381.00. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-456-2020

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>12970</u>	2020	(2012) PARKS MAINTENANCE	TWO 2020 FORD F250 CREW CAB 4X2 PIKCUP TRUCKS (SEALED BID 5200)	\$56,381.00	<u>(270013)</u> <u>AUTONATION</u> <u>FORD MOBILE</u>

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

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

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

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT CO INC. FOR VACTOR SEWER CLEANER TRUCK, \$455,219.00. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-457-2020

Sponsored by: Mayor Stimpson

MINUTES OF JUNE 30, 2020

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>10321</u>	2020	(F7000) MOTOR POOL	2020 VACTOR 211SP-15 SEWER CLEANER TRUCK ON 2020 FREIGHTLINER 114SD TANDEM AXLE CHASSIS. (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT – NOT ON STATE CONTRACT AS PACKAGED)	\$455,219.00	<u>(190715) SANSOM EQUIPMENT CO INC</u>

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

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

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

APPROVE PURCHASE ORDER TO TOOMEY EQUIPMENT CO, INC. FOR A TRACTOR BACKHOW/FRONT END LOADER, \$31,779.00. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-458-2020

Sponsored by: Mayor Stimpson

MINUTES OF JUNE 30, 2020

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>8919</u>	2020	(F7000) MOTOR POOL	KUBOTA B26 TRACTOR BACKHOE/FRONT END LOADER (SEALED BID 5402)	\$31,779.00	<u>(205775) TOOMEY EQUIPMENT CO INC</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO SUNSOUTH LLC. FOR EIGHT ZERO TURN MOWERS, \$109,314.08. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-459-2020

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>7813</u>	2020	(F7000) MOTOR POOL	TWO JOHN DEERE Z950R 72IN ZERO TURN MOWERS, SIX JOHN DEERE Z950R 60IN ZERO TURN MOWERS. (SEALED BID 5417)	\$109,314.08	<u>(291912) SUNSOUTH LLC</u>

MINUTES OF JUNE 30, 2020

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

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

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

APPROVE PURCHASE ORDER TO POLARIS SALES INC. FOR UTILITY VEHICLE, \$27,071.64. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-460-2020

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>11855</u>	2020	(1510) FIRE ADMINISTRATION	POLARIS RANGER CREW XP1000 UTILITY VEHICLE (GSA CONTRACT)	\$27,071.64	<u>(295939)</u> <u>POLARIS SALES, INC.</u>

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

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

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

APPROVE PURCHASE ORDER TO KRONOS INCORPORATED FOR ANNUAL RENEWAL OF WORKFORCE TELESTAFF AND ASSOCIATED HR MANAGEMENT SOFTWARE, \$17,658.92. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 08-461-2020

Sponsored by: Mayor Stimpson

MINUTES OF JUNE 30, 2020

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>12987</u>	2020	(1510) FIRE ADMINISTRATION	ANNUAL RENEWAL OF WORKFORCE TELESTAFF AND ASSOCIATED HR MANAGEMENT SOFTWARE LICENSES (SOLE SOURCE RENEWAL OF EXISITING PRODUCT – US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT)	\$17,658.92	<u>(294306)</u> <u>KRONOS</u> <u>INCORPORATED</u>

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

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

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

TRANSFER THE SUM OF \$49,288.29 FROM CAPITAL ACCOUNT C0129 TO CAPITAL ACCOUNT C0509 TO ENCLOSE THE POLICE DEPARTMENT MOTORCYCLE PARKING PAD. The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 09-462-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the sum of \$49,288.29 be transferred from Capital Account C0129 to Capital Account C0509 to cover funding for inclosing the Police Departments covered motorcycle parking pad. This will help protect approximately \$250, 000 in asset.

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

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

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

MINUTES OF JUNE 30, 2020

ACCEPT DEEDS FOR THE ACQUISITION OF RIGHT-OF-WAY FOR THE MCGREGOR AVENUE WIDENING PROJECT FROM DAUPHIN STREET TO AIRPORT BOULEVARD.

The following resolution, which was introduced and read at the regular meeting of June 23, 2020 and held over until the regular meeting of June 30, 2020, was called up by the Presiding Officer.

RESOLUTION: 23-463-2020

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 construction agreement, by and between the City of Mobile and Alabama Department of Transportation, for work as outlined in the agreement attached hereto and made a part hereof as set forth in full. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of Company: Alabama Department of Transportation

Project Name: McGregor Ave. from Dauphin St. to Airport Blvd.
Mobile County STPMB-7508 () *Right of Way Agreement*

Estimated Total Cost: \$2,080,000.00

Estimated City Funds: \$416,000.00

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

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

Nays: None

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

ORDINANCES BEING INTRODUCED:

ORDINANCE TO AMEND CHAPTER 14-10 OF THE CITY CODE TO PROVIDE FOR SOCIALLY AND ECONOMICALLY DISADVANTAGED BUSINESS CONTRACTOR AND INDIVIDUAL PARTICIPATION. The following ordinance was held over until the regular meeting of Tuesday, July 7, 2020.

ORDINANCE: 14-018-2020

Sponsored by: Mayor Stimpson

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

Section One. Chapter 14-10 of the Code of Ordinances, as amended by Ordinance 14-034-2018, for the City of Mobile, Alabama, 1991 is hereby amended and restated to read as follows:

Sec. 14-10 Participation by socially and economically disadvantaged contractors.

MINUTES OF JUNE 30, 2020

(a) As used in this section “socially and economically disadvantaged” shall mean an entity or individual certified as socially and economically disadvantaged in accordance with: (i) the findings of a current City of Mobile disparity study; or (ii) certain federal criteria, including, without limitation thereto, any of the following: (A) 13 CFR Part 124, (B) 49 CFR Part 26; and (C) Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u). The phrase “current disparity study” excludes any disparity study performed prior to July 1, 2020.

(b) All contracts or agreements entered into by the City or any entity thereof for any service of any kind, whether by bid or otherwise, including but not limited to professional services and bond issues, shall require that the contractor, firm or company to which any such contract is awarded have, or provide written proof demonstrating good faith efforts to procure, at least fifteen (15) percent participation by socially or economically disadvantaged contractors or professionals, and the City shall make every reasonable effort to ensure that at least fifteen (15) percent of the total value of all such contracts or agreements described above shall be awarded to qualified contractors or professionals who are socially and economically disadvantaged. Unless waived or exempted, all bidders must demonstrate good faith efforts to meet the requirements of this Section 14-10 in order to be considered responsive bidders.

(c) The Mayor is authorized to establish an office to administer the provisions of this Section, including but not limited to: adopting written procedures, informal guidelines, and developing forms as may be necessary to effectuate this section; establishing certification rules and procedures; recommending related procurement goals and contract requirements; implementing a procedure for establishing individual participation goals for each contract subject to this section; and recruiting socially and economically disadvantaged contractors to create adequate capacity for services of any kind.

(d) This section shall not apply to contracts if: (1) after procurement, but prior to executing a contract, it is found that there is one or less socially or disadvantaged individuals or entity available for services being contracted; or (2) funded by sources that do not allow for such preferences; or (3) emergency contracts as approved by the Council.

This amendment shall be effective following adoption and publication.

ORDINANCE REQUIRING WEARING FACE COVERINGS IN PUBLIC. The following ordinance was held over until the special meeting of Wednesday, July 1, 2020.

ORDINANCE: 39-019-2020

Sponsored by: Councilmember Manzie and Rich and Mayor Stimpson

WHEREAS Coronavirus Disease 2019 (COVID-19) has been detected in Alabama;

WHEREAS the appearance of COVID-19 in the State poses the potential of widespread exposure to an infectious agent that poses significant risk of substantial harm to a large number of people;

WHEREAS the State Board of Health has designated COVID-19 to be a disease of epidemic potential, a threat to the health and welfare of the public, or otherwise of public health importance;

WHEREAS on March 13, 2020, on recommendation of the State Health Officer, Kay Ivey, Governor of the State of Alabama, declared a state public health emergency exists in the State of Alabama;

WHEREAS on March 16, 2020, the Jefferson County Health Officer, in response to a rapidly growing number of cases of COVID-19 being detected in Jefferson County, issued an order suspending certain public gatherings in that county;

MINUTES OF JUNE 30, 2020

WHEREAS on March 17, 2020, the State Health Officer issued a similar order for counties surrounding Jefferson, including Blount, St. Clair, Shelby, Tuscaloosa, and Walker Counties,

WHEREAS on March 19, 2020, the State Health Officer issued an order, and on March 20, 2020, March 27, 2020, April 3, 2020, April 28, 2020, and May 8, 2020, amended orders, of statewide application suspending certain public gatherings;

WHEREAS social-distancing and related measures remain necessary on a statewide basis to prevent the spread of COVID-19; and

WHEREAS Ala. Code § 22-2-2 authorizes the State Health Officer, on behalf of the State Board of Health, to direct that conditions prejudicial to health in public places within the State be abated;

NOW THEREFORE, THESE PREMISES CONSIDERED, it is ordered that the following Safer at Home order be implemented statewide:

1. Recommendations for individuals. Effective April 30, 2020, at 5:00 P.M., all individuals—and especially vulnerable persons—are encouraged to exercise personal responsibility in slowing the spread of COVID-19 by:

- a. Minimizing travel outside the home, especially if sick;
- b. Wearing face coverings around people from other households when it is necessary to leave the home;
- c. Washing hands frequently with soap and water or hand sanitizer, especially after touching frequently used items or surfaces;
- d. Refraining from touching one's face;
- e. Sneezing or coughing into a tissue, or the inside of one's elbow; and
- f. Disinfecting frequently used items and surfaces as much as possible.

“Vulnerable persons” means individuals 65 years and older or individuals with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, asthma, and those whose immune system is compromised such as by chemotherapy for cancer and other conditions requiring such therapy.

2. Quarantine for infected persons. Effective immediately, any person who has tested positive for COVID-19—other than institutionalized persons—shall be quarantined to their place of residence for a period of 14 days, or other period of time as directed by the State Health Officer, or his designee, after receiving positive test results. Any person quarantined pursuant to this provision shall not leave their place of residence for any reason other than to seek necessary medical treatment. Any person requiring assistance while under quarantine may contact Alabama Voluntary Organizations Active in Disaster, <http://alvoad.communityos.org/cms>. While under quarantine, the person shall take precautions as directed by his or her health care provider or the Alabama Department of Public Health to prevent the spread of the disease to others.

3. Non-work related gatherings. Effective May 11, 2020, all non-work related gatherings of any size, including drive-in gatherings, that cannot maintain a consistent six-foot distance between persons from different households are prohibited.

Organizers of religious gatherings are strongly encouraged to read and implement the Alabama Department of Public Health's “Guidelines for Places of Worship,” available at <https://alabamapublichealth.gov/covid19/assets/cov-sah-worship.pdf>.

MINUTES OF JUNE 30, 2020

4. Protections for employees. Effective May 11, 2020, and unless otherwise permitted or required by this order, all employers shall take reasonable steps, where practicable as work duties permit, to protect their employees by:

- a. maintaining six feet of separation between employees;
- b. regularly disinfecting frequently used items and surfaces;
- c. encouraging handwashing;
- d. preventing employees who are sick from coming into contact with other persons;
- e. facilitating remote working arrangements; and
- f. minimizing employee travel.

In addition to complying with the requirements of this paragraph, employers are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Safeguarding All Businesses," available at <https://alabamapublichealth.gov/covid19/assets/covsah-businesses.pdf>.

5. Protections for customers, etc. Effective May 11, 2020, and unless otherwise permitted or required by this order, the operator of any business, government office, or other establishment open to the public shall take reasonable steps, where practicable, to protect their customers, constituents, or other guests by:

- a. maintaining six feet of separation between such persons (except for those persons who share the same household); and
- b. regularly disinfecting frequently used items and surfaces.

6. Retailers. Effective May 11, 2020, all retail stores shall comply with the following rules:

- a. Emergency maximum occupancy rate. Occupancy shall be limited to no more than 50 percent of the normal occupancy load as determined by the fire marshal. This "emergency maximum occupancy rate" shall be posted in a conspicuous place, and enough staff shall be posted at the store entrances and exits to enforce this requirement.
- b. Social distancing. An employee of the retail store may not knowingly allow customers or patrons to congregate within six feet of a person from another household.
- c. Sanitation. The retail store shall take reasonable steps to comply with guidelines on sanitation from the Centers for Disease Control and Prevention (CDC) and the Alabama Department of Public Health.

7. Close-contact service providers. Effective May 11, 2020, close-contact service providers—such as barber shops, hair salons, waxing salons, threading salons, nail salons and spas, body art facilities, tattoo services, and massage therapy establishments and services—shall comply with the following rules:

- a. Social distancing. Employees shall not knowingly allow clients or persons accompanying a client to congregate within six feet of a person from another household.
- b. Facial coverings. Each employee shall wear a mask, or other facial covering that covers his or her nostrils and mouth, at all times while providing services within 6 feet of a client.
- c. Hand sanitation.
 - (i) Employees shall wash their hands thoroughly with soap and water immediately before providing services within 6 feet of a client.

MINUTES OF JUNE 30, 2020

- (ii) Employees of all close-contact service providers are encouraged—and employees providing nail services or facial services are required—to wear gloves when providing services within 6 feet of a client. To the extent employees wear gloves when providing services, they should use a new pair of gloves for each client and should put them on immediately after washing their hands.
- d. Sanitation. A close-contact service provider shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

In addition to complying with the requirements of this paragraph, close-contact service providers are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Close Contact Personal Service Businesses," available at <https://alabamapublichealth.gov/covid19/assets/cov-sah-close-contact.pdf>.

- 8. Athletic facilities. Effective May 11, 2020, athletic facilities—such as fitness centers and commercial gyms, spas, and yoga, barre, and spin facilities—shall comply with the following rules:

- a. Social distancing.

- (i) Employees shall not knowingly allow patrons or guests to congregate within six feet of a person from another household.
- (ii) Employees shall not knowingly allow patrons or guests to participate in athletic activities in violation of paragraph 10.
- (iii) Employees shall take reasonable steps to prevent people from congregating in lobby areas, break rooms, and other common areas.

b. Limits on facility access. An athletic facility shall limit facility occupancy to 50 percent of the normal occupancy load as determined by the fire marshal. Athletic facilities shall also prohibit patrons and guests from accessing showers, hot tubs, steam rooms, lockers, saunas and other recreational water or spa facilities. Pools may be open subject to the social-distancing rules of this paragraph.

c. Facial coverings. Each employee shall wear a mask or other facial covering that covers his or her nostrils and mouth at all times while in regular interaction with clients or guests.

d. Sanitation. An athletic facility shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

In addition to complying with the requirements of this paragraph, operators of athletic facilities are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Athletic Facilities," available at <https://alabamapublichealth.gov/covid19/assets/cov-sah-athletic-facilities.pdf>.

- 9. Entertainment venues. Effective May 22, 2020, at 5:00 P.M., entertainment venues shall comply with the following rules:

- a. Social distancing.

- (i) Employees shall not knowingly allow patrons or guests to congregate within six feet of a person from another household.
- (ii) Employees shall take reasonable steps to prevent people from congregating in lobby areas, break rooms, and other common areas.

b. Emergency maximum occupancy rate. Indoor and enclosed entertainment venues shall limit occupancy to 50 percent of the normal occupancy load as determined by the fire marshal. Outdoor venues or those not assigned a normal occupancy load by the fire marshal shall limit occupancy as required to comply with the social distancing requirements of this paragraph.

MINUTES OF JUNE 30, 2020

c. Facial coverings. Each employee shall wear a mask or other facial covering that covers his or her nostrils and mouth at all times while in regular interaction with clients or guests.

d. Sanitation. An entertainment venue shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

For purposes of this paragraph, “entertainment venue” includes bowling alleys, arcades, concert venues, theaters, auditoriums, performing centers, tourist attractions (including museums and planetariums), race tracks, commercial or public playgrounds, adult entertainment venues, casinos, and bingo halls. “Entertainment venue” does not include playgrounds operated by educational institutions and child day care facilities; playgrounds operated by education institutions and child day care facilities are covered by, and subject to, paragraph 13. “Entertainment venue” also does not include “night clubs,” which are covered by, and subject to, paragraph 18.

In addition to complying with the requirements of this paragraph, entertainment venues are strongly encouraged to read and implement the Alabama Department of Public Health’s “Guidelines for Entertainment Venues and Tourist Attractions,” available at <https://www.alabamapublichealth.gov/covid19/assets/cov-sah-entertainment-tourist.pdf>.

10. Athletic activities. Effective May 22, 2020, at 5:00 P.M., persons attending or participating in athletic activities shall comply with the following rules.

a. Permitted team activities. From May 22, 2020, at 5:00 P.M., until June 14, 2020, participation in team athletic activities is limited to practices that involve conditioning, skill drills, and similar activities, subject to the rules of this paragraph. Beginning June 15, 2020, participation in team athletic activities may proceed in any respect subject to the rules of this paragraph.

b. Social distancing.

(i) Players, coaches, officials, and spectators shall not congregate within 6 feet of a person from another household except to the extent necessary—and only to the extent necessary—for players, coaches, and officials to directly participate in the athletic activity.

(ii) Players, coaches, officials, and spectators shall refrain from high fives, handshakes, and other physical contact except to the extent necessary—and only to the extent necessary—for players, coaches, and officials to directly participate in the athletic activity.

c. Facial coverings. Players, coaches, and officials shall wear a mask or other facial covering that covers his or her nostrils and mouth at all times except when a player or official is directly participating in the athletic activity.

d. Sanitation. Players, coaches, and officials shall not share water coolers, drinking stations, water bottles, cups, or other drinking devices. Organizers of athletic activities shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

For purposes of this paragraph, “athletic activities” means “sports that involve interaction with another person of closer than six feet” and “activities that require use of shared sporting apparatus and equipment.”

In addition to complying with the requirements of this paragraph, persons attending or participating in athletic activities are strongly encouraged to comply with any guidelines adopted by the relevant governing organization, if one exists for the athletic activity in question, to the extent those guidelines are consistent with the requirements of this paragraph.

MINUTES OF JUNE 30, 2020

In addition, organizers of athletic activities are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Adult and Youth Athletic Activities," available at <https://www.alabamapublichealth.gov/covid19/assets/cov-sah-athleticactivities.pdf>.

11. Beaches. Effective May 11, 2020, anyone using the beaches shall maintain a consistent six-foot distance between himself or herself and all persons from a different household. For purposes of this section, the term "beach" means the sandy shoreline area abutting the Gulf of Mexico, whether privately or publicly owned, including beach access points.

12. Senior Citizen Centers. Effective March 20, 2020, all regular programs at Senior Citizen Centers shall be ended except that Senior Citizen Centers and their partners are urged to assure that their clients continue to receive needed meals via curbside pick-up or delivery.

13. Educational institutions. Effective June 1, 2020, all schools, public and private—including elementary, secondary, postsecondary, technical, and specialty schools, and colleges and universities—shall comply with the following rules:

a. Social distancing. Schools shall take reasonable steps, where practicable, to maintain six feet of separation between persons of different households.

b. Sanitation. Schools shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

c. Facial coverings. Employees shall, to the greatest extent practicable, wear a mask or other facial covering that covers his or her nostrils and mouth at all times when in regular interaction within six feet of a person from a different household.

In addition to complying with the requirements of this paragraph, educational institutions are strongly encouraged to adopt and implement additional measures to supplement these minimum rules. Guidance applicable to public K-12 schools is available at <https://www.alabamapublichealth.gov/covid19/assets/adoe-school-sponsored-activities.pdf>.

14. Child day care facilities. Effective May 23, 2020, at 5:00 P.M., facilities providing child day care, including any child day care facility described in Ala. Code § 38-7-2, shall comply with the following rules:

a. Social distancing. Employees shall not knowingly allow parents or other guests to congregate within six feet of a person from another household. Facilities shall also take reasonable steps to prevent parents or other guests from congregating in lobby areas, cafeterias, and other common areas.

b. Sanitation. Child day care facilities shall take reasonable steps, where practicable, to regularly disinfect frequently used items and surfaces.

c. Facial coverings. Each employee shall wear a mask or other facial covering that covers his or her nostrils and mouth at all times while in regular interaction with students or guests.

In addition to complying with the requirements of this paragraph, child day care facilities are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Child Day Care Facilities," available at <https://www.alabamapublichealth.gov/covid19/assets/cov-sah-childcare-facilities.pdf>.

15. Camps. Effective May 23, 2020, day and overnight youth summer camps shall comply with the following rules:

a. Social distancing.

MINUTES OF JUNE 30, 2020

- (i) Employees shall not knowingly allow campers or guests to congregate within six feet of a person from another household.
- (ii) Employees shall not knowingly allow campers or guests to participate in athletic activities in violation of paragraph 10.

b. Sanitation. Camps shall take reasonable steps where practicable, to regularly disinfect frequently used items and surfaces.

c. Facial coverings. Employees shall, to the greatest extent practicable, wear a mask or other facial covering that covers his or her nostrils and mouth at all times when in regular interaction with campers and guests.

In addition to complying with the requirements of this paragraph, day and overnight youth summer camps are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Day and Overnight Youth Summer Camps," available at <https://www.alabamapublichealth.gov/covid19/assets/cov-sah-youth-camps.pdf>.

16. Hospitals and similar institutions. Effective March 20, 2020, all Hospitals and Nursing Home/Long Term Care Facilities (including Assisted Living and Specialty Care Assisted Living Facilities) shall prohibit visitation of all visitors, as defined by the facility, and non-essential health care personnel, except for certain compassionate care situations such as maternity, end-of-life, and support for persons with disabilities.

17. Medical procedures. Effective April 30, 2020, at 5:00 P.M., dental, medical, or surgical procedures may proceed unless the State Health Officer or his designee determines that performing such procedures, or any category of them (whether statewide or regionally), would unacceptably reduce access to personal protective equipment or other resources necessary to diagnose and treat COVID-19. Providers performing these procedures shall follow all applicable COVID-19-related rules adopted by a state regulatory board or by the Alabama Department of Public Health. In the absence of such rules, providers should take reasonable steps to comply with applicable COVID-19-related guidelines from the Centers for Medicare and Medicaid Services (CMS) and the CDC, including "Re-opening Facilities to Provide Non-emergent NonCOVID-19 Healthcare: Phase I" from CMS, available at <https://www.cms.gov/files/document/covid-flexibility-reopen-essential-non-covid-services.pdf>, and "Infection Control Guidance for Healthcare Professionals about Coronavirus (COVID-19)" from the CDC, available at <https://www.cdc.gov/coronavirus/2019-ncov/hcp/infectioncontrol.html>.

18. Restaurants and similar establishments. Effective May 11, 2020, all restaurants, bars, breweries, or similar establishments shall operate as follows:

a. Such establishments may continue to offer food for take-out or delivery provided the social distancing protocols, including maintaining a consistent six-foot distance between persons, are followed.

b. Such establishments are strongly encouraged to offer online ordering and curbside pickup of food.

c. Hospital food service areas are excluded from this order provided they have their own social distancing plan.

d. Insofar as such establishments offer on-premises consumption of food or drink, they shall limit the party size at tables to no more than eight persons and maintain at least six feet of separation between people seated at different tables, booths, chairs, or stools. Games played at restaurants, bars, breweries, or similar establishments, such as pool and darts, may be played if players maintain 6 feet of distance from other players, game equipment is not shared by players during game play, and equipment is sanitized in between uses.

e. Each employee shall wear a mask or other facial covering that covers his or her nostrils and mouth at all times while in regular interaction with patrons or guests.

MINUTES OF JUNE 30, 2020

f. Such establishments shall disallow self-service by guests at drink stations, buffets, or salad bars.

In addition to complying with the requirements of this paragraph, establishments subject to this paragraph are strongly encouraged to read and implement the Alabama Department of Public Health's "Guidelines for Restaurants and Bars," available at <https://alabamapublichealth.gov/covid19/assets/cov-sah-restaurants-bars.pdf>.

19. Duration. This Order shall remain in full force and effect until 5:00 P.M. on July 3, 2020. Prior to 5:00 P.M. on July 3, 2020, a determination shall be made whether to extend this Order—or, if circumstances permit, to change this Order.

20. Preemption. To the extent this Order conflicts with any order previously issued by the State Health Officer concerning COVID-19 mitigation measures, this Order supersedes and preempts the conflicting provisions of the previously issued order effective on the dates specified above. This Order also supersedes and preempts all orders previously issued by the Jefferson and Mobile County Health Officers concerning COVID-19 mitigation measures, and this Order shall remain in full force and effect until rescinded or modified by order of the State Health Officer or its expiration. After the date this order is issued, the Jefferson and Mobile County Health Officers are authorized, after approval by the State Health Officer, to implement more stringent measures as local circumstances require.

This Order also supersedes and preempts any county and municipal orders or ordinances, whenever adopted, that purport to impose less stringent COVID-19-related curfew or quarantine measures.

ORDINANCE TO AMEND THE CITY'S GENERAL NOISE ORDINANCE TO ADD PEACEFUL PROTESTS, DEMONSTRATIONS AND RALLIES AS AN EXCEPTION. The following ordinance was held over until the regular meeting of Tuesday, July 7, 2020.

ORDINANCE: 39-020-2020

Sponsored by: Councilmember Richardson

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

SECTION ONE: The general noise ordinance set forth in Chapter 39, Article IV, Section 39-96 of the Mobile City Code is hereby amended to add an additional exception and sub-section under sub-section (b) thereof as follows:

(3) Peaceful protests, demonstrations or rallies occurring between the hours of 7 a.m. and 10 p.m. and not occurring within 300 feet of any hospital or school.

SECTION TWO: All other provisions and sections of the said ordinance shall remain in full force and effect.

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

SECTION FOUR: The Ordinance shall be effective immediately upon its enactment and publication as required by law.

APPROVE ISSUANCE OF GENERAL OBLIGATION REFUNDING WARRANTS, SERIES 2020. The following ordinance was held over until the regular meeting of Tuesday, July 7, 2020.

ORDINANCE: 84-021-2020

MINUTES OF JUNE 30, 2020

Sponsored by: Mayor Stimpson

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING WARRANTS, SERIES 2020 BE IT ORDAINED BY THE GOVERNING BODY OF CITY OF MOBILE, as follows:

ARTICLE 1

Definitions and Other Provisions of General Application

SECTION 1.1 Definitions

For all purposes of this ordinance, except as otherwise expressly provided or unless the context otherwise requires, the following terms shall have the meaning indicated:

“Authorized City Representative” shall mean the Mayor or the Executive Director of Finance of the City or any other officer or agent of the City authorized by the City’s governing body to act as “Authorized City Representative”.

“Beneficial Owner” shall have the meaning assigned in Section 3.11 for the Series 2020 Warrants.

“Book-Entry Only System” shall have the meaning assigned in Section 3.11 for the Series 2020 Warrants.

“Business Day” shall mean any day other than a Saturday, a Sunday or a day on which the Paying Agent is required or authorized to be closed under general law or regulation applicable in the place of the Principal Office of the Paying Agent.

“City” shall mean the City of Mobile, a municipal corporation organized under the laws of the State of Alabama.

“Continuing Disclosure Agreement” shall mean the Continuing Disclosure Agreement executed and delivered by the City in connection with the issuance of the Series 2020 Warrants.

“Costs of Issuance Fund” shall mean the fund established pursuant to the Definitive Terms Certificate.

“Debt Service Fund” shall mean the fund established pursuant to Article 6.

“Debt Service” shall mean the principal, premium (if any) and interest payable on the Series 2020 Warrants.

“Defaulted Interest” shall have the meaning stated in Section 3.8.

“Definitive Terms Certificate” shall have the meaning stated in Section 3.2(h).

“DTC” shall have the meaning assigned in Section 3.11 for the Series 2020 Warrants.

“Enabling Law” shall mean Section 11-47-2 and Section 11-81-4 of the Code of Alabama 1975.

“Escrow Agreement” shall mean an Escrow Trust Agreement between the City and the Escrow Trustee in respect of the refunding of the Refunded Warrants.

“Escrow Fund” shall mean an irrevocable fund established pursuant to the Escrow Agreement.

“Escrow Trustee” shall mean Regions Bank, an Alabama banking corporation.

MINUTES OF JUNE 30, 2020

“Favorable Tax Opinion” shall mean an Opinion of Counsel stating in effect that the proposed action, together with any other changes with respect to the Series 2020 Warrants made or to be made in connection with such action, will not cause interest on the Series 2020 Warrants to become includible in gross income of the Holders for purposes of federal income taxation.

“Federal Securities” shall mean direct obligations of, or obligations the payment of which is guaranteed by, the United States of America.

“Fiscal Year” shall mean the fiscal year of the City, as established from time to time by applicable law.

“Holder” when used with respect to any Series 2020 Warrant shall mean (1) if the Book-Entry Only System is not in effect, the person in whose name such Series 2020 Warrant is registered in the Warrant Register and (2) if the Book-Entry Only System is in effect, the Beneficial Owner of such Series 2020 Warrant on the records maintained pursuant to the Book-Entry Only System.

“Interest Payment Date”, when used with respect to any installment of interest on a Series 2020 Warrant, shall mean the date specified in such Series 2020 Warrant as the fixed date on which such installment of interest is due and payable.

“Internal Revenue Code” shall mean the Internal Revenue Code of 1986, as amended.

“Opinion of Counsel” shall mean an opinion from an attorney or firm of attorneys with experience in the matters to be covered in the opinion. Except as otherwise expressly provided in this ordinance, the attorney or attorneys rendering such opinion may be counsel for the City or the Paying Agent.

“Outstanding”, when used with respect to Series 2020 Warrants, shall mean, as of the date of determination, all Series 2020 Warrants authenticated and delivered under this ordinance, except:

(1) Series 2020 Warrants cancelled by the Paying Agent or delivered to the Paying Agent for cancellation,

(2) Series 2020 Warrants for whose payment or redemption money in the necessary amount has been deposited with the Paying Agent for the Holders of such Series 2020 Warrants, provided that, if such Series 2020 Warrants are to be redeemed, notice of such redemption has been duly given pursuant to this ordinance or provision therefor satisfactory to the Paying Agent has been made; and

Series 2020 Warrants in exchange for or in lieu of which other Series 2020 Warrants have been authenticated and delivered under this ordinance.

“Paying Agent” shall mean the agent of the City appointed as such pursuant to Section 3.10 for the purpose of paying Debt Service on the Series 2020 Warrants.

“Post-Default Rate” shall mean, as to any Series 2020 Warrant, the interest rate borne by such Series 2020 Warrant. Interest at the Post-Default Rate shall be computed on the basis of an assumed year of 360 days with 12 months of 30 days each.

“Principal Office of the Paying Agent” shall mean the office where the Paying Agent maintains its principal corporate trust office in the State of Alabama.

“Principal Payment Date”, when used with respect to any Series 2020 Warrant, shall mean the date specified in such Series 2020 Warrant as the fixed date on which the principal of such Series 2020 Warrant is due and payable.

“Purchase Agreement” shall mean the Warrant Purchase Agreement between the City and the Underwriters in respect of the sale of the Series 2020 Warrants.

MINUTES OF JUNE 30, 2020

“Qualified Investments” shall mean:

(1) Federal Securities,

(2) An interest in any trust or fund that invests solely in Federal Securities or repurchase agreements with respect to Federal Securities, and

(3) a certificate of deposit issued by, or other interest-bearing deposit with, any bank organized under the laws of the United States of America or any state thereof, provided that (i) such bank has capital, surplus and undivided profits of not less than \$25,000,000, (ii) such deposit is insured by the Federal Deposit Insurance Corporation or (iii) such deposit is secured by pledging Federal Securities having a market value (exclusive of accrued interest) not less than the face amount of such deposit (less the amount of such deposit insured by the Federal Deposit Insurance Corporation).

“Refunded Warrants” shall mean all or a portion of the Series 2009C Warrants, as shall be set forth in the Definitive Terms Certificate.

“Regular Record Date” for the interest payable on any Interest Payment Date on the Series 2020 Warrants shall mean the date specified in Section 3.8.

“Series 2009C Warrants” shall mean \$6,430,000 aggregate principal amount of the City’s General Obligation Recovery Zone Economic Development Warrants, Series 2009C (Taxable), currently outstanding in the aggregate principal amount of \$6,430,000.

“Series 2020 Warrants” shall mean the City’s General Obligation Refunding Warrants, Series 2020, authenticated and delivered pursuant to this ordinance.

“Special Record Date” for the payment of any Defaulted Interest on Series 2020 Warrants shall mean the date fixed by the Paying Agent pursuant to Section 3.8.

“Tax Certificate and Agreement” shall mean the Tax Certificate and Agreement to be executed and delivered by the City in conjunction with the delivery of the Series 2020 Warrants.

“Taxable” shall mean that, for purposes of federal income taxation, interest on the Series 2020 Warrants is includible in the gross income of any Holder thereof for any reason. Interest on the Series 2020 Warrants shall not be deemed

“Taxable” because interest is includible in any calculation of income for purposes of an alternative minimum tax, a foreign branch profits tax or any other type of taxation other than the regular tax imposed on gross income.

“Term Warrants” shall have the meaning stated in Section 3.2(g).

“Underwriters” shall mean the original purchasers of the Series 2020 Warrants from the City identified in Section 7.1.

“Warrant Payment Date” shall mean each date (including any date fixed for redemption of Series 2020 Warrants) on which Debt Service is payable on the Series 2020 Warrants.

“Warrant Register” shall mean the register or registers for the registration and transfer of Series 2020 Warrants maintained pursuant to Section 3.6.

SECTION 1.2 General Rules of Construction

For all purposes of this ordinance, except as otherwise expressly provided or unless the context otherwise requires:

(a) Defined terms in the singular shall include the plural as well as the singular, and vice versa.

MINUTES OF JUNE 30, 2020

(b) All accounting terms not otherwise defined herein have the meaning assigned to them, and all computations herein provided for shall be made, in accordance with generally accepted accounting principles. All references herein to “generally accepted accounting principles” refer to such principles as they exist at the date of application thereof.

(c) All references in this ordinance to designated “Articles”, “Sections” and other subdivisions are to the designated articles, sections and subdivisions of this ordinance as originally executed.

(d) The terms “herein”, “hereof” and “hereunder” and other words of similar import refer to this ordinance as a whole and not to any particular article, section or other subdivision.

(e) The term “person” shall include any individual, corporation, partnership, limited liability company, joint venture, association, trust, unincorporated organization and any government or any agency or political subdivision thereof.

(f) The term “including” means “including without limitation” and “including, but not limited to”.

ARTICLE 2

Findings, Designations, Elections, Representations and Warranties

The governing body of the City makes the following findings, designations, elections, representations and warranties as the basis for the undertakings on its part herein contained:

(1) The City has heretofore issued the Series 2009C Warrants. The governing body of the City has determined that it is in the public interest to refund, on a current basis, all or a portion of the Series 2009C Warrants, as shall be set forth in the Definitive Terms Certificate, in order to realize present value interest savings.

(2) The City is not in default in the payment of the principal of and interest on the Series 2009C Warrants.

(3) Pursuant to this ordinance, in order to effect the refunding of the Refunded Warrants, the City will issue the Series 2020 Warrants.

(4) In order to effect the refunding of the Refunded Warrants, the City may either (a) deposit in the Warrant Fund established with respect to the Series 2009C Warrants an amount sufficient to pay the entire principal of and interest coming due on the Refunded Warrants upon redemption or (b) enter into the Escrow Agreement simultaneously with the issuance of the Series 2020 Warrants pursuant to which the Escrow Fund will be established for the retirement of the Refunded Warrants, all as shall be provided in the Definitive Terms Certificate.

(5) In order to enhance flexibility in the timing of the sale of the Series 2020 Warrants, it is desirable for the governing body of the City to establish certain parameters that will govern the sale of the Series 2020 Warrants and to delegate to the Mayor of the City the power to approve the final terms of sale, and, accordingly, it is in the best interests of the City for the Mayor of the City to be authorized and directed to approve the final pricing terms of the Series 2020 Warrants, subject to the parameters established herein.

(6) Immediately after the issuance of the Series 2020 Warrants the total indebtedness of the City chargeable against the debt limitation for the City prescribed by the Alabama Constitution of 1901 will not be more than 20% of the assessed valuation of taxable property within the corporate limits of the City for the last fiscal year (ended on the next preceding September 30).

ARTICLE 3

The Series 2020 Warrants

MINUTES OF JUNE 30, 2020

SECTION 3.1 Authorization of Series 2020 Warrants

Pursuant to the authority to do so contained in the applicable provisions of the constitution and laws of Alabama, including particularly the Enabling Law, there is hereby authorized to be issued a series of warrants entitled "General Obligation Refunding Warrants, Series 2020". The Series 2020 Warrants shall be issued for the purposes specified in Article 2.

SECTION 3.2 Amount and Terms

(a) Subject to Section 7.2(b), the aggregate principal amount of the Series 2020 Warrants that may be authenticated and delivered and Outstanding shall be as described in the Definitive Terms Certificate.

(b) The Series 2020 Warrants shall be issuable as fully registered warrants without coupons in the denomination of \$5,000 or any multiple thereof. Each Series 2020 Warrant shall have a single principal maturity. The Series 2020 Warrants shall be numbered separately from 1 upward.

(c) The Series 2020 Warrants shall mature on February 15 in the years more particularly described in the Definitive Terms Certificate. Subject to Section 7.2(b), the principal amount of Series 2020 Warrants maturing on each Principal Payment Date and the applicable rate of interest for the Series 2020 Warrants of each maturity shall be set forth in the Definitive Terms Certificate.

(d) The Series 2020 Warrants shall be dated as of the date set forth in the Definitive Terms Certificate and shall bear interest from such date, or the most recent date to which interest has been paid or duly provided for, until the principal thereof shall become due and payable, at the applicable rate per annum set forth in subsection (c) above. Interest on the Series 2020 Warrants shall be payable on February 15 and August 15 in each year, beginning February 15, 2021 (each such date being herein called an "Interest Payment Date"), and shall be computed on the basis of a 360-day year with 12 months of 30 days each. Interest on overdue principal and premium and (to the extent legally enforceable) on any overdue installment of interest on the Series 2020 Warrants shall be payable at the Post-Default Rate.

(e) Interest on the Series 2020 Warrants payable on any Interest Payment Date prior to the maturity or redemption thereof (in whole or in part) shall be payable by check or draft mailed by the Paying Agent to the registered Holders of the Series 2020 Warrants at their addresses appearing in the Warrant Register. Such payments of interest shall be deemed timely made if so mailed on the Interest Payment Date. Payment of the principal of (and premium, if any, on) the Series 2020 Warrants and payment of accrued interest on the Series 2020 Warrants due upon redemption on any date other than an Interest Payment Date shall be made only upon surrender thereof at the Principal Office of the Paying Agent. Debt Service on the Series 2020 Warrants payable at maturity shall be payable only upon surrender thereof at the Principal Office of the Paying Agent.

(f) Subsection (e) of this section to the contrary notwithstanding, upon the written request of the Holder of Series 2020 Warrants in an aggregate principal amount of not less than \$100,000, the Paying Agent will make payment of the Debt Service due on such Series 2020 Warrant on any Warrant Payment Date by wire transfer to an account of such Holder maintained at a bank in the continental United States or by any other method providing for payment in same-day funds that is acceptable to the Paying Agent, provided that:

- (1) such written request contains adequate instructions for the method of payment,
- (2) the Holder agrees to pay the Paying Agent's customary charge for handling such wire transfer, and
- (3) payment of the principal of (and redemption premium, if any, on) such Series 2020 Warrant and payment of accrued interest on such Series 2020 Warrant due upon

MINUTES OF JUNE 30, 2020

redemption on any date other than an Interest Payment Date shall be made only upon surrender of such Series 2020 Warrant to the Paying Agent.

(g) The Series 2020 Warrants shall be subject to redemption prior to maturity as set forth in the Definitive Terms Certificate.

(h) Section 7.2(b) sets forth the parameters for the amount and terms of the Series 2020 Warrants. The Mayor of the City is hereby authorized and directed to execute and deliver in the name and on behalf of the City a certificate substantially as set forth in Exhibit 3.2(h) that establishes, within the parameters set forth in Section 7.2(b), the definitive amount and terms of the Series 2020 Warrants, with such changes or additions to such certificate or deletions to such certificate as the Mayor of the City shall approve, which approval shall be conclusively evidenced by his or her execution of such certificate (the "Definitive Terms Certificate"). In setting the definitive amount and terms of the Series 2020 Warrants reflected in the Definitive Terms Certificate, the Mayor of the City may rely upon the advice and recommendation of the employees of and advisors to the City.

SECTION 3.3 Form of Series 2020 Warrant The Series 2020 Warrants and the authentication certificate shall be substantially in the form set forth in Exhibit 3.3, with such appropriate insertions, omissions, substitutions and other variations as are required or permitted by this ordinance.

SECTION 3.4 Execution and Authentication

(a) The Series 2020 Warrants shall be executed on behalf of the City by its Mayor under its seal reproduced thereon and attested by its City Clerk, and the certification of registration of each Series 2020 Warrant as a claim against the Debt Service Fund shall be executed by the Executive Director of Finance of the City. The signature of any of these officers on the Series 2020 Warrants may be manual or, to the extent permitted by law, facsimile. Series 2020 Warrants bearing the manual or facsimile signatures of individuals who were at any time the proper officers of the City shall bind the City, notwithstanding that such individuals or any of them shall have ceased to hold such offices prior to the authentication and delivery of such Series 2020 Warrants or shall not have held such offices at the date of such Series 2020 Warrants.

(b) No Series 2020 Warrants shall be secured by, or be entitled to any lien, right or benefit under, this ordinance or be valid or obligatory for any purpose, unless there appears on such Series 2020 Warrant a certificate of authentication substantially in the form provided for herein, executed by the Paying Agent by manual signature, and such certificate upon any Series 2020 Warrant shall be conclusive evidence, and the only evidence, that such Series 2020 Warrant has been duly authenticated and delivered hereunder.

SECTION 3.5 Temporary Series 2020 Warrants

(a) Pending the preparation of definitive Series 2020 Warrants, the City may execute, and upon request of the City, the Paying Agent shall authenticate and deliver, temporary Series 2020 Warrants which are printed, lithographed, typewritten, mimeographed or otherwise produced, in any denomination, substantially of the tenor of the definitive Series 2020 Warrants in lieu of which they are issued, with such appropriate insertions, omissions, substitutions and other variations as the officers executing such Series 2020 Warrants may determine, as evidenced by their execution of such Series 2020 Warrants.

(b) If temporary Series 2020 Warrants are issued, the City will cause definitive Series 2020 Warrants to be prepared without unreasonable delay. After the preparation of definitive Series 2020 Warrants, the temporary Series 2020 Warrants shall be exchangeable for definitive Series 2020 Warrants upon surrender of the temporary Series 2020 Warrants at the Principal Office of the Paying Agent, without charge to the Holder. Upon surrender for cancellation of any one or more temporary Series 2020 Warrants, the City shall execute and the Paying Agent shall authenticate and deliver in exchange therefor a like principal amount of definitive Series 2020 Warrants of authorized denominations. Until so exchanged, temporary Series 2020 Warrants shall in all respects be entitled to the security and benefits of this ordinance.

MINUTES OF JUNE 30, 2020

SECTION 3.6 Registration, Transfer and Exchange

(a) The City shall cause to be kept at the Principal Office of the Paying Agent a register (herein referred to as the "Warrant Register") in which, subject to such reasonable regulations as it may prescribe, the City shall provide for the registration of Series 2020 Warrants and registration of transfers of Series 2020 Warrants entitled to be registered or transferred as herein provided. The Paying Agent is hereby appointed Warrant Registrar for the purpose of registering Series 2020 Warrants and transfers of Series 2020 Warrants as herein provided.

(b) Upon surrender for transfer of any Series 2020 Warrant at the Principal Office of the Paying Agent, the City shall execute, and the Paying Agent shall authenticate and deliver, in the name of the designated transferee or transferees, one or more new Series 2020 Warrants of any authorized denominations and of the same maturity and aggregate principal amount.

(c) At the option of the Holder, Series 2020 Warrants may be exchanged for a like aggregate principal amount of Series 2020 Warrants, of any authorized denominations and of the same maturity, upon surrender of the Series 2020 Warrants to be exchanged at the Principal Office of the Paying Agent. Whenever any Series 2020 Warrants are so to be surrendered for exchange, the City shall execute, and the Paying Agent shall authenticate and deliver, the Series 2020 Warrants which the Holder making the exchange is entitled to receive.

(d) All Series 2020 Warrants surrendered upon any exchange or transfer provided for in this ordinance shall be promptly cancelled by the Paying Agent.

(e) All Series 2020 Warrants issued upon any transfer or exchange of Series 2020 Warrants shall be the valid obligations of the City and entitled to the same security and benefits under this ordinance as the Series 2020 Warrants surrendered upon such transfer or exchange.

(f) Every Series 2020 Warrant presented or surrendered for transfer or exchange shall (if so required by the City or the Paying Agent) be duly endorsed, or be accompanied by a written instrument of transfer in form satisfactory to the City and the Paying Agent duly executed, by the Holder thereof or his attorney duly authorized in writing.

(g) No service charge shall be made for any transfer or exchange of Series 2020 Warrants, but the City may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Series 2020 Warrants.

(h) The City shall not be required (i) to transfer or exchange any Series 2020 Warrant during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Series 2020 Warrants and ending at the close of business on the day of such mailing, (ii) to transfer or exchange any Series 2020 Warrant so selected for redemption in whole or in part, or (iii) to exchange any Series 2020 Warrant during a period beginning at the opening of business on any Regular Record Date and ending at the close of business on the relevant Interest Payment Date therefor.

SECTION 3.7 Mutilated, Destroyed, Lost and Stolen Series 2020 Warrants

(a) If (i) any mutilated Series 2020 Warrant is surrendered to the Paying Agent, or the City and the Paying Agent receive evidence to their satisfaction of the destruction, loss or theft of any Series 2020 Warrant, and (ii) there is delivered to the City and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the City or the Paying Agent that such Series 2020 Warrant has been acquired by a bona fide purchaser, the City shall execute and upon its request the Paying Agent shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Series 2020 Warrant, a new Series 2020 Warrant of like tenor and principal amount, bearing a number not contemporaneously Outstanding.

MINUTES OF JUNE 30, 2020

(b) Upon the issuance of any new Series 2020 Warrant under this section, the City may require the payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses connected therewith.

(c) Every new Series 2020 Warrant issued pursuant to this section in lieu of any destroyed, lost or stolen Series 2020 Warrant shall constitute an original additional contractual obligation of the City, whether or not the destroyed, lost or stolen Series 2020 Warrant shall be at any time enforceable by anyone, and shall be entitled to all the security and benefits of this ordinance equally and ratably with all other Outstanding Series 2020 Warrants.

(d) The provisions of this section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement or payment of mutilated, destroyed, lost or stolen Series 2020 Warrants.

SECTION 3.8 Payment of Interest on Series 2020 Warrants; Interest Rights Preserved

(a) Interest on any Series 2020 Warrant which is payable on any Interest Payment Date shall be paid to the person in whose name that Series 2020 Warrant is registered at the close of business on the Regular Record Date for such interest, which shall be the 1st day (whether or not a Business Day) of the month of such Interest Payment Date. Payment of the principal of (and premium, if any, on) the Series 2020 Warrants and payment of accrued interest due upon redemption on any date other than an Interest Payment Date shall be made only upon surrender of the Series 2020 Warrants at the Principal Office of the Paying Agent.

(b) Any interest on any Series 2020 Warrant which is payable, but is not punctually paid or duly provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the Holder on the relevant Regular Record Date solely by virtue of such Holder having been such Holder; and such Defaulted Interest shall be paid by the City to the persons in whose names such Series 2020 Warrants are registered at the close of business on a special record date (herein called a "Special Record Date") for the payment of such Defaulted Interest, which shall be fixed in the following manner. The City shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Series 2020 Warrant and the date of the proposed payment (which date shall be such as will enable the Paying Agent to comply with the next sentence hereof), and at the same time the City shall deposit with the Paying Agent an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment, such money when deposited to be held solely for the benefit of the persons entitled to such Defaulted Interest as in this subsection provided. Thereupon, the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest which shall be not more than 15 nor less than 10 days prior to the date of the proposed payment and not less than 10 days after the receipt by the Paying Agent of the notice of the proposed payment. The Paying Agent shall promptly notify the City of such Special Record Date and, in the name and at the expense of the City, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first-class postage prepaid, to each Holder of a Series 2020 Warrant at his address as it appears in the Warrant Register not less than 10 days prior to such Special Record Date. Notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor having been mailed as aforesaid, such Defaulted Interest shall be paid to the persons in whose names the Series 2020 Warrants are registered on such Special Record Date.

(c) Subject to the foregoing provisions of this section, each Series 2020 Warrant delivered under this ordinance upon transfer of or in exchange for or in lieu of any other Series 2020 Warrant shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Series 2020 Warrant and each such Series 2020 Warrant shall bear interest from such date that neither gain nor loss in interest shall result from such transfer, exchange or substitution.

MINUTES OF JUNE 30, 2020

SECTION 3.9 Persons Deemed Owners The City, the Paying Agent and any agent of the City or the Paying Agent may treat the person in whose name any Series 2020 Warrant is registered as the owner of such Series 2020 Warrant for the purpose of receiving payment of Debt Service on such Series 2020 Warrant (subject to Section 3.8) and for all other purposes whatsoever whether or not such Series 2020 Warrant is overdue, and, to the extent permitted by law, neither the City, the Paying Agent nor any such agent shall be affected by notice to the contrary.

SECTION 3.10 Paying Agent

(a) Regions Bank, an Alabama banking corporation, is hereby appointed Paying Agent for the purpose of paying Debt Service on the Series 2020 Warrants on behalf of the City.

(b) The Debt Service on the Series 2020 Warrants shall, except as otherwise provided herein, be payable at the Principal Office of the Paying Agent.

(c) The Paying Agent may be removed at any time (i) by an instrument or concurrent instruments in writing delivered to the Paying Agent and the City signed by the Holders of a majority in aggregate principal amount of the Series 2020 Warrants then Outstanding, or (ii) if no default exists with respect to the payment of the Series 2020 Warrants, by a written notice delivered to the Paying Agent and signed on behalf of the City by an Authorized City Representative.

(d) If the bank designated as Paying Agent pursuant to subsection (a) of this section shall resign or be removed or shall become incapable of acting or shall be adjudged a bankrupt or insolvent or a receiver of it or of its property shall be appointed or any public officer shall take charge or control of it or of its property or affairs for the purpose of rehabilitation, conservation or liquidation, then, in any such case, the City shall appoint a successor Paying Agent. Any successor Paying Agent must have capital and surplus of not less than \$50,000,000, must be subject to supervision or examination by federal or State of Alabama authority, and must have a corporate trust office within the State of Alabama. The City shall give notice of the appointment of any such successor Paying Agent by first-class mail, postage prepaid, to the Holders of Series 2020 Warrants as their names or addresses appear in the Warrant Register.

SECTION 3.11 Book Entry Only System

(a) The registration and payment of Series 2020 Warrants shall be made pursuant to the Book-Entry Only System (the "Book-Entry Only System") administered by The Depository Trust Company ("DTC") in accordance with the Blanket Letter of Representations on file with DTC and incorporated by reference in this ordinance (the "Letter of Representations") until such System is terminated pursuant to Section 3.11(c).

(b) While Series 2020 Warrants are in the Book-Entry Only System the following provisions shall apply for purposes of this ordinance and shall supersede any contrary provisions of this ordinance:

(1) Notwithstanding the fact that DTC may hold a single physical certificate for each stated maturity for purposes of the Book-Entry Only System, the term "Series 2020 Warrants" shall mean each separate Security (as defined in the Letter of Representations) issued pursuant to the Book-Entry Only System, and the term "Holder" shall mean the person identified on the records of DTC as the owner of the related Security.

(2) The terms and limitations of this ordinance with respect to each separate Series 2020 Warrant shall be applicable to each separate Security registered under the Book-Entry Only System.

(3) All notices under this ordinance to Holders of Series 2020 Warrants from either the City or the Paying Agent shall be delivered by the City or the Paying Agent, as the case may be, to DTC for distribution by DTC in accordance with the Letter of Representations. All notices under this ordinance to or from persons other than a Holder of a Series 2020

MINUTES OF JUNE 30, 2020

Warrant shall be delivered directly to such person as provided in this ordinance and shall not be delivered through DTC or the Book-Entry Only System.

(4) All payments of Debt Service on the Series 2020 Warrants shall be made by the Paying Agent to DTC and shall be made by DTC to the Participants (as such term is defined in the Letter of Representations) as provided in the Letter of Representations. All such payments shall be valid and effective fully to satisfy and discharge the City's obligations with respect to such payments.

(5) The Beneficial Owners (as such term is defined in the Letter of Representations) of the Series 2020 Warrants, by their acquisition of any beneficial interest in a Series 2020 Warrant or Series 2020 Warrants, and the Participants severally agree that the City and the Paying Agent shall not have any responsibility or obligation to any Participant or any Beneficial Owner with respect to (1) the accuracy of any records maintained by DTC or any Participant; (2) the payment by DTC or any Participant of any amount due to any Beneficial Owner in respect of the principal of, purchase price of, premium (if any) and interest on the Series 2020 Warrants; (3) the delivery or timeliness of delivery by DTC or any Participant of any notice due to any Beneficial Owner which is required or permitted under the terms of this ordinance to be given to Beneficial Owners; or (4) any consent given or other action taken by DTC or its nominee, as owner.

(c) If the City and the Paying Agent concur that it would be in the best interests of the Holders of the Series 2020 Warrants for the Book-Entry Only System to be discontinued (in whole or in part), such Book-Entry Only System shall be discontinued (in whole or in part) in accordance with the provisions of the Letter of Representations. In addition, the Book-Entry Only System may be discontinued (in whole or in part) at any time by the City or the Paying Agent acting alone in accordance with the Letter of Representations.

SECTION 3.12 Payments Due on a Day Other Than a Business Day

If any payment on the Series 2020 Warrants is due on a day which is not a Business Day, such payment shall be made on the first succeeding day which is a Business Day with the same effect as if made on the day such payment was due.

SECTION 3.13 Cancellation

All Series 2020 Warrants surrendered for payment, redemption, transfer or exchange shall be promptly cancelled by the Paying Agent. No Series 2020 Warrants shall be registered in lieu of or in exchange for any Series 2020 Warrant cancelled as provided in this section, except as expressly provided by this ordinance.

ARTICLE 4

Redemption of Series 2020 Warrants

SECTION 4.1 General Applicability of Article

(a) The Series 2020 Warrants shall be redeemable in accordance with the redemption provisions set forth in Section 3.2(g), the Definitive Terms Certificate, and the provisions of this article.

(b) The Series 2020 Warrants shall be redeemed in accordance with the mandatory redemption provisions of the Series 2020 Warrants without any direction from or consent by the City. The Series 2020 Warrants shall be redeemed in accordance with the optional redemption provisions of the Series 2020 Warrants only upon direction of the City.

SECTION 4.2 Election to Redeem; Notice to Paying Agent

The election of the City to exercise any right of optional redemption shall be evidenced by a certified resolution or ordinance of the governing body of the City delivered to the Paying Agent. In case of any redemption at the option of the City of less than all the Outstanding Series 2020 Warrants, the City shall, at least 60 days prior to the date fixed by the City for

MINUTES OF JUNE 30, 2020

redemption of Series 2020 Warrants (unless a shorter notice shall be satisfactory to the Paying Agent), notify the Paying Agent of such redemption date and of the principal amount and maturities of Series 2020 Warrants to be redeemed.

SECTION 4.3 Selection by Paying Agent of Series 2020 Warrants to be Redeemed

(a) Except in the case of mandatory redemption of the Term Warrants, if any, if less than all Series 2020 Warrants Outstanding are to be redeemed, those maturities or portions of maturities of the Series 2020 Warrants to be redeemed may be specified by the City by written notice to the Paying Agent, or, in the absence of timely receipt by the Paying Agent of such notice, shall be selected by the Paying Agent by lot or by such other method as the Paying Agent shall deem fair and appropriate; provided, however, that (i) the principal amount of Series 2020 Warrants of each maturity to be redeemed must be a multiple of the smallest authorized denomination of Series 2020 Warrants, and (ii) if less than all Series 2020 Warrants with the same stated maturity are to be redeemed, the Series 2020 Warrants of such maturity to be redeemed shall be selected by lot by the Paying Agent.

(b) Except as otherwise provided in the specific redemption provisions for the Series 2020 Warrants, if less than all Series 2020 Warrants with the same maturity and interest rate are to be redeemed, the particular Series 2020 Warrants of such maturity and interest rate to be redeemed shall be selected by the Paying Agent not less than 30 nor more than 60 days prior to the redemption date from the Outstanding Series 2020 Warrants of such maturity and interest rate then eligible for redemption in accordance with the Book-Entry Only System or, if the Book-Entry Only System is no longer in effect, by lot or by such other method as the Paying Agent shall deem fair and appropriate and which may provide for the selection for redemption of portions (in authorized denominations) of the principal of Series 2020 Warrants of such maturity and interest rate of a denomination larger than the smallest authorized denomination.

(c) The Paying Agent shall promptly confirm to the City in writing the Series 2020 Warrants selected for redemption and, in the case of any Series 2020 Warrant selected for partial redemption, the principal amount thereof to be redeemed.

(d) For all purposes of this ordinance, unless the context otherwise requires, all provisions relating to the redemption of Series 2020 Warrants shall relate, in the case of any Series 2020 Warrant redeemed or to be redeemed only in part, to the portion of the principal of such Series 2020 Warrant which has been or is to be redeemed.

SECTION 4.4 Notice of Redemption

(a) Unless waived by the Holders of all Series 2020 Warrants then Outstanding, notice of redemption shall be given by first-class mail, postage prepaid, mailed not less than 30 nor more than 60 days prior to the redemption date, to each Holder of Series 2020 Warrants to be redeemed at his address appearing in the Warrant Register.

(b) All notices of redemption shall state:

(1) the redemption date,

(2) the redemption price,

(3) the principal amount of Series 2020 Warrants to be redeemed, and, if less than all Outstanding Series 2020 Warrants are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts) of the Series 2020 Warrants to be redeemed,

(4) that on the redemption date the redemption price of each of the Series 2020 Warrants to be redeemed will become due and payable and that the interest thereon shall cease to accrue from and after said date,

(5) the place or places where the Series 2020 Warrants to be redeemed are to be surrendered for payment of the redemption price, and

MINUTES OF JUNE 30, 2020

(6) any conditions to such redemption specified in accordance with the provisions of Section 4.4(e).

(c) Notice of redemption of Series 2020 Warrants to be redeemed at the option of the City shall be given by the City or, at the City's request, by the Paying Agent in the name and at the expense of the City. Notice of redemption of Series 2020 Warrants in accordance with the mandatory redemption provisions of the Series 2020 Warrants shall be given by the Paying Agent in the name and at the expense of the City.

(d) The City and the Paying Agent shall, to the extent practical under the circumstances, comply with the standards set forth in the United States Securities and Exchange Commission's Exchange Act Release No. 23856 dated December 3, 1986, regarding redemption notices, but their failure to do so shall not in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed in this section.

(e) A notice of optional redemption may state that the redemption of Series 2020 Warrants is contingent upon specified conditions such as receipt of a specified source of funds or the occurrence of specified events. If the conditions for such redemption are not met, the City shall not be required to redeem Series 2020 Warrants (or portions thereof) identified in such notice, and any Series 2020 Warrants surrendered on the specified redemption date shall be returned to the Holders of such Series 2020 Warrants.

SECTION 4.5 Deposit of Redemption Price Prior to any redemption date, the City shall deposit with the Paying Agent an amount of money sufficient to pay the redemption price of all the Series 2020 Warrants which are to be redeemed on that date. Such money shall be held solely for the benefit of the persons entitled to such redemption price.

SECTION 4.6 Series 2020 Warrants Payable on Redemption Date

(a) Notice of redemption having been given as aforesaid, the Series 2020 Warrants so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the City shall default in the payment of the redemption price) such Series 2020 Warrants shall cease to bear interest. Upon surrender of any such Series 2020 Warrant for redemption in accordance with said notice, such Series 2020 Warrant shall be paid by the City at the redemption price. Installments of interest due prior to the redemption date shall be payable to the Holders of the Series 2020 Warrants registered as such on the relevant Record Dates according to the terms of such Series 2020 Warrants and the provisions of Section 3.8.

(b) If any Series 2020 Warrant called for redemption shall not be so paid upon surrender thereof for redemption, the principal (and premium, if any) shall, until paid, bear interest from the redemption date at the Post-Default Rate.

SECTION 4.7 Series 2020 Warrants Redeemed in Part

Any Series 2020 Warrant which is to be redeemed only in part shall be surrendered at the Principal Office of the Paying Agent (with, if the City or the Paying Agent so requires, due endorsement by, or a written instrument of transfer in form satisfactory to the City and the Paying Agent duly executed by, the Holder thereof or his attorney duly authorized in writing), and the City shall execute and the Paying Agent shall authenticate and deliver to the Holder of such Series 2020 Warrant, without service charge, a new Series 2020 Warrant or Series 2020 Warrants, of the same maturity and of any authorized denomination or denominations, as requested by such Holder in an aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Series 2020 Warrant so surrendered.

ARTICLE 5

Source of Payment, Etc. SECTION

5.1 General Obligation

MINUTES OF JUNE 30, 2020

The indebtedness evidenced and ordered paid by the Series 2020 Warrants shall be a general obligation of the City for the payment of Debt Service on which the full faith and credit of the City are hereby irrevocably pledged, pro rata and without preference or priority of one Series 2020 Warrant over another. The City hereby covenants and agrees to levy and collect taxes, to the maximum extent permitted by law, at such rate or rates as shall make available tax proceeds which, when added to the revenues of the City from other sources available for such purposes, will be sufficient to pay reasonable expenses of carrying on the necessary governmental functions of the City and to pay Debt Service on the Series 2020 Warrants as the same shall become due and payable.

SECTION 5.2 Provision for Payment of Series 2020 Warrants

(a) If Debt Service on the Series 2020 Warrants is paid in accordance with the terms of the Series 2020 Warrants and this ordinance, then all covenants, agreements and other obligations of the City to the Holders of the Series 2020 Warrants shall thereupon cease, terminate and become void and be discharged and satisfied. In such event, the Paying Agent shall pay to the City any surplus remaining in the Debt Service Fund.

(b) Series 2020 Warrants shall, prior to the maturity or redemption date thereof, be deemed to have been paid within the meaning and with the effect expressed in subsection (a) of this section if the Paying Agent is provided with the following:

(1) a trust agreement between the City and any bank or other financial institution having corporate trust powers making provision for the retirement of such Series 2020 Warrants by creating for that purpose an irrevocable trust fund sufficient to provide for payment and retirement of such Series 2020 Warrants (including payment of the interest that will accrue thereon until and on the date they are retired, as such interest becomes due and payable), either by redemption prior to their respective maturities, by payment at their respective maturities or by payment of part thereof at their respective maturities and redemption of the remainder prior to their respective maturities, which said trust fund shall consist of (i) Federal Securities which are not subject to redemption prior to their respective maturities at the option of the issuer and which, if the principal thereof and the interest thereon are paid at their respective maturities, will produce funds sufficient so to provide for payment and retirement of all such Series 2020 Warrants or (ii) both cash and such Federal Securities (or a combination thereof) which together will produce funds sufficient for such purpose, or (iii) cash sufficient for such purpose; provided, however, that said trust agreement shall require all cash held on deposit in such trust to be kept continuously secured by holding on deposit as collateral security therefor Federal Securities having a market value at least equal at all times to the amount to be secured thereby, unless such cash is kept on deposit in U.S. dollar denominated deposit accounts and certificates of deposit with banks or savings associations that are qualified public depositories under Chapter 14A of Title 41 of the Code of Alabama 1975;

(2) a certified copy of a duly adopted resolution or ordinance of the governing body of the City calling for redemption those of such Series 2020 Warrants that, according to said trust agreement, are to be redeemed prior to their respective maturities;

(3) evidence satisfactory to the Paying Agent that, if the principal of and the interest on the investments (if any) forming part of the trust fund provided for in the preceding subparagraph (1) are paid on the respective due dates of such principal and interest, said trust fund will produce funds sufficient to provide for the full payment and retirement of such Series 2020 Warrants; and

(4) a Favorable Tax Opinion.

(c) Any trust established pursuant to this section may provide for payment of less than all Series 2020 Warrants Outstanding or less than all Series 2020 Warrants of any remaining maturity.

(d) If any trust provides for payment of less than all Series 2020 Warrants with the same maturity and interest rate, the Series 2020 Warrants of such maturity and interest rate to

MINUTES OF JUNE 30, 2020

be paid from the trust shall be selected by the Paying Agent by lot by such method as shall provide for the selection of portions (in authorized denominations) of the principal of Series 2020 Warrants of such maturity and interest rate of a denomination larger than the smallest authorized denomination. Such selection shall be made within 7 days after such trust is established. This selection process shall be in lieu of the selection process provided for in Section 4.3 if and to the extent that Series 2020 Warrants payable from such trust are to be redeemed prior to maturity. After such selection is made, the Series 2020 Warrants that are to be paid from such trust (including the Series 2020 Warrants issued in exchange for such Series 2020 Warrants pursuant to the transfer or exchange provisions of this ordinance) shall be identified by a separate CUSIP number or other designation satisfactory to the Paying Agent. The Paying Agent shall notify Holders whose Series 2020 Warrants (or portions thereof) have been selected for payment from such trust and shall direct such Holders to surrender their Series 2020 Warrants to the Paying Agent in exchange for the Series 2020 Warrants with the appropriate designation. The selection of the Series 2020 Warrants for payment from such trust pursuant to this section shall be conclusive and binding on the Holders, the City and the Paying Agent.

SECTION 5.3 Officers, Etc. Exempt from Individual Liability

No recourse under or upon any covenant or agreement of this ordinance, or of any Series 2020 Warrants, or for any claim based thereon or otherwise in respect thereof, shall be had against any past, present or future officer or member of the governing body of the City, or of any successor, either directly or through the City, whether by virtue of any constitution, statute or rule of law, or by the enforcement of any assessment or penalty or otherwise; it being expressly understood that this ordinance and the Series 2020 Warrants issued hereunder are solely corporate obligations, and that no personal liability whatever shall attach to, or is or shall be incurred by, any officer or member of the governing body of the City or any successor, or any of them, because of the issuance of the Series 2020 Warrants, or under or by reason of the covenants or agreements contained in this ordinance or in any Series 2020 Warrants or implied therefrom.

ARTICLE 6

The Debt Service Fund

SECTION 6.1 The Debt Service Fund

(a) There is hereby established a special fund with the Paying Agent entitled "General Obligation Refunding Warrants, Series 2020 Debt Service Fund" (herein called the "Debt Service Fund"). Money in the Debt Service Fund shall be used solely for the payment of Debt Service on the Series 2020 Warrants as the same shall become due and payable.

(b) On or before the 15th day of each February and August, beginning February 15, 2021, the City will deposit into the Debt Service Fund an amount equal to Debt Service payable on the Series 2020 Warrants on the next succeeding Warrant Payment Date. If on any Interest Payment Date the balance in the Debt Service Fund is insufficient to pay the Debt Service on the Series 2020 Warrants due and payable on such date, the City shall forthwith pay any such deficiency into the Debt Service Fund.

SECTION 6.2 Transfer of Funds The Executive Director of Finance for the City shall collect taxes, revenues and other general funds of the City available for the payment of Debt Service on the Series 2020 Warrants and shall deposit the same in the Debt Service Fund in the amounts and at the times required by Section 6.1.

SECTION 6.3 Security for Debt Service Fund Any money on deposit in the Debt Service Fund or otherwise held by the Paying Agent pursuant to this ordinance shall be impressed with a trust for the purpose for which the Debt Service Fund is created and shall, unless invested as provided herein or secured by the Federal Deposit Insurance Corporation (or any successor agency of the United States of America), be secured for the benefit of the City and the Holders of the Series 2020 Warrants either

MINUTES OF JUNE 30, 2020

(1) by holding on deposit as collateral security Federal Securities, or other marketable securities eligible as security for the deposit of public funds under regulations of the Comptroller of the Currency, having a market value (exclusive of accrued interest) not less than the amount of money being secured, or

(2) if the furnishing of security in the manner provided in the foregoing paragraph (1) is not permitted by the then applicable laws and regulations, then in such manner as may be required or permitted by the applicable State of Alabama and Federal laws and regulations respecting the security for, or granting a preference in the case of, the deposit of public funds.

SECTION 6.4 Investment of Debt Service Fund

(a) The Paying Agent shall invest or reinvest any money on deposit in the Debt Service Fund not then needed for the payment of Debt Service on the Series 2020 Warrants in Qualified Investments upon receipt of written direction from the City. All such investments must mature or be subject to redemption at the option of the Holder on or prior to the respective date or dates when cash funds will be required for purposes of the Debt Service Fund. Any investment made with money on deposit in the Debt Service Fund shall be held by or under control of the Paying Agent and shall be deemed at all times a part of the Debt Service Fund.

(b) All interest accruing on such investments and any profit realized therefrom shall be deposited in the Debt Service Fund and shall be credited to the deposits required by Section 6.1. Any losses resulting from liquidation of investments shall be charged to the Debt Service Fund and shall be added to the next ensuing deposit specified in Section 6.1. The Paying Agent shall sell and reduce to cash a sufficient portion of such investments whenever the cash balance in the Debt Service Fund is insufficient to pay Debt Service on the Series 2020 Warrants when due.

(c) Any investment of money in the Debt Service Fund may be made by the Paying Agent through its own bond department or investment department, and any certificates of deposit issued by the Paying Agent shall be deemed investments rather than deposits.

(d) Any cash balances remaining in the Debt Service Fund shall be kept continuously secured by holding on deposit as collateral security therefor Federal Securities having a market value at least equal at all times to the amount to be secured thereby, unless such cash is kept on deposit in U.S. dollar denominated deposit accounts and certificates of deposit with banks or savings associations that are qualified public depositories under Chapter 14A of Title 41 of the Code of Alabama 1975.

ARTICLE 7

Sale and Delivery of Series 2020 Warrants

SECTION 7.1 Sale of Series 2020 Warrants

(a) The Series 2020 Warrants are hereby authorized to be sold to The Frazer Lanier Company Incorporated and Hancock Whitney Investment Services, Inc. (the "Underwriters") on the terms and conditions set forth in the Definitive Terms Certificate and the Purchase Agreement.

(b) The Underwriters shall be under no duty to inquire as to the application of the proceeds of the Series 2020 Warrants. Nevertheless, such proceeds shall be held and applied solely for the purposes specified in this ordinance.

SECTION 7.2 Official Statement, Purchase Agreement, Continuing Disclosure Agreement and Other Documents

(a) The governing body of the City does hereby authorize the Mayor and the Executive Director of Finance of the City, acting with the advice and recommendation of the employees of and advisors to the City, to prepare the Purchase Agreement, the Continuing

MINUTES OF JUNE 30, 2020

Disclosure Agreement and, if required, the Escrow Agreement, and the Purchase Agreement, the Continuing Disclosure Agreement and the Escrow Agreement shall be in such form as the Mayor of the City, acting with the advice and recommendation of the employees of and advisors to the City, shall determine to be necessary or desirable in order to consummate the transactions authorized by this ordinance, the determination of the definitive form of the Purchase Agreement, the Continuing Disclosure Agreement and the Escrow Agreement by the Mayor of the City to be conclusively established by his execution of the same. Further, the governing body of the City does hereby authorize the Mayor and the Executive Director of Finance of the City, acting with the advice and recommendation of the employees of and advisors to the City, to prepare the Preliminary Official Statement, and the governing body of the City does hereby approve, authorize, ratify and confirm the distribution, on or after the date hereof, of the Preliminary Official Statement to prospective purchasers of the Series 2020 Warrants. The Preliminary Official Statement shall be in substantially the form presented at the meeting at which this Ordinance is adopted, with such additions (including, without limitation, addition of the appendices thereto) and revisions as the Mayor and Executive Director of Finance of the City shall approve. The Mayor or the Executive Director of Finance is hereby authorized to deem the Preliminary Official Statement "final" as contemplated by Rule 15c2-12 promulgated by the United States Securities and Exchange Commission. The Mayor and the Executive Director of Finance of the City are hereby authorized and directed to complete the Preliminary Official Statement (such Preliminary Official Statement as completed being herein referred to as the "Official Statement") with (i) information relating to the terms of sale of and interest rates on the Series 2020 Warrants as herein provided and as provided in the Definitive Terms Certificate, (ii) such information regarding reoffering prices or yields on the Series 2020 Warrants as shall be provided by the purchaser of the Series 2020 Warrants and (iii) such changes or additions thereto or deletions therefrom as the executing officers shall approve and shall be acceptable to the purchaser of the Series 2020 Warrants. The Mayor and the Executive Director of Finance of the City are hereby authorized and directed to date the Official Statement as of an appropriate date and to deliver the Official Statement in the name and on behalf of the City.

(b) The Series 2020 Warrants shall be sold pursuant to the Purchase Agreement. In order to provide for the sale of the Series 2020 Warrants, the Mayor of the City is hereby authorized and directed to execute and deliver the Purchase Agreement for and in the name and behalf of the City. The Purchase Agreement shall be in such form as the Mayor of the City, acting with the advice and recommendation of the employees of and advisors to the City, shall determine to be necessary or desirable in order to consummate the transactions authorized by this ordinance, the determination of the definitive form of the Purchase Agreement by the Mayor of the City to be conclusively established by his execution of the same. Notwithstanding the foregoing provisions of this paragraph, the Mayor of the City shall not execute and deliver the Purchase Agreement unless (1) the principal amount of the Series 2020 Warrants does not exceed \$7,000,000; (2) the final maturity date for the Series 2020 Warrants is not later than the final maturity date for the Refunded Warrants; (3) the interest rate for any maturity of the Series 2020 Warrants does not exceed 5%; (4) the weighted average maturity of the Series 2020 Warrants does not exceed the remaining weighted average maturity of the Refunded Warrants; (5) the period of time between the date of the Series 2020 Warrants and the first date on which the Series 2020 Warrants are subject to optional redemption is no longer than ten (10) years, and the redemption price payable on the Series 2020 Warrants in connection with any such optional redemption does not exceed the principal thereof and accrued interest thereon to the date of redemption; (6) the all-in total interest cost for the Series 2020 Warrants (that is, taking into account accrued interest, any original issue discount or original issue premium, the underwriters' discount, any premiums or fees for credit enhancement paid from proceeds of the Series 2020 Warrants, and any other costs of issuance paid from proceeds of the Series 2020 Warrants) is not greater than three percent (3%); (7) the underwriters' discount reflected in the Purchase Agreement does not exceed \$5.00 per thousand dollars of the principal amount of the Series 2020 Warrants; and (8) the net present value savings (as a percentage of the Refunded Warrants) achieved by refunding the Refunded Warrants is not less than 5.0%. The Mayor's execution and delivery of the Purchase Agreement and the Definitive Terms Certificate shall constitute his approval of the final pricing terms of the Series 2020 Warrants.

MINUTES OF JUNE 30, 2020

(c) If the Mayor shall determine, based upon advice of the Executive Director of Finance, that no governmental entity or public corporation which issues obligations “on behalf of” the City or which is a “subordinate entity” of the City, as those terms are used in Section 265(b)(3) of the Internal Revenue Code, has issued during calendar year 2020 or expects to issue during the remainder of 2020, warrants, notes or other obligations the interest on which is excludable from income for federal income tax purposes in a principal amount, including the Series 2020 Warrants, in excess of \$10,000,000, the Mayor is authorized and directed to designate the Series 2020 Warrants as “qualified tax-exempt obligations” under Section 265(b) of the Code.

(d) The Mayor or the Executive Director of Finance of the City and any person or persons designated and authorized by either of such officers to act in the name and on behalf of the City, or any one or more of them, are authorized to do and perform or cause to be done and performed in the name and on behalf of the City such other acts, to pay or cause to be paid on behalf of the City such related costs and expenses, and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, requests, demands, directions, consents, approvals, orders, applications, certificates, agreements, amendments, further assurances or other instruments or communications, under the seal of the City or otherwise, as they or any of them may deem necessary, advisable, or appropriate in order to carry into effect the intent of the provisions of this ordinance and to demonstrate the validity of the Series 2020 Warrants, the absence of any pending or threatened litigation with respect to the Series 2020 Warrants and the transactions contemplated by this ordinance, and the exemption of interest on the Series 2020 Warrants from Federal and State of Alabama income taxation.

(e) Each act of any officer or officers of the City or any person or persons designated and authorized to act by any officer of the City, which act would have been authorized by the foregoing provisions of this ordinance except that such action was taken prior to the adoption of this ordinance, is hereby ratified, confirmed, approved and adopted.

SECTION 7.3 Application of Proceeds

The proceeds from the sale of the Series 2020 Warrants shall be delivered to the Paying Agent for deposit in a clearance account and shall be applied by the Paying Agent for the purposes of paying the costs of issuance of the Series 2020 Warrants and making the required deposit to the Warrant Fund for the Series 2009C Warrants or the Escrow Account, as more specifically set forth in the Definitive Terms Certificate.

SECTION 7.4 Redemption of Series 2009C Warrants

The City hereby exercises its option to call the Series 2009C Warrants for redemption and payment in advance of their maturities. Those Series 2009C Warrants to be called for redemption in connection with the refunding of all or a portion of the Series 2009C Warrants shall be set forth in the Definitive Terms Certificate.

ARTICLE 8

Miscellaneous

SECTION 8.1 Agreement to Pay Attorneys' Fees

If the City should default under any of the provisions of this ordinance and the Holder of any Series 2020 Warrant should employ attorneys or incur other expenses for the collection of any payments due hereunder or the enforcement of performance or observance of any agreement or covenant on the part of the City herein contained, the City will (to the extent legally enforceable) on demand therefor pay to such Holder the reasonable fees of such attorneys and such other expenses so incurred.

SECTION 8.2 Provisions of Ordinance a Contract

MINUTES OF JUNE 30, 2020

The terms, provisions and conditions set forth in this ordinance constitute a contract between the City and the Holders of the Series 2020 Warrants and shall remain in effect until the Debt Service on the Series 2020 Warrants shall have been paid in full or provision for such payment has been made in accordance with Section 5.2.

SECTION 8.3 Separability Clause

If any provision in this ordinance or in the Series 2020 Warrants shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

SECTION 8.4 Governing Law

This ordinance shall be construed in accordance with and governed by the laws of the State of Alabama.

SECTION 8.5 Designation of Time for Performance

Except as otherwise expressly provided herein, any reference in this ordinance to the time of day shall mean (a) if the Book-Entry Only System is in effect, the time of day in the city where DTC maintains its place of business for the performance of its obligations under the Book-Entry Only System or (b) if the Book-Entry Only System is no longer in effect, the time of day in the city where the Paying Agent maintains its place of business for the performance of its obligations under this ordinance.

SECTION 8.6 Notices to Holders of the Series 2020 Warrants; Waiver

(a) Where this ordinance provides for notice to any Holder of a Series 2020 Warrant of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and mailed, first-class postage prepaid, to such Holder at the address of such Holder as it appears in the Warrant Register, not later than the latest date, and not earlier than the earliest date, prescribed for the giving of such notice.

(b) In any case where notice to Holders of the Series 2020 Warrants is given by mail, neither the failure to mail such notice, nor any defect in any notice so mailed, to any particular Holder shall affect the sufficiency of such notice with respect to other Holders of the Series 2020 Warrants. Where this ordinance provides for notice in any manner, such notice may be waived in writing by the person entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Holders of the Series 2020 Warrants shall be filed with the City and the Paying Agent, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

SECTION 8.7 Tax Certificate and Agreement

The City agrees that it will comply with the covenants and agreements to be made by it in the Tax Certificate and Agreement, to be executed and delivered in conjunction with the delivery of the Series 2020 Warrants.

SECTION 8.8 Amendment of Description of Uses of Series 2020 Warrant Proceeds

The City may amend or change the description of the uses of Series 2020 Warrant proceeds contained in this ordinance, provided that: (1) the governing body of the City adopts a resolution or ordinance setting forth such amendment or change, (2) the uses, as so amended or changed, are eligible for financing with proceeds of warrants issued pursuant to the Enabling Law, (3) such amendment or change will not cause the amount of the Series 2020 Warrants chargeable against the City's constitutional limitation on indebtedness to increase, and (4) such amendment or change would not cause interest on the Series 2020 Warrants to become Taxable.

SECTION 8.9 Inspection of Records

MINUTES OF JUNE 30, 2020

The City will at any and all times, upon the request of the Paying Agent, afford and procure a reasonable opportunity for the Paying Agent by its representatives to inspect any books, records, reports and other papers of the City relating to the performance by the City of its covenants in this ordinance, and the City will furnish to the Paying Agent any and all information as the Paying Agent may reasonably request with respect to the performance by the City of its covenants in this ordinance.

SECTION 8.10 Amendments to Ordinance Not to Affect Tax Exemption

No amendment may be made to this ordinance or the Series 2020 Warrants unless the Paying Agent receives a Favorable Tax Opinion.

SECTION 8.11 Repeal of Conflicting Provisions

All resolutions, ordinances and orders or parts thereof in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

SECTION 8.12 Effect of Headings and Table of Contents

The article and section headings herein and in the table of contents are for convenience only and shall not affect the construction hereof.

SECTION 8.13 Remedies

In the event that the City should default in the payment of the principal of or interest on the Series 2020 Warrants, or should fail to comply with any of the other covenants and agreements contained in this ordinance, the Holders of the Series 2020 Warrants shall be entitled to exercise all available remedies under the laws of the State of Alabama, whether in law or at equity.

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 40-466 – 60-478, being introduced for the first time, the motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

FIX THE COSTS FOR DEMOLITION OF THE STRUCTURE AT 605 PATTON AVENUE, \$2,549.00 (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-466-2020

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002,affording to all persons an opportunity to be heard concerning the demolition of the structure at 605 Patton Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 605 Patton Avenue to be \$2,549.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost

MINUTES OF JUNE 30, 2020

of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,549.00 shall constitute a special assessment against the property at 605 Patton Avenue and being that property more particularly described as follows:

LOTS 5 & 6 ELK 3 DIXIE PARK MBK 3/273 #SEC 25 T4S RIW #MP29 07 25 0 002

Parcel No. 29 07 25 0 002 046.XXX

Owner PERKINS CHARLES A & VILETTA
520 PATTON AVE
MOBILE AL 36603

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson Small, Williams, Daves, Rich and Gregory
Nays: none

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1759 WATERFORD STREET, \$2,200.00 (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-467-2020

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1759 Waterford Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 1759 Waterford Street to be \$2,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,200.00 shall constitute a special assessment against the property at 1759 Waterford Street and being that property more particularly described as follows:

MINUTES OF JUNE 30, 2020

LOT 1 IN BLK 9 OF TOULMIN TRT DBK 112 NS PG 175 SD PPTY BEING LOCATED ON SE COR OF WATERFORD & AMSTERDAM STREETS HAVING A FRONT OF 56 FT ON WATERFORD ST BY A DEPTH OF 136 FT ON AMSTERDAM ST HAVING THE SAME WIDTH IN REAR AS IN FRONT. BEING THE SAME PPTY CONVEYED TO CELESTE MALONE BY DEED REC IN DBK 139 NS PG 485 #SEC 28 T4S RIW #MP29 10 28 4 002

Parcel No. 29 10 28 4 002 036.XXX

Owner MURPHY BARBARA
1710 WATERFORD STREET
MOBILE AL 36605-1742

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: none

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1462 FAIRFIELD STREET, \$2,200.00 (DISTRICT 3). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-468-2020

Sponsored by: Councilmember Small

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1462 Fairfield Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 1462 Fairfield Street to be \$2,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,200.00 shall constitute a special assessment against the property at 1462 Fairfield Street and being that property more particularly described as follows:

LOT 30 FAIRFIELD SUB MBK 5 P 635-636 #SEC 36 T4S RIW #MP29 11 36 0 005

Parcel No. 29 11 36 0 005 039.XXX

MINUTES OF JUNE 30, 2020

Owner SYLVESTER CHARLENA K
1215 HOUSTON ST
MOBILE AL 36606

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson Small, Williams, Daves, Rich and Gregory
Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2905 SHERWOOD DRIVE SOUTH, \$7,600.00 (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 04-469-2020

Sponsored by: Councilmember Richardson

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 2905 Sherwood Dr S and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 2905 Sherwood Drive S to be \$7,600.00 and the City Council, having received the report and heard all objections which have been raised by any of the Interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and In all respects should be confirmed;

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

Section 1. The amount of \$7,600.00 shall constitute a special assessment against the property at 2905 Sherwood Drive S. and being that property more particularly described as follows:

LOT 8 BLACKSHER DOWNS SUB MBK 6 P 91 #SEC 19 T4S RIW #MP29 08 19 1 001

Parcel No. 29 08 19 1001107.XXX

Owner GUARDIAN TAX AL LLC
13575 LYMAN DR
OMAHA NE 68138

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

MINUTES OF JUNE 30, 2020

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2918 BERKLEY AVENUE, \$4,200.00 (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-470-2020

Sponsored by: Councilmember Richardson

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 2918 Berkley Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 2918 Berkley Avenue to be \$4,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$4,200.00 shall constitute a special assessment against the property at 2918 Berkley Avenue and being that property more particularly described as follows:

LOT 11 BLK D BOOKER T WASHINGTON GARDENS MBK 4 P 208 #SEC 44 T4S RIW #MP29 02 44 0 010

Parcel No. 29 02 44 0 010 033.XXX

Owner POWELL RUFUS E & SHENEQUA E HARRIS
35 RAMBLEOAK CIRCLE
SACRAMENTO CA 95831-3805

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

MINUTES OF JUNE 30, 2020

Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 507 YUKERS STREET, \$2,000.00 (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-471-2020

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 507 Yukers Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 507 Yukers Street to be \$2,000.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,000.00 shall constitute a special assessment against the property at 507 Yukers Street and being that property more particularly described as follows:

LOT 4 DOSS S/D MBK 76/85 #SEC 44 T4S RIW #MP29 02 44 0 030

Parcel No. 29 02 44 0 030 047.004

Owner BUCHANON KELVIN W
1013 OLD SHELL RD
MOBILE AL 36604

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 2058 KENTWOOD LANE, \$6,700.00 (DISTRICT 3). The following resolution was introduced by Councilmember Rich.

MINUTES OF JUNE 30, 2020

RESOLUTION: 40-472-2020

Sponsored by: Councilmember Small

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 2058 Kentwood Lane and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 2058 Kentwood Lane to be \$6,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$6,700.00 shall constitute a special assessment against the property at 2058 Kentwood Lane and being that property more particularly described as follows:

LOT 12-C BLK 2 ACC TO R^SUR VEY OF SUB OF LOTS 6 8t 7 BLK 1 & LOT 1112 & 15 BLK 2 OF ADD TO FORREST PARK SUB MBK 3 P 237-238 RESUB BEI REC MBK 4 PGS 248-249 #SEC 34 T5S RIW ##MP32 04 34 0 004

Parcel No. 32 04 34 0 004 075.XXX

Owner STATE OF ALABAMA
MONTGOMERY AL 36130

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 3061 PLEASANT VALLEY ROAD \$2,450.00 (DISTRICT 4). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-473-2020

Sponsored by: Councilmember Williams

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 3061 Pleasant Valley Road and, the City Council of the City of Mobile having held such public hearing in connection therewith;

MINUTES OF JUNE 30, 2020

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 3061 Pleasant Valley Road to be \$2,450.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,450.00 shall constitute a special assessment against the property at 3061 Pleasant Valley Road and being that property more particularly described as follows:

BEG AT THE NE COR OF LOT 3A SHADY BROOK GARDENS S/D MBK 3 PGS 192-194 TH S 89 DEG 47 MIN 41 SEC W ALG THE S/L OF PLEASANT VALLEY RD 70 FT TO A PTH RUN S GO DEG 01 MIN 09 SEC E 120 FT TO A PTH RUN N 89 DEG 59 MIN 57 SEC W 29.96 FTH RUNS 00 DEG 01 MIN 09 SEC E 44 FTH N 89 DEG 53 MIN 38 SEC E 99.84 FT TO APT TH RUN N 00 DEG 08 MIN 52 SEC E 164 FT TO POB #SEC 51 T4S RIW #MP29 09 51 0 005

Parcel No. 29 09 510 005 024.XXX

Owner MURRAY BONNIE FAYE LEWIS & HAROLD EVA MURRAY
3061 PLEASANT VALLEY RD
MOBILE AL 36606

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson Small, Williams, Daves, Rich and Gregory
Nays: none

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

FIX THE COSTS FOR THE SECURING OF THE STRUCTURE AT 406 BOOKER STREET, \$3,000.00 (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-474-2020

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the securing of the structure at 3061 Pleasant Valley Road and, the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the securing of the structure at 3061 Pleasant Valley Road to be \$2,450.00 and the City Council, having received the report and heard all

MINUTES OF JUNE 30, 2020

objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,450.00 shall constitute a special assessment against the property at 3061 Pleasant Valley Road and being that property more particularly described as follows:

BEG AT THE NE COR OF LOT 3A SHADY BROOK GARDENS S/D MBK 3 PGS 192-194 TH S 89 DEG 47 MIN 41 SEC W ALG THE S/L OF PLEASANT VALLEY RD 70 FT TO A PTH RUN S GO DEG 01 MIN 09 SEC E 120 FT TO A PTH RUN N 89 DEG 59 MIN 57 SEC W 29.96 FTH RUNS 00 DEG 01 MIN 09 SEC E 44 FTH N 89 DEG 53 MIN 38 SEC E 99.84 FT TO APT TH RUN N 00 DEG 08 MIN 52 SEC E 164 FT TO POB #SEC 51 T4S RIW #MP29 09 51 0 005

Parcel No. 29 09 510 005 024.XXX

Owner MURRAY BONNIE FAYE LEWIS & HAROLD EVA MURRAY
3061 PLEASANT VALLEY RD
MOBILE AL 36606

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the securing of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

Ayes: Richardson Small, Williams, Daves, Rich and Gregory
Nays: none

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

ADD DAVIS OUTDOOR SERVICES, LLC TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 58-475-2020

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of Mobile, Alabama, on February 28, 1990 adopted Ordinance No. 24-014, entitled "AN ORDINANCE AMENDING ORDINANCE NUMBER 24-074 ADOPTED JULY 5, 1988, PROVIDING THAT CERTAIN WEEDS AND DEBRIS WITHIN THE CITY OF MOBILE CONSTITUTE A PUBLIC NUISANCE; ABATEMENT AND PRIVATIZATION PROCEDURES; ASSESSMENT, COLLECTION AND ENFORCEMENT PROCEDURES; and

WHEREAS, Article III, Section III, of said Ordinance provided that a "rotation list" of private contractors be established to abate properties declared public nuisances; and

MINUTES OF JUNE 30, 2020

WHEREAS, the following company has complied with all requirements of said Ordinance, and all documentation required by said Ordinance is on file in the Lot Cleaning Division of the Municipal Enforcement Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, THAT Davis Outdoor Services, LLC be added to the rotation list for utilization by the City of Mobile to abate properties declared as public nuisances.

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

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

Nays: none

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

ADD RESTORED FOUNDATION, LLC TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Rich

RESOLUTION: 58-476-2020

Sponsored by: Mayor Stimpson

WHEREAS, the City Council of Mobile, Alabama, on February 28, 1990 adopted Ordinance No. 24-014, entitled "AN ORDINANCE AMENDING ORDINANCE NUMBER 24-074 ADOPTED JULY 5, 1988, PROVIDING THAT CERTAIN WEEDS AND DEBRIS WITHIN THE CITY OF MOBILE CONSTITUTE A PUBLIC NUISANCE; ABATEMENT AND PRIVATIZATION PROCEDURES; ASSESSMENT, COLLECTION AND ENFORCEMENT PROCEDURES; and

WHEREAS, Article III, Section III, of said Ordinance provided that a "rotation list" of private contractors be established to abate properties declared public nuisances; and

WHEREAS, the following company has complied with all requirements of said Ordinance, and all documentation required by said Ordinance is on file in the Lot Cleaning Division of the Municipal Enforcement Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, THAT Restored Foundation, LLC be added to the rotation list for utilization by the City of Mobile to abate properties declared as public nuisances.

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

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

Nays: none

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

DECLARE WEEDS NOXIOUS, WEED LIEN GROUP 1605. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 58-477-2020

A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF

MINUTES OF JUNE 30, 2020

THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES.

WHEREAS, a survey has been made to determine the properties upon which or in front of which noxious or dangerous weeds are growing and the agents or employees of the City of Mobile have obtained the legal description of parcels of property in the City of Mobile upon which or in front of which such weeds are growing, and it has been determined to follow the provisions of Act No. 329 of the Legislature of the State of Alabama, approved on April 28, 1988, and to have caused such weeds to be cut or otherwise abated as public nuisances:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE AS FOLLOWS:

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as Group #1605 under the caption "NOXIOUS OR DANGEROUS WEEDS GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above described parcels of property shall be abated by the removal of such noxious or dangerous weeds or they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the 4th day of August, 2020, at ten thirty a.m., for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile; and it is directed that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS," such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

MINUTES OF JUNE 30, 2020

WEED LIEN						
1605						Res. No.
6/30/2020	LOTS TO BE DECLARED					58-
8/3/2020	LOTS FOR PUBLIC HEARING					58-
//2020	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	254 Roper St	2791	5705		2	
2	4241 Furman Dr	3070	5706		4	
3	666 Stimrad Rd (VL)	3578	5791		2	
4	351 Rylands St	3604	5792		2	
5	400 Terrell St (VL)	4871	5885		2	
6	311 N Ann St	3779	5795		2	
7	1811 St. Charles St	3645	5796		1	
8	610 Cedar Ave	4193	5797		2	
9	614 Cedar Ave	4195	5798		2	
10	1510 Driftwood Dr N	1894	5800		3	
11	606 Cedar Ave	4188	5065		2	
12	1955 Butler St (VL)	4744	5801		1	
13	1619 Roach St (VL)	4818	5803		1	
14	707 Marine St (VL)	4643	5804		2	
15	2102 Agate St	4672	5884		2	
16	2201 Dekruif Ct	4254	5807		1	
17	475 Ridge Rd E	4252	5808		1	
18	2715 Betbeze St	4537	5809		1	
19	300 Durande Dr	2941	5810		5	
District total for this group		Numbers of lots cut				
1	6		1			
2	10		2			
3	1		3			
4	1		4			
5	1		5			
6	0		6			
7	0		7			
	19		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

Ayes: Richardson Small, Williams, Daves, Rich and Gregory
Nays: none

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

APPROVE AWARD OF SPECIAL BONUS TO THE JUNE 2020 FIREFIGHTER OF THE MONTH, FIRE SERVICE CAPTAIN CHARLES B. ANDREWS. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-478-2020

Sponsored by Mayor Stimpson

MINUTES OF JUNE 30, 2020

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

June 2020 – Fire Service Captain Charles B. Andrews (Emp #13511)

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 Assistant City Clerk; whereupon Councilmember Rich moved the resolution be adopted, which was seconded by Councilmember Daves and the vote was as follows.

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

Nays: none

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

CIP RESOLUTIONS BEING INTRODUCED.

AUTHORIZE CONTRACT WITH MCELHENNEY CONSTRUCTION COMPANY, LLC FOR STREET RECONSTRUCTION FOR LITTLE FLOWER AVENUE, \$472,745.05. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 21-479-2020

Sponsored by: Councilmember Manzie and Mayor Stimpson

WHEREAS, bids for street resurfacing for district 2 was received and opened on May 27, 2020.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from McElhenney Construction Company, LLC, in the amount of \$472,745.05

WHEREAS, the City Council finds that the lowest responsible bid was submitted by McElhenney Construction Company, LLC.

NOW, THEREFORE, 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, respectfully, for and on behalf of the City of Mobile, a contract with the company listed below for work that is outlined in the contract attached hereto and made a part hereof as through set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: McElhenney Construction Company, LLC

Project Name: Little Flower Avenue

Project Number: 2016-3005-09

Amount: \$472,745.05

AUTHORIZE CHANGE ORDER #1 WITH YOUNGBLOOD-BARRETT CONSTRUCTION & ENGINEERING, LLC FOR DOG RIVER PARK IMPROVEMENTS – PHASE 2-RENOVATIONS AND NEW RESTROOM, \$139,795.09. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 13-480-2020

MINUTES OF JUNE 30, 2020

Sponsored by: Councilmember Williams 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, respectfully, for and on behalf of the City of Mobile, Change Order No. one (1) to the Contract with Youngblood-Barrett Construction & Engineering, LLC whereby the sum of \$139,795.09 is added to the original contract amount. A copy of said change order is on file in the office of the City Clerk.

Project Name: Dog River Park Improvements – Phase 2
Renovations and New Restroom
2459 Dog River Drive North, Mobile, Alabama 36605
PR-116B-17

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH PC SPECIALISTS, INC., DAB TECHNOLOGY INTEGRATION GROUP, FOR COMPUTER NETWORK SECURITY ARCHITECTURE AND CONFIGURATION, \$50,000.00. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 01-481-2020

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 Agreement by and between the City of Mobile and PC Specialists, Inc., d/b/a Technology Integration Group, for expert remote and onsite engineering support and advisory recommendations on computer network security architecture and configuration, for the period July 7, 2020, through July 6, 2021, in an amount not to exceed \$50,000, 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 PURCHASE ORDER TO SUNBELT FIRE INC. FOR 185 PAIRS OF FIREFIGHTER BOOTS, \$73,815.00. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 08-482-2020

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>13226</u>	2020	(1510) FIRE ADMINISTRATION	185 PAIRS OF FIREFIGHTER LEATHER PULL ON BOOTS (SEALED BID 5387)	\$73,815.00	(198904) <u>SUNBELT FIRE INC</u>

MINUTES OF JUNE 30, 2020

AUTHORIZE CONTRACT WITH TINDLE CONSTRUCTION LLC FOR MOBILE CIVIC CENTER-THEATER PLASTER REPAIRS, \$55,550.00. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 21-483-2020

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, respectfully, 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 is 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: Tindle Construction LLC

Project Name: Mobile Civic Center – Theater Plaster Repairs

Project Number: CC-037-20

Amount: \$55,555.00

AUTHORIZE CONTRACT WITH WATERMARK DESIGN GROUP, LLC FOR FIRE TRAINING CENTER-ADMINISTRATIVE/CLASSROOM BUILDING DESIGN, \$54,000.00. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 21-484-2020

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: Watermark Design Group, LLC

Project Name: Fire Training Center – Administration/Classroom Building Design

Project Number: FD-068-20

Amount: \$54,000.00

CHANGE THE NAME OF LADD-PEEBLES STADIUM TO “LADD-PEEBLES SPORTS & ENTERTAINMENT COMPLEX”. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 46-485-2020

Sponsored by: Councilmembers Manzie and Williams

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that pursuant to Rule 584-X-1-.03(4)(b) of the Committee on Alabama Monument Protection, as authorized by Section 8 of Alabama Legislative Act 2017-354, the name of “Ladd-Peebles Stadium,” as adopted by 1998 City Council Resolution No. 46-332, is hereby modified and changed to: “Ladd-Peebles Sports & Entertainment Complex.”

MINUTES OF JUNE 30, 2020

APPROVE RECOMMENDATION TO SELL EAST I-65 SERVICE ROAD NORTH PROPERTY. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 60-486-2020

Sponsored by: Councilmember Richardson and Mayor Stimpson

WHEREAS, the City of Mobile owns property along East I-65 Service Rd. N. (the subject property), vacant land: Key number 710216, totaling 28 ± acres; and

WHEREAS, the City is not utilizing the property, with the current zoning being light industry (I-1); and

WHEREAS, the City would benefit from a sale of the property under favorable terms and conditions;

NOW, THEREFORE, the City Council of the City of Mobile hereby RESOLVES:

That it does not object to offering the subject property for sale. In the event that the City receives an offer to purchase under favorable terms and conditions, the purchase agreement will be presented to the Council for consideration, and the Council may, if it deems appropriate, adopt an ordinance declaring the property not needed for public purpose and authorizing the execution of the purchase agreement.

REQUEST MAYOR TO CONSIDER THE POSSIBILITY OF PROVIDING SUPPLEMENTAL BONUSES OR HAZARD PAY TO FRONT-LINE CITY EMPLOYEES ENGAGING IN DIRECT CONTACT WITH THE PUBLIC DURING COVID-19 PANDEMIC. The following resolution was held over until the regular meeting of Tuesday, July 7, 2020.

RESOLUTION: 60-487-2020

Sponsored by: Councilmembers Manzie & Rich

WHEREAS, the City of Mobile, the State of Alabama and the United States are in the midst of a pandemic, to-wit: a novel coronavirus, known as COVID-19, the extent, severity and duration of which" has yet to be determined; and,

WHEREAS, citizens of this city, state and county have been urged to stay at home, to separate, and to sanitize, in order to slow the progression of this pandemic and the danger to such citizens, including death; and,

WHEREAS, front-line City of Mobile employees such as police, firemen, and public works employees are vital and necessary to the continued functioning of the City and are unable to work from home and must interact directly with the public on a daily basis at risk to themselves and their families above and beyond that which is ordinarily required; and,

WHEREAS, the City Council believes that these front-line workers should receive hazard pay or compensation for their ongoing vital service to the City of Mobile.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Mobile urges and requests that the Mayor consider the possibility and financial impact of providing either supplemental bonuses or hazard pay of time-and-a-half to front-line City of Mobile employees engaging in direct contact with and providing direct services to the public during and for the period this COVID-19 pandemic continues to affect the City of Mobile, and further urges and requests that the Mayor recommend and propose a resolution with appropriate budgeting provisions to the City Council in order to implement such measures.

CALL FOR PUBLIC HEARINGS

MINUTES OF JUNE 30, 2020

CALL FOR A SPECIAL MEETING OF THE CITY COUNCIL TO DISCUSS MATTERS RELATING TO THE MOBILE POLICE DEPARTMENT POLICIES AND PROCEDURES (SCHEDULED FOR JULY 9, 2020, AT 4:00 P.M.). The following resolution was introduced by Councilmember Daves.

BE IT RESOLVED by the City Council of the City of Mobile that a Special Meeting of the Council is hereby called and will take place on Thursday, July 9, 2020, at 4:00 p.m., in the Government Plaza Auditorium, Mobile, AL, for the sole purpose of discussing matters relating to Mobile Police Department policies and procedures on the following topics, to-wit:

- ☐ Use of lethal force.
- ☐ Restraint techniques, including neck or choke holds.
- ☐ Crisis intervention.
- ☐ De-escalation tactics.
- ☐ Body cameras.
- ☐ No-knock warrants.

BE IT FURTHER RESOLVED that the agenda for said meeting shall be as follows:

1. Call to Order.
2. Invocation.
3. Pledge of Allegiance.
4. Roll Call.
5. Statement of Rules.
6. Communications to the Council by Citizens.
7. Comments from the Mayor and/or Administration.
8. Comments from the Council.

BE IT FURTHER RESOLVED that the rules for Communications to the Council by Citizens for this Special Meeting shall be as follows:

- ☐ Communications shall be restricted to the topics set forth in this Resolution.
- ☐ Speakers must be residents of the City of Mobile and state their name and address.
- ☐ Speakers will be restricted to two (2) minutes total each.
- ☐ The purpose of this meeting is for the Council to gather information – thus, questioning of the Council, Mayor or Mayor's staff by Speakers is not allowed.
- ☐ Speakers shall not make statements towards individual Council Members, the Mayor, or the Mayor's staff.
- ☐ Speakers must submit a written request to speak to the City Clerk no later than 12:00 p.m. on July 9, 2020.

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as July 9, 2020.

ANNOUNCEMENTS:

No announcements.

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

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

Nays: None

MINUTES OF JUNE 30, 2020

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 2:48 p.m.

Adopted:

COUNCIL VICE PRESIDENT

ASSISTANT CITY CLERK