

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 24, 2022

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, May 24, 2022, at 9:00 a.m.

Present:

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

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

Approved:



COUNCIL PRESIDENT


CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 24, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, May 24, 2022, at 10:30 a.m., in the regular meeting.

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

Bishop Reginald T. White, The Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Small asked for a moment of silence in memoriam of Bowdoin Atchison, son of Jim Atchison, City Council Attorney.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of May 10, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson announced that the splash pads in city parks are now open.

Mayor Stimpson shared that Friday Night Live will be held at Cooper Riverside Park at 6:00 p.m.

Mayor Stimpson reported that the City of Mobile has \$50 million in operating/capital surplus.

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Mayor Stimpson presented a medal for “Exceptional Performance” to Mary Ann Merchant, Assistant City Clerk, for serving 45 years with the City of Mobile.

PRESENTATION BY THE COUNCIL:

Councilmembers Small and Gregory read a Proclamation proclaiming May 24, 2022, as “Mary Ann Merchant Day” in Mobile.

PRESENTATION TO THE COUNCIL:

Lisa C. Lambert, City Clerk, read a Proclamation proclaiming May 24, 2022, as “Happy Retirement Day” and presented a key to the City to Mary Ann Merchant, Assistant City Clerk.

ADOPTION OF THE AGENDA:

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

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

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 2620 HALLS MILL ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2620 Halls Mill 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 later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 801 1/2 KENTUCKY STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 801 1/2 Kentucky Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 62, 88, 100 AND 116 HILLCREST ROAD FROM R-1 AND LB-2 TO B-2 (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 62, 88, 100, and 116 Hillcrest Road from R-1 and LB-2 to B-2 and asked if there was anyone present to speak for or against this matter.

Annie Daniel, 2167 Goode Street, expressed her concerns about the demolition.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None

NON-AGENDA ITEMS:

1. Reverend David Clark, Visit Mobile, One South Water Street, provided the Tourism Economic Impact Report from the State Tourism Department.
2. Barbara Cadell, 1321 Dauphin Street, urged the Council to move forward with the racial polarization study.

THE FOLLOWING SPOKE REGARDING THE REDISTRICTING OF COUNCIL DISTRICTS:

1. Reverend David Edwards, 670 Fisher Street
2. Titus Thorn, 110 South Bayou Street

ORDINANCES HELD OVER:

REZONE PROPERTY LOCATED AT THE EAST SIDE OF HILLCREST ROAD, 326' + OF OLD SHELL ROAD, FROM B-2 TO R-1. The following ordinance, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-029-2022

Sponsored by: Councilmember Jones

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

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

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

BEGINNING AT A POINT 25 FEET EAST OF THE WEST LINE OF SECTION 21, TOWNSHIP 4 SOUTH, RANGE 2 WEST, AND 410 FEET SOUTH OF THE SOUTH LINE OF TANNER WILLIAMS ROAD RIGHT OF WAY FOR THE POINT OF BEGINNING; THENCE RUN DUE SOUTH 104.36 FEET; THENCE DUE EAST 392.72 FEET; THENCE DUE NORTH 104.36 FEET; THENCE DUE WEST 392.72 FEET TO THE POINT OF BEGINNING

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

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Residential District until all of the conditions set forth below have been complied with: (1) completion of the subdivision process; and (2) full compliance with all municipal codes and ordinances.

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

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

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

Nays: None

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

CONSENT RESOLUTIONS HELD OVER:

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1624. The following resolution, which was introduced and read at the regular meeting of May 10, 2022, and held over until the regular meetings of May 17 & 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 58-394-2022

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth In full and known as Weed Lien Group 1624 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and It shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

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WEED LIEN						
1624						Res. No.
1/18/2022	LOTS TO BE DECLARED					58-055
2/22/2022	LOTS FOR PUBLIC HEARING					58-183
6/10/2022	LOTS TO BE ASSESSED FOR COST					58-
No.	Address	SRO No.	CASE #	Amount Assessed	Dis	N/A
1	1810 Ogburn Ave	14239	15763	\$ 50.00	3	CBO
2	5014 Perin Rd	14361	15765	\$ 50.00	4	CBO
3	1355 Linwood Dr	13485	15766	\$ 50.00	3	CBO
4	908 Emelda Dr	13483	15767	\$ 197.34	4	
5	1062 State St	15089	15768	\$ 50.00	2	CBO
6	1818 Indian Creek Dr S	14044	15769	\$ 50.00	2	CBO
7	11 S Pine St	11187	15770	\$ 186.76	2	
8	2319 Wolfridge Rd	12962	15771	\$ 581.43	1	
9	1403 McArthur St	13769	15772	\$ 182.00	3	
10	0 James Finely Dr F/k/a Dixie St	15119	15773	\$ 182.00	1	
	Parcel No. (29 07 42 0 001 544.005)					
11	1163 Kentucky St	14606	15775	\$ 322.88	3	
12	713 Glenwood St	14775	15776	\$ 182.00	2	
13	1107 Sutton Ave	14820	15777	\$ 182.00	3	
14	1462 Fairfield St	14827	15778	\$ 207.00	3	
15	1416 Pine Grove	14224	15779	\$ 50.00	1	CBO
16	2765 Faure Dr S	13593	15780	\$ 50.00	4	CBO
17	2358 Demetropolis Rd	14839	15781	\$ 231.01	4	
18	3404 Fairfield Rd	15021	15782	\$ -	3	UDL
19	501 Bel Air Blvd	15059	15783	\$ 50.00	5	CBO
20	1559 California St	15265	15784	\$ 185.00	2	
				\$ 3,039.42		
District total for this group		Numbers of lots cut				
1	3	1	2			
2	5	2	3			
3	7	3	4			
4	4	4	2			
5	1	5	0			
6	0	6	0			
7	0	7	0			
	20		11			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

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

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

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO KIG VEHICLE CONCEPTS FOR THREE CHEVROLET TAHOES; \$206,799.98. The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-444-2022

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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>4837, 5795, 5796</u>	2022	(F7000) MOTOR POOL	3 2022 CHEVROLET TAHOE LT 4X2 SUVS FOR MPD ADMIN; 1 2020 CHEVROLET TAHOE RST 4X4 SUV FOR MPD CYBER (SEALED BID 5669)	\$206,799.98	<u>(297166) KIG VEHICLE CONCEPTS LLC</u>

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

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

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

APPROVE PURCHASE ORDER STIVERS FORD LINCOLN, INC. FOR FORD F150 CREW CAB PICK-UP TRUCK; \$31,347.00; MOTOR POOL. The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-445-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9458</u>	2022	(F7000) MOTOR POOL	2022 FORD F150 4X4 CREW CAB PICKUP TRUCK FOR MOTOR POOL/ENGINEERING DEPT (AL STATE CONTRACT)	\$31,347.00	<u>(292393) STIVERS FORD LINCOLN INC</u>

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

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

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

APPROVE PURCHASE ORDER TO SHAW CONTRACT FLOORING SERVICES, INC. FOR SYNTHETIC TURF AT MATTHEWS PARK BASEBALL FIELD; \$494,934.00. The following resolution, which was introduced and read at the regular meeting of May 17,

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2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-446-2022

Sponsored by: Councilmembers Reynolds & Daves and 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>9684</u>	2022	(3032) ARCHITECTURAL ENGINEERING	SYNTHETIC TURF FOR MATTHEWS PARK BASEBALL FIELD (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	\$494,934.00	<u>(293037) SHAW CONTRACT FLOORING SERVICES INC</u>

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

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

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

APPROVE PURCHASE ORDER TO MUSCO SPORTS LIGHTING, LLC FOR REPAIRS TO DAMAGED FIELD LIGHTING AT MEDAL OF HONOR PARK; \$29,160.00. The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-447-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9436</u>	2022	(3035) FACILITY MAINTENANCE	REPAIRS TO LIGHTNING-DAMAGED FIELD LIGHTING AT MEDAL OF HONOR PARK (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	\$29,160.00	<u>(278697) MUSCO SPORTS LIGHTING LLC</u>

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

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

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

APPROVE PURCHASE ORDER TO SOUTHERN LIGHTING AND TRAFFIC SYSTEMS FOR 30 CONCRETE LIGHT POLE FOUNDATIONS; \$37,500.00. The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-448-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7765</u>	2022	(2062) ELECTRICAL	30 PRECAST CONCRETE LIGHT POLE FOUNDATIONS (SEALED BID 5673)	\$37,500.00	<u>(278464)</u> <u>SOUTHERN</u> <u>LIGHTING &</u> <u>TRAFFIC</u> <u>SYSTEMS</u>

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

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

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

APPROVE PURCHASE ORDER TO BLUE PLANET AVL FOR SPOTLIGHTS AND LAMPS FOR THE SAENGER THEATRE; \$32,486.00. The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-449-2022

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3681</u>	2022	(2590) GRANT MANAGEMENT	2 LYCIAN 1290 XLT SPOTLIGHTS WITH 2000W XENON LAMPS FOR SAENGER THEATRE (SEALED BID 5670)	\$32,486.00	<u>(297798) BLUE PLANET AVL</u>

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

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

Nays: None

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

APPROVE TRANSFER OF FUNDS FROM THE GENERAL FUND TO CAPITAL IMPROVEMENTS FUND TO BE USED FOR THE RESILIENCE ASSESSMENT AND PLAN (\$450,000.00 TOTAL). The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-450-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the total sum of \$450,000.00 be transferred from the General Fund (Fund 1000) as follows: \$300,000.00 from Electrical Salaries (10042062.40010), \$25,000.00 from Planning & Zoning Salaries (10043044.40010), and \$125,000 from Row & Land Disturbance Salaries (10045540.40010) to the Capital Improvements Fund (2000); Capital Project C0710 Resilience Assessment and Plan to be used for the Resilience Assessment and Plan as requested by the Chief Resilience Officer.

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

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

Nays: None

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

UPDATE THE AMERICAN RESCUE PLAN ACTION PLAN TO INCLUDE REDEVELOPMENT FOR AFFORDABLE HOUSING (PROPERTY LOCATED AT 165 DAUPHINS STREET); \$8,000,000.00 TOTAL LOAN AMOUNT (\$24,000,000.00 FROM OTHER SOURCES). The following resolution, which was introduced and read at the regular meeting of May 17, 2022, and held over until the regular meeting of May 24, 2022, was called up by the Presiding Officer.

RESOLUTION: 31-451-2022

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives direct grant funds from the United States Department of Housing and Urban Development (HUD) through the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Programs

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authorized by Title I of the Housing and Community Development Act of 1974 and Title II of the Cranston-Gonzalez National Affordable Housing Act, respectively and as amended; and

WHEREAS, the City of Mobile receives direct grant funds from the United States Department of Treasury (Treasury) through the American Rescue Plan (ARP), under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Treasury has published its Final Rule for eligibility of program expenses which include HOME rules and regulations as safe harbor for affordable housing development expenses; and

WHEREAS, the HOME rules and regulations to be used as safe harbor for affordable housing development expenses shall include a minimum of 20 years restriction to any HOME or ARP unit within the development requiring that it remain affordable utilizing HUD income and rent limits released annually to the participating jurisdictions; and

WHEREAS, the HOME rules and regulations to be used as safe harbor for affordable housing development expenses shall also include annual property and records inspections for housing quality standards, code compliance, and project financial viability; and

WHEREAS, the City of Mobile published an affordable housing developer Request for Proposals on October 6, 2021 which announced multiple funding availabilities including CDBG, HOME, and ARP; and

WHEREAS, the City of Mobile has received a proposal from Gulf Coast Housing Partnership, Inc. that meets multiple criteria including those related to being a qualified developer, being near shovel-ready, elimination of blight, leverage of other funds, historic preservation, workforce housing, economic impact, and the goal of the HUD Office of Fair Housing and Equal Opportunity to increase dedicated affordable housing in high opportunity areas.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated to reflect the project located at 165 Dauphin Street Mobile, AL with an estimated overall cost of

The resolution was read by the City Clerk; whereupon Councilmember Penn moved that the resolution be held over until the regular meeting of June 7, 2022, which was seconded by Councilmember Gregory. Following comments by Councilmembers Jones & Carroll and James Barber, Chief of Staff, the vote was as follows:

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

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

ORDINANCES BEING INTRODUCED:

ORDINANCE TO AMEND CHAPTER 6 OF THE MOBILE CITY CODE “AMBULANCES AND OTHER MEDICAL TRANSPORTATION.” The following ordinance was held over until the regular meeting of May 31, 2022.

ORDINANCE: 06-030-2022

Sponsored by: Mayor Stimpson

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

SECTION I: Chapter 6 of the Mobile City Code is hereby amended to read, in its entirety, as follows:

Chapter 6 – AMBULANCES AND OTHER MEDICAL TRANSPORTATION

ARTICLE I. IN GENERAL

Sec. 6-1, Purpose.

In order to lessen congestion caused by emergency vehicles on the public streets, to facilitate the prompt dispatch of emergency ambulances when needed to protect life and health, and to further promote health, safety and welfare of its citizens, it is hereby declared that the city designates the city fire department as the advanced life support/emergency ambulance provider for all 911 calls within the city limits pursuant to the procedures hereinafter stated. After careful consideration in order to lessen congestion by emergency vehicles on the public streets, to secure safety of pedestrians and vehicles using the public streets and thoroughfares, and additionally because the public necessity requires that such regulations be adopted to preserve and enforce the health, safety and welfare, and the good order and security of the city and its inhabitants, the rules and regulations of private ambulances and municipal emergency ambulances in the city as set out herein are hereby established by the city council exercising sound legislative judgement.

(Ord. No. 06-050, Art.I,7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-2. Definitions.

For the purpose of this chapter, the following words, terms, phrases and their derivations shall have the meanings respectively ascribed thereto by this article:

Advanced life support /AI5) shall mean the provision of life saving, stabilizing and supportive emergency medical procedures by firemedics and paramedics that are complex and invasive in nature.

Alabama Gulf Emergency Medical Services Inc. (AGEMS) shall mean the regional EMS committee as mandated by state law.

Ambulance shall mean any motor vehicle constructed, reconstructed, arranged, equipped or used for the purpose of transporting ill, sick, injured or individuals in need of or requesting medical attention.

Ambulance call shall mean the act of proceeding with an ambulance for the purpose of transporting any patient for compensation.

(1) Emergency shall mean a response to a call in which it is believed that the imminent loss of life or limb will result. To be accomplished with use of all warning devices and lights.

(2) Urgent shall mean a response to a call which does not require the use of all haste but does need to be achieved expeditiously. Warning devices may be used judiciously.

(3) Nonemergency shall mean a response that does not require the use of warning devices including, but not limited to interhospital transfers, discharges to home, visits to physicians' offices and the transport of the deceased patients to funeral homes.

Ambulance attendant shall mean any person licensed as an EMT who has the duty of performing or assisting in the performance of an ambulance call.

Basic life support (BLS, shall mean the provision of life saving, stabilizing and supportive emergency medical procedures by EMTs and Firemedics that are simple and non-invasive in nature.

Certificate shall mean a certificate of public convenience and necessity.

City shall mean all areas within the corporate limits of the City of Mobile, Alabama.

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City council shall mean the city council of the City of Mobile, Alabama.

Driver shall mean any EMT who drives or attempts to drive any ambulance and who is responsible for the safe transport of the patient and ambulance attendant(s) to and from emergency scenes and the hospital.

Emergency medical technician (EMT) shall mean ambulance personnel with current certification and licensure from the Alabama Department of Public Health as a basic or specially skilled emergency medical technician. This individual may also be referred to as an ambulance attendant.

Emergency physicians advisory board (EPAB) shall mean an advisory board established herein which will recommend medical protocols, regulations and performance standards related to the medical and clinical aspects of ambulance service in the city.

Emergency Vehicle Operator shall mean an ambulance driver with all of the following qualifications; (1) valid drivers license; (2) current emergency vehicle operations certificate from an approved course, maintained at all times in the emergency medical provider service's employee file; (3) current approved CPR card; (4) certificate of completion from a Department of Transportation Emergency Medical Responder Curriculum Course, or from the Alabama Fire College Emergency Care Provider Course.

EMS dispatch center shall mean the central communications center from which all E-911 dispatches originate.

EPAB director shall mean the licensed physician appointed by the EPAB to serve as administrative officer in carrying out the duties and powers of the EPAB.

Fire chief shall mean the chief of the fire department of the City of Mobile, Alabama or his duly authorized representative.

Fire department shall mean the fire department of the City of Mobile, Alabama.

Firemedic shall mean an EMT-P/firefighter employed by the fire department.

Firemedic ambulance shall mean any motor vehicle operated by the city fire department that meets the criteria for advanced life support/emergency ambulance.

Interfacility emergency ALS transfer shall mean the transfer of a patient requiring advanced paramedic skills such as the administration of TPA from one facility to another where more advanced procedures are to be performed.

Medical control, off-line shall mean a physician holding a current license from the state medical license commissioner, who provides medical guidance and who oversees and provides quality assurance and medical liaison for an emergency medical service.

Medical control, online shall mean direction given to ambulance personnel by a base station physician through direct voice contact, with or without vital signs and/or telemetry, as required by applicable medical protocols.

Medical control physician shall mean a physician licensed to practice medicine in the state, knowledgeable in the applicable medical protocols, radio procedures and general operating policies of the southwest Alabama

Regional Emergency Medical Services Region, the city and the state department of public health, and a person from whom ambulance personnel shall, subject to the provisions of this code take medical direction in person, by radio, or by remote communications device.

Medical protocol shall mean any diagnosis-specific or problem-oriented written statement of standard procedure, or algorithm, promulgated by the EPAB and approved by the state EMS committee as the normal standard of pre-hospital care for a given clinical condition.

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Medical review shall mean a monthly review of ambulance reports and procedures by the offline medical control for quality assurance purposes.

Mutual Aid Call shall mean a request for emergency ambulance service issued by an ambulance dispatcher in one political jurisdiction to an ambulance dispatcher or ambulance crew in a neighboring political jurisdiction.

Owner shall mean a person engaged in business as the owner, manager, officer or proprietor of a company, firm or organization providing private ambulance service within the city.

Paramedic shall mean a person licensed by the state as an emergency medical technician paramedic.

Patient transport shall mean:

(1) Category I - Emergency. Patients whose conditions are life threatening or will cause serious permanent physical impairment if not treated immediately.

(2) Category II - Urgent Patients whose conditions would not cause loss of life or serious permanent physical impairment if treatment is deferred or delayed but whose condition is such that transportation to a medical facility is warranted.

(3) Category III - Nonemergency. Individuals with minor medical conditions such as a sprained ankle or migraine headache where the time to treatment is not a critical factor. These patients will be directed to alternative forms of transportation.

Private ambulance shall mean any motor vehicle meeting the criteria designated by this chapter for ambulances which are owned and operated by a company or corporation doing business within the city.

State shall mean the State of Alabama.

State EMS committee shall mean the committee appointed by the Alabama State Department of Public Health for the purpose of regulating emergency medical services in the state.

(Ord. No.06-050, Art. VII, 7-23-91; Ord. No.06-069, § I.B, 10-25-94; Ord. No.06-028-2018, 10-9-18)

Sec. 6-3. Penalty.

(a) Any person who violates any of the provisions of this chapter, chapter 6 of the City Code (1991, as amended), shall be punished as prescribed in chapter 1, division 2, section 1-31et seq., City Code (1991, as amended).

(b) Each violation of this chapter shall constitute a separate offense. Continuing violations of this chapter shall constitute a separate offense each day the violation is in existence.

(c) This section shall not serve to limit any other remedies available to the city in law or equity.

(Ord. No.06-050, Art. VII,7-23-91; Ord. No.06-069, § I.B, 10-25-94; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-4. Other state laws and regulations.

No portion of this chapter shall be construed in such a manner which is inconsistent with any federal, state or local law or regulations.

(Ord. No.06-050, § 4.07, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

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Sec. 6-5. Certificate, permits and fees required.

No company, with the exception of ambulance companies lawfully conducting business in the city on July 23, 1991, shall operate an ambulance for hire on any street of the city without first having obtained from the City Council a certificate declaring that the public convenience and necessity require such an operation, except as provided herein. No person shall operate an ambulance for hire on any street of the city without having first obtained a business license from the city revenue department. All certificates and permits which are issued pursuant to the provisions of this chapter are nontransferable.

(Ord. No. 06-050, § 3.01, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-6. Governmental Ambulance Exemptions.

All ambulances owned and operated by governmental entities, such as the City, the County and the State, shall be exempt from the certificate, permit, business license and fee requirements of this chapter, but not from the vehicle safety and personnel training requirements herein. This exemption applies to a subdivision of the State providing transport at no charge from a facility it owns and operates in the City limits to another facility it owns and operates (Ord. No.06-050, § 3.02, 7-23-91.; Ord. No. 06-046, 7-6-93; Ord. No.06-028-2018, 10-9-18)

Sec. 6-7. Firemedic Ambulance Service.

(a) The Fire Department will determine the patient category of all individuals at the time of response based upon medical protocol.

(b) The Fire Department shall provide emergency medical treatment and transportation with regard to the patient and shall not refuse transport of any patient requiring Category I (ALS/emergency) treatment to a hospital within the city; regardless of the patient's insurance status or ability to pay.

(c) The Fire Department will dispatch certified private ambulance services to respond to Category II (BLS/urgent) calls on a rotating basis.

(d) The fire department will direct callers with Category III (non-emergency)to alternative forms of transportation.

(e) Special Events. Sponsors/planners of special events to be held in the city limits with an attendance of 5000 or more, must contact the Fire-Rescue Department EMS division not less than thirty (30) days prior to the event and submit a plan for ambulance services, including the number of units, equipment and personnel at the event. The EMS division may review the plan and suggest adjustments to the number of units, equipment and personnel. The sponsors/planners at all times remain responsible for public safety at the special event.

The event sponsor/planner shall be responsible for paying the cost for MFRD personnel at a rate of thirty-five dollars per person, per hour, plus any additional fees incurred by the Fire Department. The Fire Department may at its discretion adjust this rate to cover increases, if any, in costs and may, in addition, adjust its fees based on costs incurred for the special event.

Payment arrangements for any special events coverage shall be made through the chief of staff or his/her designee for the city's Fire-Rescue Department prior to the event and payment shall be made not later than thirty (30) days after the event.

For events that are partially sponsored by the city in conjunction with other entities, the other entitles shall be responsible for reimbursing the city the personnel overtime cost for each individual MFRD employee working the event for the total number of hours worked including pre-event briefings and post-event debriefings.

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(f) A firemedic ambulance may transport any patient from a special event as deemed appropriate by the firemedic and/or online medical control, regardless of the patient's transport category. The fee for the transport will be charged to the patient.

(Ord. No. 06-050, § 3.04, 7-23-91.; Ord. No. 06-069, § I.C, 10-25-94; Ord. No. 06-049, 9-26-00; Ord. No. 06-054, 10-1-02; Ord. No.06-049-2016, § 1, 9-27-16; Ord. No.06-028-2018, 10-9-18)

Sec, 6-8. Private Ambulance ALS-Duties and Responsibilities.

Private ambulance services within the city shall have the following ALS/emergency duties and responsibilities:

(1) Interfacility transfer of medically stable patients that may require a paramedic to monitor fluids, EKG rhythms or administer medications.

(2) Patients who, during routine non-emergency transport, develop problems that require ALS procedures.

(3) Continuation of ALS instituted outside the city limits and to a facility inside the city.

(4) Transport of those emergency patients who desire private ambulance service and who directly call the private organization to transport the individual to the facility of his or her choice.

(5) Interfacility transport of emergency ALS patients.

(6) All ambulances should have use of a TDD tied into the 911 number, and use other TDDS where and when needed.

(7) Comply with the Ambulance Service Policy of the City of Mobile Fire Department, including all requirements for responding to BLS calls from the City dispatcher.

(Ord. No.06-050, § 4.08, 7-23-91; Ord. No.01-044, § 1, 6-7- 93; Ord. No.06-028-2018, 10-9-18)

Sec. 6-9. Unlawful Operation and Prohibited Acts.

(a) It shall be unlawful for any person to intentionally or knowingly:

(1) Follow any police car or fire apparatus which is traveling in response to an emergency call on the streets of the city or to follow any ambulance to or near the scene or an emergency call on the streets of the city.

(2) Solicit on the streets of the city the business of transporting injured or sick persons. This prohibition shall not be construed to prohibit lawful advertisements.

(3) Intercept any communication concerning traffic accidents on the streets of the city and divulge or publish the existence, contents, substance, purpose, effect or meaning of such intercepted communication and no such solicitor, owner or person, not being entitled thereto, shall receive or assist in receiving any such message emanating through the radio medium of the police or fire department for his own benefit or for the benefit of another solicitor, owner or person in the business of furnishing ambulance service.

(4) Use a uniform, insignia, badge, title, identification card or vehicle marking that so closely resembles or mimics those of the fire department as to confuse the public.

(5) Own or cause to be operated an ambulance on any street of the city without first having obtained a permit thereof in accordance with this chapter or unless exempted therefrom by the provisions of this chapter.

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(6) Request the services of any ambulance which is not licensed or permitted in accordance with the provisions of this chapter or exempted therefrom by the provision of this chapter.

(7) Perform duties as an ambulance attendant (EMT or paramedic) without a current permit issued by the licensing officer in accordance with this chapter.

(8) Give false information to induce the dispatch of an ambulance.

(9) Own or cause to be operated an ambulance on any street of the city without complying with the Ambulance Service Policy of the Mobile Fire Department, including requirements to respond to BLS calls from the City dispatcher.

(b) The fire department may update this list of prohibited acts from time to time subject to medical protocols and federal, state, and local laws.

(Ord. No.06-050, Art. V, 7-23-91; Ord. No.06-028-2018, 10-9-18)

Secs. 6-10 - 6-30. Reserved.

ARTICLE II. PERMITS AND CERTIFICATES

DIVISION 1, GENERALLY

Sec. 6-31. When certificates not needed.

No certificate of public convenience and necessity shall be required for any person operating emergency ambulance or other vehicles under the following conditions:

(1) Rendering assistance during any catastrophe or major emergency when the ambulances authorized to operate in the city by certificate are either insufficient in number or inadequate for any other reason, as determined by the fire chief or fire dispatch center;

(2) Operating an ambulance brought in solely for the purpose of a drill or training exercise;

(3) Operating any ambulance rendering requested assistance currently authorized by the city in cases of disaster or major emergency pursuant to provisions of a mutual aid agreement approved by the city.

(4) Traveling through the city, or the transporting of patients who are picked up beyond the limits of the city to locations within the city and returning those patients to their point of pickup.

(Ord. No.06-050, § 3.03, 7-23-91; Ord. No. 06-067, § 1, 9-1-92; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-32. Application for certificate of public convenience and necessity.

Applications for a certificate of public convenience and necessity for the operation of an ambulance within the city shall be in writing, signed and sworn to by the applicant, and shall be filed with the fire chief of the city or his duly authorized representative. The application shall be on a form prescribed by the fire chief and shall contain at least the following:

(1) The name and address of the applicant and the trade name under which the applicant does or proposes to do business; if the applicant is an individual, the name, age and address of the applicant and the length of time the applicant has resided in the city; or if a partnership or association, the business name thereof and the name, age and address of each partner and the length of time each partner has resided in the city; or if a corporation, the names and addresses of all officers and directors of such corporation.

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(2) The number of vehicles the applicant desires to operate and the class, size, design and color scheme of each vehicle.

(3) whether or not the applicant has ever been convicted of any crimes directly or indirectly related to the duties and responsibilities of operating ambulances.

(4) whether or not the applicant, his associates or employees have any claims or judgments against them for damages resulting from the negligent operation of an ambulance, or any other vehicle.

(5) The financial ability of the applicant to comply with the provisions of this chapter.

(6) The nature and character of the service that the applicant proposes to render; the facts showing the demand for such service; the experience that the applicant has had in rendering such service and the period of time, if any, that he has rendered it in the city.

(7) Documentation from the applicant's insurance carrier, stating that the insurance required hereunder is available to the applicant and that such coverage is or will be provided prior to the issuance by the fire chief of the certificate to operate hereunder, naming the City as an additional insured.

(8) Agreement to comply with the Ambulance Service Policy of the Mobile Fire Department including all requirements for responding to BLS calls from the City dispatcher.

(Ord. No. 06-050, § 4.01, 7 -23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-33. Investigation of applications.

Upon receipt of a properly filed application for a private ambulance service certificate of public convenience and necessity the fire chief shall cause an investigation to be made of the information provided in the application to determine if it is accurate and complete.

(Ord. No. 06-050, § 4.02, 7 -23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-34. Public hearings upon the public convenience and necessity of issuing such certificate.

(a) Upon receipt of the written investigative report provided for in section 6-33, the council shall schedule a public hearing by resolution. Notice of such public hearing by the council shall be given by publishing said notice once in a newspaper of general circulation within the city at least ten (10) days prior to the date set for such hearing. The purpose of such public hearing shall be to determine, among other things, the following:

(1) whether or not the public convenience and necessity require the operation of such ambulance or ambulances;

(2) Whether the applicant will be able to provide ambulance service of such permanence and quality as to best serve the public interest;

(3) The experience that the applicant has had in rendering ambulance service;

(4) The past experience of the applicant in satisfying judgments, if any, to claimants as a result of injuries received by reason of negligent operation of the ambulance;

(5) The financial ability of the applicant to respond to damages to property resulting from the negligent operation of an ambulance;

(6) The character and condition of the ambulance(s) and capabilities of ambulance attendant personnel to be used by the proposed ambulance business.

(b) In the event the city council finds that the public convenience and necessity require the issuance of such a certificate and that the applicant meets the required qualifications and

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will be able to give proper and adequate service in the best interest of the inhabitants of the city, the mayor shall direct the fire chief to issue a certificate of public convenience and necessity to the applicant said certificate of public convenience and necessity shall state any restrictions mandated by the city council, including but not limited to time periods and number of authorized ambulances.

(Ord. No.06-050, § 4.03, 7 -23-91; Ord No.06-028-2018, 10-9-18)

Sec. 6-35. Form, contents, and issuance of certificate,

(a) Every certificate issued hereunder shall be authorized by the city council and the mayor, signed by the fire chief and attested by the city clerk, and shall contain, in addition to the name and address of the applicant, the number of vehicles authorized to be operated pursuant to such certificate along with any time limits which may be applicable.

(b) The fire chief upon receiving direction from the mayor to issue a certificate to an applicant for the operation of ambulances hereunder, shall issue such certificate to the applicant. A copy of every certificate issued shall be filed with and maintained by the fire department and the city clerk's office.

(c) The term of a certificate will be up to ten (10) years.

(d) A certificate may be renewed by following the application procedures in this Division 1, provided the fire chief may waive investigation under Section 6-33.

(Ord. No.06-050, § 4.04, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-36. Causes of revocation, alteration or suspension of certificate or permit,

Every certificate or ambulance permit issued hereunder shall be subject to revocation, alteration or suspension by the city if any of the following conditions should occur:

(1) The public convenience and necessity no longer warrant such operation;

(2) The owner has refused to render the full service authorized by his certificate;

(3) The owner has been convicted of a crime which directly relates to the duties and responsibilities of the certified occupation;

(4) The certificate was obtained by an application in which any material fact was intentionally omitted or falsely stated;

(5) The owner has persisted in permitting his motor vehicles to be operated in violation of any law;

(6) The owner has willfully and knowingly violated or failed to comply with any of the provisions hereof;

(7) The owner or his agent has, without good cause, induced or sought to induce a change of destination to or from a hospital or other place specified by the person hiring the ambulance;

(8) The owner or his agent has allowed the service to be operated in a negligent manner;

(9) The insurance coverage required herein has been cancelled, reduced, withdrawn, suspended or terminated;

(10) The owner has allowed any of his vehicles or equipment to become damaged, deteriorated or unclean to the extent that it is unsatisfactory for public use;

(11) The owner fails to comply with the terms of this chapter, including but not limited to failure;

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- (a) to maintain the financial ability to comply with the requirements of this chapter;
 - (b) to respond to Category II (BLS/urgent) calls as required by the Fire Department; or
 - (c) to comply with the Ambulance Service Policy of the Mobile Fire-Rescue Department;
or
 - (d) to comply with any limitations imposed by the city council in the certificate;
- (12) The owner has failed to comply with applicable federal, state, or local laws or regulations.

(Ord. No.06-050, § 4.05, 7-23-91 Ord. No.06-028-2018, 10-9-18)

Sec. 6-37. Procedure for revocation, alteration or suspension of certificate or permit.

The fire chief, or his duly authorized designee, may at any time give notice in writing to the certificate or permit holder or person in control of the operation and maintenance of such ambulance service and the city clerk's office that the certificate issued for the operation and maintenance of such ambulance service has been suspended or revoked. The notice shall outline the reason or reasons for suspension or revocation. The notice of suspension or revocation shall become final ten (10) days after the notice of suspension or revocation is received unless on or before the expiration of such ten (10) days the certificate holder shall file within the city clerk's office or the fire chief a written notice of appeal of such suspension or revocation. The appeal shall operate as a stay of suspension or revocation of the certificate until such time as the city council shall grant a hearing and make a final adjudication which shall be appealable to the circuit court of the county. This hearing before the city council will be held in a reasonable time.

(Ord. No.06-050, § 4.06, 7-23-91; Ord No.06-028-2018, 10-9-18)

Secs. 6-38-6-45. Reserved.

DIVISION 2. VEHICLE AND PERSONNEL

Secs. 6-46, 6-47. Reserved.

Editor's note(s)-Sections II.A and B of Ord. No. 06-069, adopted October 25, 1994, repealed §§ 6-46 and 6-47 Editor's note(s)-, which pertained to permit requirements and fees and derived from Ord. No. 06-050, adopted July 23, 1991.

Sec. 6-48. Ambulance attendant personnel.

No ambulance attendant shall drive, manage or control any ambulance on any public street or thoroughfare in the city, attend or render any care to any passenger, or otherwise perform duties in any such ambulance for compensation without properly trained and licensed personnel.

(Ord. No.06-050, § 4.60, 7-23-91; Ord. No.06-069, § I.D, 10-25-94; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-49. Qualifications for ambulance attendants.

(a). Ambulance attendants shall meet the following minimum requirements:

(1) Each attendant must be the holder of a current valid driver's license.

(2) Each attendant must possess a current, valid EMT license issued by the Alabama Department of Public Health that identifies their level of certification. No one may perform the duties of an EMT in the city without a current, valid, state EMT license.

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- (3) Each attendant must be fluent in and be able to read and write the English language.
- (4) Each attendant shall not have been convicted of a crime that directly relates to the duties and responsibilities of being an ambulance attendant.
- (5) Each attendant shall be not less than eighteen (18) years of age.

Said minimum requirements may be updated from time to time by the firemedic division of the fire department subject to the approval of the fire chief.

(Ord No.06-050, § 4.61, 7-23-91; Ord. No.06-069, § I.E, 10-25-94; Ord. No.06-028-2018, 10-9-18)

06-028-2018,

Secs. 6-55 – 6-65. Reserved.

ARTICLE III. OPERATIONAL PROCEDURES

Sec. 6-66. Central place of business.

Each private ambulance service owner shall maintain a central place of business with at least one properly listed telephone for receiving all calls for ambulance service, where all business records and daily manifests herein required shall be maintained and available upon request and be generally responsible for the conduct and operation of its ambulance(s). Each owner shall, in writing, immediately notify the fire chief of any change of the business address or of the telephone number where said owner may be contacted at all times.

(Ord. No. 06-050, § 4.30, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-67. Certificate holder's records and reports.

(a) Each certificate holder shall maintain a daily manifest upon which shall be recorded the date, time call received and name of individual calling, time of arrival at requested location, place of origin, patient's name and address, destination and charges for each trip.

(b) Each such owner shall retain and preserve all daily manifests for at least twenty-four (24) months, and such manifests shall be available for inspection by the fire chief or his duly authorized representatives upon request.

(c) Each such owner shall maintain such records at a place readily accessible for examination by the fire chief or his duly authorized representative.

(d) Any violation of this section shall be subject to prosecution pursuant to the authority of City Code, section 1-31 et seq. (1991, as amended), in accordance with section 6-3.

(Ord. No.06-050, § 4.31, 7-23-91; Ord. No.06-069, § I.K, 10-25-94; Ord. No.06-028-2018, 10-9-18)

Sec. 6-68. Sanitary bed linens required per patient.

Clean and sanitary bed linens shall be provided for each patient carried and shall be changed after the discharge of each patient.

(Ord. No. 06-050, § 4.32 A, 7-23-91.; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-69. Attendants required.

For interfacility transfers and for Category II (BLS/urgent calls) described in section 6-8(1), each ambulance shall have a minimum of one (1) emergency vehicle operator and one(L)

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emergency medical technician. The technician shall remain in attendance to the patient being conveyed while the other may serve as the driver. Attendants should have access to interpreters, and other auxiliary aids and services, to assist disabled persons.

(Ord. No.06-050, § 4.32 B, 7-23-91; Ord. No. 01-044, § 1, 7-6-93; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-70. Standards of vehicle and equipment.

(a) All motor vehicles used for the purpose of providing ambulance service hereunder shall be designed and constructed to transport ill, sick, or injured persons in comfort and safety, and shall be maintained in clean, sanitary, and first-class mechanical condition at all times and comply with all applicable federal, state or local laws.

(b) All motor vehicles used for the purpose of providing ambulance service hereunder shall be equipped according to current federal, state, and local standards as may be updated from time to time by the EPAB and the firemedic division of the fire department subject to approval by the fire chief.

(Ord. No.06-050, § 4.33, 7-23-91; Ord. No.06-028-2018, 10-9-18)

Sec. 6-71. Ambulance equipment safety.

(a) All mechanical, safety and special equipment shall be subject to inspection at any time by the fire department.

(b) If an ambulance and/or its associated equipment is found to be a hazard to the health or safety of the public, the fire chief may order it removed from service until such hazard has been remedied.

(c) Upon completion of any necessary inspection, the inspecting mechanic shall furnish the fire chief a letter on his business stationery certifying that said vehicle is in sound mechanical condition and is safe for operation on the streets of the city as an emergency vehicle.

(d) No ambulance that has been substantially damaged or altered, since inspection in accordance with this law, shall be allowed back in service until it has been reinspected by the certifying garage and approved by the fire department.

(Ord. No.06-050, § 4.34, 7-23-91, Ord. No. 01-055, § 1, 7-6-93; Ord. No. 06-069, § I.L, 10-25-94; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-72. Fees.

Fees authorized by federal law and regulations, including regulations and guidance of the Center for Medicare and Medicaid Services, are permissible.

06-028-2018,

Sec. 6-73. Radio dispatcher procedure.

(a) In the event an owner receives a private call for ambulance service which is of any emergency nature, said owner shall report to the fire dispatcher such call, giving the location and the nature of the call, if known, and request clearance to use their warning devices giving both the location of the incident and, when determined, the destination of the patient.

(b) It shall be unlawful for a private ambulance attendant or owner to make an emergency ambulance call on the city streets without:

(1) Having been requested by a private individual.

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(Ord. No. 06-050, § 4.36, 7-23-91; Ord No. 06-028-2018, 10-9-18)

06-028-2018,

Sec. 6-74. General vehicular procedure in emergency situation.

(a) When the driver of any ambulance has reasonable grounds to believe that an emergency exists, the driver of the ambulance may:

(1) Park the ambulance or stand in any place in order to provide medical services irrespective of the otherwise applicable provisions of law, ordinance or regulations;

(2) Proceed with warning devices operating past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(3) Exceed the maximum speed limits permitted by law, ordinance or regulation; provided, however, that any governing directives issued by the city's chief of police are obeyed and that life and property are not endangered thereby;

(4) Disregard with warning devices operating laws, ordinances and regulations governing directions or movements or turning in specified directions.

(b) The foregoing provision shall not operate to relieve the driver of any ambulance from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

(Ord. No.06-050, § 4.38, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-75. Duties of the fire chief.

It shall be the duty and responsibility of the fire chief to:

(1) Administer the provisions of this chapter.

(2) Investigate or cause his designee to investigate all complaints involving any type of ambulance service within the city and take appropriate action where necessary.

(Ord. No.06-050, § 3.05, 7-23-91; Ord. No. 06-028-2018, 10-9-18)

Sec. 6-76. Professional conduct.

Paramedics, EMTs, drivers, dispatch personnel and all other personnel employed by the owner hereunder, including all persons involved in billing and collection activities, shall, at all times, conduct themselves in a professional manner as generally described in the "Rules for Ambulance Attendant."

(Ord. No.06-050, § 4.39, 7-23-91; Ord. No.06-028-2018, 10-9-18)

Secs. 6-77 – 6-85. Reserved.

ARTICLE IV. NON-EMERGENCY TRANSPORT

Sec. 6-86. Private company used for nonemergencies.

In order to provide maximum ALS/emergency medical coverage for the citizens of the city, the fire department shall inform individuals who request nonemergency transport when contacting 911 that they must contact a private ambulance company or use alternative forms of transportation. All nonemergency transport shall have access to TDDs and other auxiliary aids and services to assist disabled persons who use the service.

(Ord. No. 06-050, Art. IV B, 7-23-91; Ord. No. 01-044, § 1, 7-6-93., Ord. No. 06-028-2018, 10-9-18)

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Sec. 6-87, Reimbursement of nonemergency ambulance transport.

Private ambulance service shall be responsible for the billing and collection of fees from private transported individuals. The city will not compensate private ambulance services for private ambulance transportation services rendered.

(Ord. No.06-050, § 4.20, 7-23-91; Ord. No.06-028-2018, 10-9-18)

Sec. 6-88. Reserved.

Editor's note(s)-Section II.C of Ord. No. 06-069, adopted October 25, 1994, repealed § 6-88 Editor's note(s)-, which pertained to procedures for nonemergency transport and derived from Ord. No.06-050, adopted July 23, 1991.

Sec. 6-89. Disposition of the deceased.

(a) Transport of individuals that are obviously dead, where the death is not of a suspicious nature and not under investigation by any law enforcement agency shall be the responsibility of the family of the deceased. Arrangements may be made with a private ambulance service or funeral home for transport. Where family of the deceased cannot be located the transport of the body shall be coordinated with the county medical examiner's office.

(b) Transport of deceased individuals where the deaths are being investigated by a local law enforcement agency shall be the responsibility of that agency.

06-028-2018, SECTION II: Section 1-32 (2) of the Mobile City Code is hereby amended as follows:

(a) Section 1-32 (2) in pertinent part currently sets out a fine for violations of sections 6-1 to 6-89 of the City Code as follows:

Section	Name	Fine	Court Cost	Total (Fine and Court Cost)
6-1—6-89	Ambulances and other medical transportation	70.00		70.00

(b) The above provision in Section 1-32 (2) that addresses violations of Sections 6-1 to 6-89 of the City Code is hereby amended as follows:

Section	Name	Fine	Court Cost	Total (Fine and Court Cost)
Chapter 6, unless otherwise indicated	Ambulances and other medical transportation	70.00	As applicable	70.00 plus court cost.

(c) No other provision of Section 1-32 is altered by this amendment.

REPEALER. All City Code sections and ordinances or parts of City Code section and ordinances in conflict are hereby repealed.

EFFECTIVE DATE. This amendment shall be effective following adoption and publication.

REZONE PROPERTY LOCATED AT 62, 88, 100 AND 116 HILLCREST ROAD FROM R-1 AND LB-2 TO B-2. The following ordinance was held over until the regular meeting of May 31, 2022.

ORDINANCE: 64-031-2022

Sponsored by: Councilmember Gregory

MINUTES OF MAY 24, 2022

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

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

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

BEGINNING AT THE SOUTHEAST CORNER OF THE COMMON AREA & RETENTION POND, CEDAR BEND, 2ND ADDITION, AS PER PLAT RECORDED IN MAP BOOK 37, PAGE 88 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; SAID POINT BEING ON THE NORTH RIGHT OF WAY LINE OF CEDAR BEND COURT; THENCE ALONG THE EAST BOUNDARY OF SAID COMMON AREA & RETENTION POND, CEDAR BEND, 2ND ADDITION, AND ALONG THE EAST BOUNDARY OF LOT "A", RESUBDIVISION OF LOTS 16 AND 17, CEDAR BEND, 3RD ADDITION, AS PER PLAT RECORDED IN MAP BOOK 66, PAGE 116 OF SAID PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, AND ALSO ALONG THE EAST BOUNDARY OF LOT 2, ARNOLD'S SUBDIVISION OF WESTERN HILLS, AS PER PLAT RECORDED IN MAP BOOK 3, PAGE 295 OF SAID PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, RUN NORTHWESTWARDLY 374 FEET, MORE OR LESS, TO A POINT; THENCE CONTINUING ALONG SAID EAST BOUNDARY OF LOT 2, ARNOLD'S SUBDIVISION OF WESTERN HILLS AND ALONG THE SOUTH BOUNDARY OF LOT 1 OF SAID ARNOLD'S SUBDIVISION OF WESTERN HILLS, RUN EASTWARDLY 121 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID LOT 1, ARNOLD'S SUBDIVISION OF WESTERN HELLS; THENCE ALONG THE EAST BOUNDARY OF SAID LOT 1, ARNOLD'S SUBDIVISION OF WESTERN HILLS, RUN NORTHWARDLY 200 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF LOT A, HEROES USA SUBDIVISION, AS PER PLAT RECORDED IN MAP BOOK 133, PAGE 116 OF THE AFOREMENTIONED PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT A, HEROES USA SUBDIVISION, RUN EASTWARDLY 192 FEET, MORE OR LESS, TO A POINT ON THE WEST RIGHT OF WAY LINE OF HILLCREST ROAD; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF HILLCREST ROAD, RUN SOUTHWARDLY 520 FEET, MORE OR LESS, TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF HILLCREST ROAD, RUN SOUTHWESTWARDLY 61.45 FEET, MORE OR LESS, TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY LINE OF CEDAR BEND COURT; THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF CEDAR BEND COURT, RUN WESTWARDLY 211.42 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. CONTAINING 141,464 SQUARE FEET, MORE OR LESS, OR 3.25 ACRES, MORE OR LESS.

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

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

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 31-423 through 60-474, being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

AUTHORIZE A GRANT APPLICATION TO THE DEPARTMENT OF JUSTICE FOR THE FY 2022 OFFICE OF JUSTICE PROGRAMS COMMUNITY BASED VIOLENCE INTERVENTION AND PREVENTION INITIATIVE; \$1,500,000.00 (NO LOCAL MATCH).

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-454-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive a grant from the U.S. Department of Justice (DOJ), in the amount of \$1,500,000.00 in support of the FY22 Office of Justice Programs Community Based Violence Intervention and Prevention Initiative. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Justice Department or Office of Justice Programs. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

Nays: None

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

AUTHORIZE A GRANT APPLICATION TO THE ALABAMA LAW ENFORCEMENT AGENCY (ALEA) FOR THE FY 2022 STATE HOMELAND SECURITY PROGRAM; \$1,500,000.00 (NO LOCAL MATCH).

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-455-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the U.S. Department of Homeland Security (DHS), Federal Emergency

Management Agency (FEMA), through the Alabama Law Enforcement Agency (ALEA), a Subaward and Cooperative Grant Agreement for grant assistance in the approximate amount of \$1,046,846.00 for the FY 2022 State Homeland Security Program (SHSP).

MINUTES OF MAY 24, 2022

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by DHS/FEMA or the Alabama Law Enforcement Agency. The Cooperative Grant Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

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

AUTHORIZE A GRANT APPLICATION TO THE NATIONAL ENDOWMENT FOR HUMANITIES FOR FUNDING TO SUPPORT DIGITIZATION EFFORTS BY THE MOBILE HISTORIC DEVELOPMENT COMMISSION; \$30,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-456-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive grant funding in the amount of \$30,000.00 from the National Endowment for Humanities for the FY22 Digital Projects for the Public Grant. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the National Endowment for the Humanities. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO IN AND OUT; 2721 SPRING HILL AVENUE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-457-2022

Sponsored by: Councilmember Penn

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

Type of application: Retail Beer/Table Wine
(Off premises only) License

Submitted by: AAN1, LLC

MINUTES OF MAY 24, 2022

Location: In and Out
2721 Spring Hill Ave.
Mobile, AL 36607

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE FOR THE PRINCE TRIBUTE CELEBRATION; COOPER RIVERSIDE PARK. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-458-2022

Sponsored by: Councilmember Carroll

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

Type of application: Special Events Retail License

Submitted by: Lit Cigar Lounge, Inc.

Location: Prince Tribute Celebration -
1 Government Street
(Cooper Riverside Park)
Mobile, AL 36602

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO BROTHER MART; 2700 PLEASANT VALLEY ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-459-2022

Sponsored by: Councilmember Daves

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

Type of application: Retail Beer/Table Wine

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(Off premises only) License

Submitted by: Brother Mart, Inc.
Location: Brother Mart
2700 Pleasant Valley Road
Mobile; AL 36606

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

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

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

DECLARE THE STRUCTURE AT 2620 HALLS MILL ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-460-2022

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 2620 Halls Mill Road has been found by the Code Official of the city of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 2620 Halls Mill Road described as:

LOT 1 THOMAS PLACE MBK 46 P 104 #SEC 51 T2S R1W #MP29 09 51 0 010

Parcel Number: 29 09 51 0 010 036

Last Assessed to: QUAN CONG NGUYEN & PHUONG THONG NGUYEN

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

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

MINUTES OF MAY 24, 2022

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

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

Nays: None

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

DECLARE STRUCTURE AT 801 1/2 KENTUCKY STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-461-2022

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 801 1/2 Kentucky Street has been found by the Code Official of the city of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 801 1/2 Kentucky Street described as:

THAT CERTAIN LOT OF LAND BD BY LINE DESC AS FOLL: COM AT FORMER SW INT OF KENTUCKY & SCOTT STS WHICH PT IS 50 FT M/L WLY FROM THE PRES SE COR OF NEW SCOTT & KENTUCKY STS & RUN TH WLY ON S/S OF KENTUCKY ST DIS OF 69 FT 9 IN TH SLY AT RT ANG WITH KENTUCKY ST A DIS OF 144 FT 4 IN TH ELY & PAR WITH KENTUCKY ST DIS OF 28 FT 5 IN TO FORMER W/S OF SCOTT ST TH RUN NLY A DIS OF 150 FT TO POB BEING LOT 14 DBK 106/89 37 T4S R1W #MP37 T4S R1W

Parcel Number: 29 10 37 0 008 114

Last Assessed to: HEIR OF ALFREDA JOHNSON-TAYLOR,
C/O KATHERINE LYNETTE-TAYLOR

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

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

MINUTES OF MAY 24, 2022

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

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

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1627. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-462-2022

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

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

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the 19th day of April 2022, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

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

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

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 20, as described in the resolution adopted on the 19th day of April, 2022, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No.1627 on file in the office of the City Clerk).

SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken hereunder. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing

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such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama together with a notice of the time when the report will be submitted to the City Council for confirmation.

WEED LIEN						
1627						Res. No.
4/19/2022	LOTS TO BE DECLARED					58-
5/24/2022	LOTS FOR PUBLIC HEARING					58-
//2022	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	280 Carnation St	26450	18096		5	
2	2023 Tucker St	15304	18097		1	
3	3354 Sherringham Dr	16242	18098		5	
4	961 Donald St	19556	18099		1	
5	2017 Marian Dr	16801	18100		6	
6	164 Page Ave	26481	18102		1	
7	655 Carver St	15591	18103		2	
8	259 Laurel Dr	26527	18104		2	
9	2813 Bank Ave	15403	18105		1	
10	4201 Marchal Lane	16182	18106		1	
11	609 Mohawk St	13127	18107		5	
12	955 Lyons St	26482	18108		2	
13	111 Cody Road	17098	18109		7	
14	2718 Cotton St	16697	18110		1	
15	1156 Oliver St	13130	18111		3	
16	1313 Lola St	26783	18112		2	
17	160 Crenshaw St	17464	18123		1	
18	1102 Rotterdam St	17508	18124		2	
19	1104 Rotterdam St	9245	18125		2	
20	974 State St	26714	18127		2	
				\$ -		
District total for this group		Numbers of lots cut				
1	7		1			
2	7		2			
3	1		3			
4	0		4			
5	3		5			
6	1		6			
7	1		7			
	20		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

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

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

DETERMINE AN APPROPRIATION TO ARIEL W. HOLLOWAY ELEMENTARY SCHOOL SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-463-2022

MINUTES OF MAY 24, 2022

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$1,000.00 to Ariel W. Holloway Elementary School, from his discretionary funds; and

WHEREAS, Ariel W. Holloway Elementary School, is public school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Ariel W. Holloway Elementary School will be used to assist with teacher appreciation week to recognize our faculty and staff, which will serve a public purpose benefitting the City of Mobile and its citizens.

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

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO MAYNOARD 4 FOUNDATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-464-2022

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate \$500.00 to The Maynard 4 Foundation, from his discretionary funds; and

WHEREAS, The Maynard 4 Foundation, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Maynard 4 Foundation, will be used to assist with scholarship funding for the Miss Juneteenth scholarship pageantry program on June 17-19, 2022 , which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$500.00 to The Maynard 4 Foundation for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard

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form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO SPENCER-WESTLAWN ELEMENTARY SCHOOL SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-465-2022

Sponsored by: Councilmember Daves

WHEREAS, Councilmember Daves wishes to appropriate \$2,500.00 to Spencer-Westlawn Elementary School, from his discretionary funds; and

WHEREAS, Spencer-Westlawn Elementary School, is public school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Spencer-Westlawn Elementary School will be used to assist with supplies for their stem lab (gift cards, snacks, and teachers incentives), which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to Spencer-Westlawn Elementary School for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO AZALEA CITY CDC, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-466-2022

Sponsored by: Councilmember Gregory

MINUTES OF MAY 24, 2022

WHEREAS, Councilmember Gregory wishes to appropriate \$1,720.00 to Azalea City CDC, Inc. (Azalea City Community Development Corporation, Inc.) from her discretionary funds; and

WHEREAS, Azalea City CDC, Inc. (Azalea City Community Development Corporation, Inc.) is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Azalea City CDC, Inc. (Azalea City Community Development Corporation, Inc.) will be used to assist with the event Walk a Mile in my Shoes to be held on July 16, 2022 at Langan Park, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,720.00 to Azalea City CDC, Inc. (Azalea City Community Development Corporation, Inc.) for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO THE UNIVERSAL YOUTH FOUNDATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-467-2022

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$3,500.00, to the Universal Youth Foundation, from her discretionary funds; and

WHEREAS, the Universal Youth Foundation, is a/an non-profit which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to the Universal Youth Foundation, will be used to assist with the 2nd annual Jason A. Caffey Basketball Camp to be held on June 11, 2022 at the Hillsdale Community Center, and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$3,500.00 to the Universal Youth Foundation, for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard

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form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PROCUREMENT DEPARTMENT EMPLOYEE OF THE MONTH; STANLEY. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-474-2022

Sponsored by: Mayor Stimpson

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

APRIL 2022 – Michele Stanley (Employee #15799) Administrative Services
Procurement Department - Buyer II

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

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

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

Nays: None

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

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE ASSIGNMENT AND ASSUMPTION AGREEMENTS BETWEEN THE CITY, MERCHANTS ALABAMA, LLC AND LINEAGE LOGISTICS. The following resolution was held over until the regular meeting of May 31, 2022.

RESOLUTION: 04-468-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City hereby approves an Assignment and Assumption Agreement (Mobile City and County Project Agreement) between Merchants Alabama, LLC, and Lineage Logistics, LLC, with respect to the Project Agreement by and between the City of Mobile, Alabama, Mobile County, Alabama, and MTC Logistics, dated September 25, 2018; and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City hereby approves an Assignment and Assumption Agreement (Street and Bridge Permit) between Merchants Alabama, LLC and Lineage Logistics, LLC,

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with respect to that certain Street and Bridge Permit issued by the City to Merchants Alabama and MTC Logistics dated September 25, 2018,

BE IT FURTHER 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, the aforementioned Assignment and Assumption Agreements, attached hereto and made apart hereof as though set forth in full. A copy of said Assignment and Assumption Agreements are on file in the office of the City Clerk.

AUTHORIZE TRANSFER OF FUNDS FROM GENERAL FUND SURPLUS TO CAPITAL IMPROVEMENTS FUND FOR THE MOBILE COUNTY SOCCER COMPLEX; \$5,000,000.00 TOTAL. The following resolution was held over until the regular meeting of May 31, 2022.

RESOLUTION: 09-469-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$5,000,000.00 be transferred from unassigned fund balance in the General Fund (Fund 1000) to the Capital Improvements Fund (Fund 2000); Capital Project #C0575 Mobile County Soccer Complex. These funds will be allocated as follows:

County Soccer Complex	\$2,000,000.00
Aquatics Center	\$3,000,000.00

AUTHORIZE TRANSFER OF FUNDS FROM THE GENERAL FUND TO CAPITAL IMPROVEMENTS FUND, VARIOUS CAPITAL PROJECTS; \$11,350,000.00. The following resolution was held over until the regular meeting of May 31, 2022.

RESOLUTION: 09-470-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$11,350,000.00 be transferred from unassigned fund balance in the General Fund (Fund 1000) to the Capital Improvements Fund (Fund 2000) to the following Capital Projects:

Innovating St. Louis Street	\$3,000,000.00
Greenway Trail West (Sec 1 & 2)	3,200,000.00
Public Safety Training Complex	1,000,000.00
Animal Shelter	1,500,000.00
US 45 Median Improvements	250,000.00
Wolf Ridge/Beau Terra Frontage Sidewalks	700,000.00
Fishing Pier	300,000.00
Cypress Shores Drainage Improvements	250,000.00
Signal Upgr Grelot; Cody to Univ and Others	750,000.00
Signal Upgrades-Schillingers Road	350,000.00
Langan Park-Lake Boat House	50,000.00

AUTHORIZE CONTRACT WITH GEOSYNTEC, INC. FOR DESIGN AND ENGINEERING SERVICES FOR THE REDEVELOPMENT OF STROM WATER INFRASTRUCTURE IN LANGAN PARK. The following resolution was held over until the regular meeting of May 31, 2022.

RESOLUTION: 21-471-2022

Sponsored by: Councilmember Gregory and Mayor Stimpson

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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, 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. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of Company: Geosyntec, Inc.

COM Project Name: CIP-LANGAN PARK STORM WATER (C0712)

COM Project Number: 2021-2045-01

AUTHORIZE CONTRACT WITH JOHNSON CONTROLS, INC. FOR SERVER REPLACEMENT AT THE MOBILE ALABAMA CRUISE TERMINAL; \$47,105.00. The following resolution was held over until the regular meeting of May 31, 2022.

RESOLUTION: 21-472-2022

Sponsored by: Councilmember Carroll and Mayor Stimpson

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

Name of Company: JOHNSON CONTROLS, INC.

Project Name: MOBILE ALABAMA CRUISE TERMINAL –
SERVER REPLACEMENT

Project Number: CT-023-22

Amount: \$47,105.00
(G-PDPORT20.CAPEQUIPMT GRANT)

CALL FOR PUBLIC HEARINGS:

CALL FOR A PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CARE KEEPERS HEALTHCARE, LLC TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-472-2022

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as June 7, 2022.

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ANNOUNCEMENTS:

Councilmember Daves made comments about the significance of Memorial Day.

Councilmember Carroll reminded citizens that there will be a community meeting at the Innovation Portal tomorrow night at 6:00 p.m.

Councilmember Carroll informed citizens that the meeting scheduled for May 24th has been rescheduled to May 31st.

Councilmember Carroll reported that he attended a meeting with the Mobile Police Department last week to discuss safe places for teens.

Councilmembers Carroll and Jones reminded citizens to exercise their right to vote today.

Councilmember Reynolds announced that there will be a community meeting tomorrow night at the All Complex on Azalea Road at 6:00 p.m.

Councilmember Penn shared that Creek Fest 2022 was a success.

Councilmember Penn reminded citizens that the Entitlement Committee meeting will be held on May 31, 2022, immediately following the Rules Committee meeting.

Councilmember Penn announced that there will be a Community meeting at the Centerpoint Church on June 7, 2022, at 6:00 p.m.

Councilmember Small requested a report from the Administration on the progress of the YES Program.

Councilmember Small wished everyone a happy and safe Memorial Day.

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

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

Nays: None

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

Adopted:



COUNCIL PRESIDENT



CITY CLERK