MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 21, 2019

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, May 21, 2019, at 9:00 a.m.

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

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

The Presiding Officer adjourned the meeting.

Approved: May 28, 2019

COUNCIL VICE PRESIDENT

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 21, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, May 21, 2019, at 10:30 a.m., in regular meeting.

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

Pastor Leon Bell, Jr., St. Joseph Baptist Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Council Vice President Manzie asked everyone to remain standing for a moment of silence in memoriam of the losses of Mr. Isaac White, Sr., Mr. Fred Reed, as well as several law enforcement officers that have recently been injured or lost their lives in the line of duty.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of May 14, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson presented a proclamation to members of the Coast Guard ATC in recognition of their recent assistance in apprehending a fugitive.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

The Council considered the appeal of Kenneth O'Hanlon concerning the Architectural Review Board's denial of his application for a stained wooden fence 7' in height at 52 South Julia Street.

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

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

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

The Council considered the request Andrea Ramjus for a waiver of the Noise Ordinance at 1942 La Pine Drive on May 25, 2019, from 4:00 p.m. until 10:00 p.m. (District 1).

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

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

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1961 ST. STEPHENS ROAD (AKA 1951 ST. STEPHENS ROAD) IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1961 St. Stephens Road (aka 1951 St. Stephens Road) is 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 CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR DALTON VAUGHAN D/B/A MODERN LIMOUSINE.

The Presiding Officer announced that today was the day for the public hearing to consider the application of Dalton Vaughan d/b/a Modern Limousine for a Certificate of Public Convenience and Necessity and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Gary Smith, 844 Ashford Road, N., voiced his concerns regarding Ordinance 63-012.

2. Reggie Hill, 1007 Center Street, offered commentary regarding Resolution 31-487.

NON-AGENDA ITEMS:

1. Joseph Seymour Jones, 1500 St. Stephens Road (aka 1464 St. Stephens Road), addressed the Council regarding the entrance marker for the Lafayette Heights subdivision.

2. Amber Guy and Emmie Powell, Mobile Public Library, provided information on the summer reading programs available at the library.

ORDINANCES HELD OVER:

AMEND CHAPTER 63 OF THE MOBILE CITY CODE PERTAINING TO RATES FOR WRECKER SERVICES. The following ordinance, which was introduced and read at the regular meeting of Tuesday, March 26, 2019 and held over until the regular meetings of April 2, 2019 and May 7, 2019 and May 21, 2019, was called up by the Presiding Officer.

ORDINANCE: 63-012-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE TO AMEND MOBILE CITY CODE CHAPTER 63 PERTAINING TO WRECKER SERVICE

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

I. Chapter 63, Wrecker Service, Article I-Rates, Section 13, Rates, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

The following provisions apply to wrecker companies dispatched by the City police department to respond to traffic hazards or to tow a vehicle to the city impound lot:

(1) The rates for towing services provided:

a. One hundred twenty-five dollars ($125.00) for each vehicle towed from one (1) point in the city to any other point within the city with a gross vehicle weight of less than ten thousand (10,000) pounds, plus an additional charge of fifteen dollars ($15.00)after the first one and one-half (1/2) hours.

b. In addition to the tow charge, each wrecker company shall be permitted to charge not more than fifteen dollars ($15.00) for each tire required to be changed at the scene of any wreck; fifteen dollars ($15.00) for pulling the drive shaft of any vehicle should the same be required; and thirty dollars ($30.00) for the use of any dolly used on any vehicle if required.

(1) In addition to the tow charge, each wrecker shall be permitted to charge not more than ten dollars ($10.00) per bag for use of oil absorbent material used at the scene of any wreck.

c. Each wrecker company may charge fifteen dollars ($15.00) per full hour if its vehicle is required to remain at the scene of an accident for more than one (1) hour, at the direction of MFD, and no wrecker business is performed.

d. Whenever the owner of a wrecked or disabled vehicle has directed at the scene that the vehicle be towed to a certain place within the city, then then the wrecker company shall not make any additional charge for moving the vehicle to the destination selected by the owner.

e. A charge of one hundred fifty dollars ($150.00) per hour may be charged by the wrecker company when it is necessary to use a large wrecker as defined in this chapter to remove the wrecked or disabled vehicle; and an additional charge of one hundred fifty dollars ($150.00) per hour for each additional large wrecker requested by or consented to by the police officer in charge of the scene may be charged.

f. Wrecker company may charge $10.00 per bag for the use of oil absorbent material used at the scene of a wreck.

Sec. 63-32 - Application.

Each application for a wrecker permit issued hereunder shall be accompanied by an administrative fee to cover the cost of the application investigation in an amount as may be determined, from time to time, by the Chief of Police and shall be made upon blank forms prepared and made available by the City and shall state:

(1) The name, home address and proposed business address of the applicant.

(2) The location, description and hourly availability of the wreckers owned, or to be operated, by the applicant.

(3) A description by street number and the outside dimensions of the space that the applicant has available which must be able to accommodate the storage of vehicles in a secure area.

(4) The number and types of wreckers, including a description thereof, to be operated by the applicant.

(5) Such other information as the city shall find reasonably necessary to effectuate the purposes of this chapter.

Chapter 63 Wrecker Service, Article II - Permit, Section 33, Standards for Issuance, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

Sec. 63-33 - Standards for issuance.

Every wrecker proposed to be used by the applicant shall meet the following minimum standards:

(1) Factory recommended three-quarter-ton capacity dual wheels. Dummy dual wheels are prohibited.

(2) A power winch, winch line and boom with a factory rated lifting capacity or a tested capacity of not less than eight thousand (8,000) pounds' single line capacity. The wrecker company shall provide documentation of lifting capacity from the factory or qualified testing facility.

(3) A rubber cradle or cradles attached to the wrecker in order to prevent any vehicle being hauled or towed from being further damaged by coasting, rocking, swinging or slamming into the wrecker or any part thereof.

(4) Tow bars, safety chains, a fire extinguisher mounted in an accessible location, wrecking bars, minimum of three (3) flares, brooms, shovel and an axe. There shall be further proof furnished that the wrecker company has one (1) dolly available for its wreckers when and if necessary, and that the name or number of the wrecking company be permanently affixed to the dolly.

(5) A flashing yellow or amber light shall be affixed above the top of the cabin of the wrecker; however, sirens are prohibited.

(6) A minimum of one hundred (100) feet of three-eighths-inch cable.

(7) A sufficient amount of oil absorbent material to completely remove the petroleum products that might be discharged from or by at least two full-sized motor vehicles.

(8) The name, address and telephone number of the wrecker company permanently affixed and displayed in letters clearly visible from one hundred (100) feet on both sides. The letters for the name shall be at least four (4) inches high and letters for the address and telephone numbers shall be at least two (2) inches high.

(9) Nothing on vehicles, buildings, equipment, clothing or correspondence implying any official relationship between the wrecker company and any law enforcement agency.

(10) Clearance and marker lights and all other equipment as required by law.

(11) Dual rear adjustable floodlights with a minimum of twenty thousand (20,000) candlepower each.

(12) In addition to the above requirements of subsections (1) through (7), large wreckers shall be required to be equipped with the following additional items in order to be issued a permit from the chief of police as set forth herein:

a. Air control valve for the purpose of providing braking capability for the vehicle or trailer being towed or removed.

b. Two (2) metal chock blocks to prevent rolling, or slippage of the wrecker. These chock blocks should have the capability of being tied to the wrecker and of a width equal to that of the dual wheels of the wrecker.

c. A minimum of two hundred (200) feet of cable on each drum at least five-eighths inch in diameter.

d. Air brakes so constructed as to lock the rear wheels automatically upon failure and to supply air to disabled vehicles.

e. One (1) pair of bolt cutters with a minimum one-half-inch opening; two (2) fire extinguishers mounted in an accessible location; external air hookups and hoses; at least six (6) safety cones or triangle reflectors; and fifty (50) pounds of sand or suitable equivalent.

(13) Wrecker operators or wrecker companies who wish to remove cars and light trucks may have a "flatbed," "roll-back," or "slide-back" carrier with specifications and equipment as follows. These are wreckers which are used to pick up burned vehicles, sports vehicles (to prevent damage to plastic front ends), small trailers and boats and to transport cargo from an accident scene:

a. A minimum of a one-ton truck with a sixteen-foot bed, dual wheels and one (1) power winch with an eight thousand-pound capacity.

b. A minimum of fifty (50) feet of three-eighths-inch cable.

c. A brake lock device.

d. A minimum of two (2) safety tie down chains ten (10) feet in length.

e. One (1) fire extinguisher.

f. The requirements of subsections (5), (7), (8), (9), (11), and any other section of this chapter which would apply to wreckers or wrecker companies in a general fashion.

(14) The deposit of the following insurance policies with the revenue department of the City:

a. A garage keeper's legal liability policy covering fire, windstorm, theft and explosion which includes collision coverage for non-owned vehicles and "on hook" coverage in the minimum amount of one hundred thousand dollars ($100,000.00), subject to a deductible clause of no more than two hundred fifty dollars ($250.00).

b. A garage liability policy or policies covering the operation of applicant's business equipment or vehicles, and premises liability for any bodily injury or property damage to third parties from vehicle use or on premises. This policy shall be in the amount of one hundred thousand dollars ($100,000.00) for any one (1) person killed or injured, three hundred thousand dollars ($300,000.00) for more than one (1) person injured or killed in any one (1) accident, and fifty thousand dollars ($50,000.00) for all property damage arising out of any one (1) accident. The requirements of this provision may be met with a single limit policy or policies of at least three hundred fifty thousand dollars ($350,000.00).

c. Each policy required hereunder shall contain an endorsement providing for thirty (30) day notice to the revenue officer of the City and the chief of police or his designated representative prior to any material change therein or cancellation thereof.

Sec. 63-35

All permits will be valid for two (2) years. New applications must be submitted every two (2) years to MPD to be eligible to participate on the wrecker list.

III. Chapter 63, Wrecker Service, Article III - Permit, Section 33, Requirements for placement on rotation lists, of the Municipal Code of the City of Mobile is hereby amended to read in its entirety as follows:

Sec. 63-52 - Requirements for placement on rotation lists.

(a) The police department shall maintain three (3) wrecker rotation lists. One list shall include all qualified wrecker companies operating large wreckers as defined in this chapter. A second list shall include all qualified wrecker companies operating certified hazardous materials wreckers as defined in this chapter. The third list shall include all qualified, wrecker companies operating wreckers other than large or hazardous materials wreckers.

Inclusion in one list shall not mandate exclusion from either of the other two lists. In order for a company to qualify for inclusion in any of these rotation lists it must meet all the requirements of this chapter and, in addition thereto, must meet the requirements set out in paragraph (b) herein below.

(b) To qualify for inclusion on a rotation list, a wrecker company must:

(1) Maintain a duly licensed business within the city's limits or its police jurisdiction with a separate business license for each and every geographic location out of which the wrecker company will house and/or dispatch wreckers.

(2) Complete and execute an application form supplied by the police department, which form may be amended from time to time at the discretion of the police department.

(3) Maintain twenty-four-hour wrecker service seven (7) days per week, with a wrecker operator and wrecker on call at all times at its place of business. Answering services shall not be permitted because time is of the essence in responding to wrecker calls.

(4) All wreckers and towing vehicles dispatched in response to calls or requests for tows shall depart from the company's place of business (as defined in section 63-2 above).

(5) Respond to all calls for tows using vehicles and equipment which belong to the called company. No subcontracted, substitute or replacement vehicles will be allowed, unless approved in advance in writing by the City's chief of police.

(6) When dispatched as the closest wrecker, arrive on the scene within the times specified in section 63-59 herein.

(7) Be active participants in good standing on the lists of companies that tow impounded vehicles pursuant to section 61-101 et seq., of the City Code, and execute the form entitled "Conditions for Participating in the City of Mobile Wrecker/Towing Call List(s)."

(8) Pick up, remove from the scene (including the roadway and any road shoulder or gutter) and properly dispose of all debris, including but not limited to all glass and plastic fragments, at the time of towing.

(9) Wrecker companies must submit a picture of oil absorbent material used on scene attached to the invoice for payment.

IV. Article V - Miscellaneous.

DIVISION - Invoices

All invoices must be submitted for payment within thirty (30) days of service rendered. Any invoices submitted after ninety (90) days of service shall be considered delinquent and will not be paid by the City of Mobile.

DIVISION 2 - REPOSSESSION WRECKERS

Sec. 63-63 Exemption.

Wreckers which are solely used for the purpose of repossessing vehicles for credit or financing agencies shall be exempt from the provisions of this chapter, but in no event shall such a wrecker be allowed to be on any wrecker rotation list of the City.

DIVISION 3 - HAZARDOUS MATERIALS REQUIREMENTS

Sec. 63-64 - Emergency Response Guidebook.

It shall be the duty of each wrecker company owner listed on the hazardous materials wreckers list to ensure that each wrecker responding pursuant to the terms of this chapter is properly certified by DOT and has the proper insurance riders for hazardous materials in accordance with federal guidelines along with a copy of the current edition of the U.S. Department of Transportation Emergency Response Guidebook contained within the cab of the wrecker. Also, the owner of the wrecker company shall have a duty to ensure that all personnel who may respond to an incident pursuant to the terms and provisions of this chapter shall receive hazardous materials training on an annual basis regarding the Department of Transportation's guidelines on the following topics:

(1) Awareness/operational level training;

(2) Incident command systems and procedures;

(3) DOT'S Emergency Response Guidebook (Current Edition).

V. Remaining provisions are unchanged.

Except as hereinabove specifically stated, the remaining terms and provisions of the Chapter 63, Wrecker Service, of the Municipal Code of the City of Mobile remain in full force and effect, unchanged by these Amendments.

The ordinance was read by the Assistant City Clerk; whereupon Councilmember Daves moved that the ordinance be held over for one (1) week until the regular meeting of May 28, 2019, which was seconded by Councilmember Rich and the vote was as follows:

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

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

CONSENT RESOLUTIONS HELD OVER:

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR CITY MARKET CHEVRON, 1300 GOVERNMENT STREET. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-455-2019

Sponsored by: Councilmember Manzie

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: Laxmi Oil Company, LLC

Location: City Market Chevron
1300 Government Street
Mobile, AL 36604

The resolution was read by the Assistant City Clerk; whereupon Councilmember Manzie moved that the resolution be held over for one (1) week until the regular meeting of Tuesday, May 28, 2019, which was seconded by Councilmember Daves and the vote was as follows:

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER (OFF PREMISES ONLY) LICENSE FOR SIMPLY SEAFOOD, 5600 THREE NOTCH ROAD. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-456-2019

Sponsored by: Councilmember Williams

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 (Off Premises Only) License
Submitted by:	Son Thanh Le
Location:	Simply Seafood 5600 Three Notch Road Mobile, AL 36619

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

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

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

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH JOHN G. WALTON CONSTRUCTION COMPANY, INC. FOR GREENWICH HILLS DRAINAGE IMPROVEMENTS, $227, 447.40 (D5; COM PROJECT NO. 2016-3005-24[A]; C0219). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION:	21-480-2019
Sponsored by:	Councilmember Daves and Mayor Stimpson

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

Name of company:	John G. Walton Construction Company, Inc.
Project name:	Greenwich Hills Drainage Improvements (D5) COM Project No. 2016-3005-24(A)
Estimated cost:	$227,447.40

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

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

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

RESOLUTIONS HELD OVER:

AUTHORIZE PRELIMINARY ENGINEERING, UTILITY AND CONSTRUCTION AGREEMENT WITH THE STATE OF ALABAMA FOR ROUNDABOUT INSTALLATION AT CANAL STREET AND BROAD STREET, $1,575,099.02 (CITY FUNDS $157,509.91; FEDERAL HSIP FUNDS $1,417.589.11) (G-TIGER16, PROJECT # HSIP-4919). The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-479-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED, by the City of Mobile as follows:

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

Roundabout installation at Canal Street and Broad Street; Project# HSIP-4919( ); CPMS Ref# 100069746,100069798, and 100069797.

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

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

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

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

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

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC. FOR HICKORY STREET LANDFILL, $32,864.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-481-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Professional Services Agreement between the City of Mobile and Southern Earth Sciences, Inc., for services to assist the City of Mobile with administration of their Landfill Permit (49-01) for Hickory Street Landfill by performing ground water sampling, statistical evaluations and preparing reports on collected data, and to perform all acts necessary in connection with the Agreement, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full. Southern Earth Sciences will receive compensation in the amount of $32,864.00 for the services provided. A copy of said Agreement is on file in the office of the City Clerk.

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

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

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

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC. FOR BATES C & D LANDFILL, $30,400.00. The following resolution, which was introduced and read at the regular meeting of Tuesday, May 14, 2019 and held over for one (1) week until the regular meeting of May 21, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-482-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Professional Services Agreement between the City of Mobile and Southern Earth Sciences, Inc. for professional services to assist the City of Mobile with administration of their Landfill Permit (49-09) for Bates C & D Landfill by performing ground water sampling, statistical evaluations and preparing reports on collected data, and to perform all acts necessary in connection with the Agreement, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. Southern Earth Sciences will receive compensation in the amount of $30,400.00 for the services provided. A copy of said Agreement is on file in the office of the City Clerk.

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

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

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

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

Councilmember Richardson moved for the suspension of the rules to consider Consent Resolutions 03-483 – 31-487 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

APPOINT ANDRE RATHLE TO THE ARCHITECTURAL REVIEW BOARD. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 03-483-2019

Sponsored by: Councilmember Daves

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Andre Rathle is appointed to fill an un-expired term to the Architectural Review Board effective immediately for a term ending December 31, 2021.

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

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

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

APPROVE PURCHASE ORDERS FOR REQUISITIONS OVER $7,500.00 FOR THE WEEK OF MAY 13, 2019, $567,752.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 08-484-2019

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
11274	2019	(5000) INFORMATION TECHNOLOGY	25 NETMOTION SOFTWARE LICENSES AND SUPPORT PLAN (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	$9,333.76	(272932) CDW GOVERNMENT LLC
11066	2019	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED PRE ORDER (SEALED BID 5216)	$16,846.50	(42474) DAVISON OIL COMPANY INC
11065	2019	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED PRE ORDER (SEALED BID 5216)	$16,846.50	(42474) DAVISON OIL COMPANY INC
11064	2019	(2050) EQUIPMENT SERVICES	GARAGE DIESEP PRE ORDER (AL STATE CONTRACT)	$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
11062	2019	(2050) EQUIPMENT SERVICES	GARAGE DIESEL PRE ORDER (AL STATE CONTRACT)	$16,987.50	(279229) PETROLEUM TRADERS CORPORATION
10927	2019	(5510) MUNICIPAL ENFORCEMENT	14 ELITEDESK DESKTOP COMPUTERS (AL STATE CONTRACT)	$9,310.00	(279402) TSA
10236	2019	(F7000) MOTOR POOL	2019 FREIGHTLINER 114 SD CHASSIS W/VACTOR BODY (SOURCEWEL COOPERATIVE PURCHASING AGREEMENT)	$428,150.00	(190715) SANSOM EQUIPMENT CO INC
9189	2019	(F7000) MOTOR POOL	2019 TORO MB TX 2500 TRACKED MUD BUGGY (PRICE QUOTE)	$13,050.24	(216157) UNITED RENTALS NORTH AMERICA INC
8120	2019	(1510) FIRE ADMINISTRATION	2 2019 YAMAHA MINI-AMBULANCES (SEALED BID 5279)	$40,240.00	(295930) DIVERSIFIED GOLF CARS, INC.

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

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

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

APPROVE ITEM BASED BID (SWIMMING POOL CHEMICALS). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 08-485-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5276	SWIMMING POOL CHEMICALS	6	Various, see bid tab	Until Nov 25, 2019, extendable until May 25, 2020	Various, see bid tab

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

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

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

DECLARE THE STRUCTURE AT 1961 ST. STEPHENS ROAD (AKA 1951 ST. STEPHENS ROAD) A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 40-486-2019

Sponsored by: Councilmember Richardson

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 1961 St. Stephens 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. 8 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 1961 St. Stephens Road as:

BEG NW COR ST STEPHENS RD & ANDREWS ST RUN TH WLY 138 FT-S- TH WLY 180 FT-S- TH SLY 161.19 FT TH ELY 184 FT (S) TO FOB PI GRT SEC 44 T4S RIW EQUAL INTERESTS OSCAR RAY RICHARDSON OLIVET FOSTER RICHARDSON EDWIN FOSTER OLETA C FOSTER #SEC 44 T4S RIW #IVIP29 02 44 0 030

Parcel number: 29 02 44 0 030 253

Last assessed to: RICHARDSON RAY OLIVET

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

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

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

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

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

AUTHORIZE GRANT APPLICATION TO THE U. S. DEPARTMENT OF JUSTICE FOR THE FY19 LOCAL LAW ENFORCEMENT CRIME GUN INTELLIGENCE CENTER INTEGRATION INITIATIVE, $750,000.00. The following resolution was introduced by Councilmember Richardson.

RESOLUTION: 31-487-2019

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 Justice, Bureau of Justice Assistance, a Notice of Award and grant assistance in the approximate amount of $750,000.00 for the FY 2019 Local Law Enforcement Crime Gun Intelligence Center Integration Initiative.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Justice and any other federal agency. 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 Assistant City Clerk; whereupon Councilmember Richardson moved that the resolution be adopted, which was seconded by Councilmember Williams and the vote was as follows:

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

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

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

Councilmember Richardson moved for the suspension of the rules to consider CIP Resolutions 21-488 - 21-478, with the exception of 21-492, being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH NEEL-SCHAFFER, INC. FOR GREENWICH HILLS DRAINAGE IMPROVEMENTS, $25,500.00 (D5; COM PROJECT NO. 2016-3005-24[A]; C0219. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-488-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

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

Name of company: Neel-Schaffer, Inc.

Project name: Greenwich Hills Drainage Improvements

(D5) COM project no.: 2016-3005-24(A)

Estimated cost: $25,500.00

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

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

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

AUTHORIZE CONTRACT AMENDMENT WITH HUTCHINSON, MOORE & RAUCH, LLC FOR HACKMEYER PARK-DRAINAGE REPAIRS AND PARK IMPROVEMENTS, INCREASE $15,200.00 (PR-060-18; C0357; 20002000-42200; 2018 CIP #2017-351 D5). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-489-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

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

Project name: Hackmeyer Park - Drainage Repairs and Park Improvements

Project number: PR-060-18

Amount: $15,200.00 (2018 GIF #2017-351, 05)

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

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

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

AUTHORIZE CONTRACT WITH THOMPSON ENGINEERING, INC. FOR 2017 CIP MCGREGOR AVENUE SIDEWALKS, PH2 (GEOTECH TESTING), $10,600.00 (#269, 361) D5. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-490-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

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

Name of company: Thompson Engineering, Inc.

Project name: 2017 GIF McGregor Avenue Sidewalks, Phase 2, District 5 (#269,361)

COM project no.: 2018-3005-06

Estimated cost: $10,600.00

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

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

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

AUTHORIZE CONTRACT WITH SKIPPER CONSULTING FOR INTERSECTION IMPROVEMENT DESIGN FOR COTTAGE HILL RD AND HILLCREST RD, $26,300.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-491-2019

Sponsored by: Councilmember Rich and Mayor Stimpson

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

Name of company: Skipper Consulting, INC

COM project name: Intersection Improvement Design for Cottage Hill Rd and Hillcrest Rd, 2019-2060-02

Capital project no.: C0442

Contract amount: $26,300.00

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

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

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

CONTRACT WITH HARRIS CONTRACTING SERVICES, INC. FOR JOE BAILEY PARK-TENNIS COURTS AND SITE IMPROVEMENTS, $629,803.00 (2018 CIP #1038, 2019 CIP #1068, D5). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-492-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

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

Name of company: Harris Contracting Services, Inc.

Project name: Joe Bailey Park - Tennis Courts & Site improvements

Project number: PR-022-18

Amount: $629,803.00

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH CANNON COCHRAN MANAGEMENT SERVICES, INC., TO SERVE AS THIRD PARTY ADMINISTRATOR OF THE CITY'S SELF-INSURANCE PROGRAM, $222,500.00 (QUARTERLY INSTALLMENTS OF $55,625.00.) The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 01-493-2019

Sponsored by: Mayor Stimpson

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

AUTHORIZE SUPPLEMENTAL AGREEMENT #1 WITH BASKERVILLE-DONOVAN, INC. FOR ZEIGLER BOULEVARD WIDENING (FOREST HILL DRIVE TO CODY ROAD) FOREST DALE AND RAILROAD INTERSECTION PROJECT, INCREASE $40,930.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 01-494-2019

Sponsored by: Councilmember Gregory & Mayor Stimpson

WHEREAS, the City entered into a contract dated August 29, 2017 with Baskerville-Donovan, Inc., for engineering services on the project known as Zeigler Boulevard Widening (Forest Hill Drive to Cody Road) Forest Dale & Railroad Intersection Project.

WHEREAS, the Contract amount for the engineering services are based on fee negotiations between the City of Mobile & Alabama Department of Transportation with Baskerville-Donovan, Inc.; and totaled $62,788.00; and

WHEREAS, the design fee cost is to be shared between the City of Mobile (20%) and the Alabama Department of Transportation (80%), and

WHEREAS, due to right-of-way acquisition difficulties and the need to update the plans as required by the Alabama Department of Transportation being outside of the original scope of the contract, a Supplemental Agreement No. 1, approved by the Alabama Department of Transportation, for professional engineering fees to adjust the amount of compensation to Baskerville-Donovan, Inc., thereby increases professional engineering fees by $40,930.00 to a total of $103,718.00; and

WHEREAS, the additional services for the extra work were negotiated and is attached in the Alabama Department of Transportation's supplemental agreement form;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Council does hereby authorize the additional fee of $40,930.00, for a total of $103,718.00, to be paid to Baskerville-Donovan, Inc. for engineering services on the Zeigler Boulevard Widening (Forest Hill Drive to Cody Road) Forest Dale & Railroad Intersection Project.

AUTHORIZE CONTRACT WITH DORTCH, FIGURES & SONS, INC. FOR PEDESTRIAN BRIDGE OVER WATER STREET, $239,632.00 (D2; COM PROJECT NO. 2019-3005-01; C0439). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-495-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: Dortch, Figures & Sons, Inc.

Project name: Pedestrian Bridge over Water Street (D2)

COM project no.: 2019-3005-01

Estimated cost: $239,632.00

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH STACEY DALLAS-WOODYARD, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSUALT KIT INITIATIVE). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-496-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a professional services contract, by and between the City of Mobile and STACY DALLAS-WOODYARD. A Copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH BRANDI BATTISTE, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSAULT KIT INITIATIVE). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-497-2019

Sponsored by: Mayor Stimpson

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

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH EMMA KATE HANCOCK, VICTIM ADVOCATE (DEPARTMENT OF JUSTICE SEXUAL ASSUALT KIT INITIATIVE.) The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-498-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a professional services contract, by and between the City of Mobile and Emma Kate Hancock. A Copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH AMERSON ROOFING, INC. FOR PUBLIC WORKS-GARAGE ROOF REPAIRS, $26,844.00 (C0009). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-499-2019

Sponsored by: Councilmember Small and Mayor Stimpson

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

Project name: Public Works - Garage Roof Repairs

Project number: PW-087-18

Amount: $26,844.00

AUTHORIZE CONTRACT WITH INDUSTRIAL MOWING, LLC FOR RIGHT OF WAY MOWING FOR MICHIGAN AVENUE AND DAUPHIN STREET, $44,000.00. The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-500-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement with Industrial Mowing, LLC in the amount of $44,000.00 to provide right of way mowing and edging of Michigan Avenue and Dauphin Street, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH E. CORNELL MALONE CORPORATION FOR ANIMAL SHELTER-KENNEL ROOF ENCLOSURE, $18,930.00 (CO457). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 21-501-2019

Sponsored by: Councilmember Small and Mayor Stimpson

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

Name of company: E. Cornell Malone Corporation

Project name: Animal Shelter - Kennel Roof Enclosure

Project number: BG-053-18

Amount: $18,930.00

APPLY, ACCEPT AND ACCEPT FUNDING FROM THE NATIONAL FISH AND WILDLIFE FOUNDATION (NFWF) FOR MOBILE BAY SHORE HABITAT CONSERVATION AND ACQUISITION INITIATIVE PH. II, $6,444,270.00 ($3,907,754.00 LOCAL MATCH). The following resolution was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 31-502-2019

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to apply, accept and receive funding from the National Fish and Wildlife Foundation (NFWF) Alabama Gulf Environmental Benefit Fund 2017 for Mobile Bay Shore Habitat Conservation and Acquisition Initiative (AL) as set out in the instrument attached hereto in the amount of $6,444,270.00 ($3,907,754.00 local match.)

APPROVE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR DALTON VAUGHAN, D/B/A MODERN LIMOUSINE. The following resolution on was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 37-503-2019

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

RESOLUTION CONSENTING TO THE PUBLIC EDUCATION BUILDING AUTHORITY'S CONVEYANCE OF SCHOOLS TO BOARD OF SCHOOL COMMISSIONERS. The following resolution on was held over for one (1) week until the regular meeting of Tuesday, May 28, 2019.

RESOLUTION: 60-504-2019

Sponsored by: Mayor Stimpson

WHEREAS, the Public Educational Building Authority of the City of Mobile (the "Authority") was formed as a public corporation for the purpose of providing ancillary improvements for use in connection with educational institutions; and the Authority has the statutory authority to lease its properties and to issue interest-bearing bonds; and

WHEREAS, in 2006 the Board of School Commissioners of the Mobile County (the "Board") requested that the Authority facilitate bond financing in order to construct school improvements for the benefit of the Board; and

WHEREAS, the statutes authorizing the Authority, Title 16, Chapter 18 of the Code of Alabama, contemplate that the Authority would issue its bonds for the purpose of financing school improvements, and then would lease the improvements to the Board; and

WHEREAS, by Deed dated February 26, 2006, the Board conveyed the schools known as Rosa Lott Middle School, Orchard Elementary School, St. Elmo Elementary School, Alma Bryant High School, Citronelle High School, Collier Elementary School, and Davidson High School, to the Authority to use as collateral for the purpose of obtaining bond financing, the bonds were obtained and the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by lease dated March 1, 2006; and

WHEREAS, by Deed dated September 1, 2009, the Board conveyed the schools known as Pillans, Calloway Smith, Craighead, Denton, Dunbar, Gilliard, Florence Howard, Mertz, and Mobile County Training, to the Authority to use as collateral for the purpose of obtaining bond financing; and the bonds were obtained, the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by lease dated September 1, 2009; and

WHEREAS, by Deed dated November 17, 2009, the Board conveyed the schools known as Kate Shepard Elementary School and Nan Gray Davis Elementary School to the Authority to use as collateral for the purpose of obtaining bond financing, bonds were obtained, the property mortgaged to Regions Bank; the Authority then leased the schools back to the Board by First Supplemental Lease Agreement recorded December 2, 2009; and

WHEREAS, the statutes provide that "all obligations created or assumed and all bonds issued or assumed by the Authority shall be solely and exclusively an obligation of the Authority and shall not create an obligation or debt of the state or of any county or municipality;" and

WHEREAS, the debt secured by the bonds and the mortgage has been paid off, and the mortgages released by Satisfactions of Mortgage and Trust Indenture dated May 9, 2019; and

WHEREAS, pursuant to the financing arrangements, upon request the Authority is required to convey the aforesaid schools back to the Board; and the Board has requested that the Authority convey the aforesaid schools to the Board; and

WHEREAS, Section 16-18-7(20) of the Code of Alabama provides that the Authority shall have the power to convey any of its ancillary improvements to the Board, provided that such conveyance may be made "only with the consent of the governing body of the determining municipality, such consent to be evidenced by a resolution adopted by the said governing body."

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, that the City of Mobile and its governing body do hereby consent to the Authority's conveyance of the aforesaid schools to the Board.

ANNOUNCEMENTS:

Councilmembers Rich, Daves and Small reminded citizens of the sacrifices made by service men and women and wished everyone a safe and happy Memorial Day weekend.

Councilmember Rich invited the public to attend the grand opening of the SplashGround Express, the new splashpad at Medal of Honor Park, this Saturday. Also, the Mobile Pops band will offer a free concert at 7:00 p.m.

Councilmember Williams announced that McGill-Toolen Catholic High School won the 7A State Championship in baseball.

Councilmember Richardson thanked Hillcrest High School for inviting him to give the baccalaureate address for their graduation.

Councilmember Richardson reminded district one residents that a Trinity Gardens community meeting will be held on Thursday, June 20, 2019, at 6:00 p.m. at the Dotch Community Center.

Councilmember Manzie stated that a date for the groundbreaking of the MLK Avenue Basketball Complex will be announced soon, as well as dates for district two community meetings.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:20 a.m.

Approved: May 28, 2019

COUNCIL VICE PRESIDENT

CITY CLERK