

MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 10, 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 10, 2022, at 9:00 a.m.

Present: 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 10, 2022

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

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

Dr. Alan Floyd, Cottage Hill Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES

The minutes of the meeting of April 26, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson shared that Airbus plans to add a third final assembly line to increase production of the A320 which will double production capacity.

Mayor Stimpson recognized a group in the audience that will represent Mobile in the Special Olympics on June 4, 2022.

Mayor Stimpson announced that the Historic Development Department will celebrate National Historic Preservation Month with four events in the city.

Mayor Stimpson read a proclamation declaring May 10, 2022 as “Eva Golson Day” in Mobile for her 50 years of service to the City of Mobile and the State of Alabama.

NOTE: Gina Gregory read a letter from Patti Culp, CEO and President of Alabama Travel Council Inc., to Eva Golson honoring her 50 years of service.

Mayor Stimpson read a proclamation declaring May 10, 2022 as “Law Day” in the city of Mobile.

Mayor Stimpson read a proclamation declaring May 2022 as “Mental Health Month” in the city of Mobile.

PRESENTATIONS TO THE COUNCIL:

Jim DeLapp, Executive Director of Public Works, presented Grace Tiledo, Darius Dunagan, and Michael Smith as Public Works Employees of the Month.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Appeal of Cameron Kinney regarding the ARB’s denial of his application to install vinyl windows at 1657 and 1659 Conti Street. (District 2).

Paul Beckman, 1657 Conti Street, Attorney for the appellant, spoke in support of the appeal.

Chris Kern, Assistant City Attorney, provided legal information in support of the Architectural Review Board’s decision.

Christine Dawson, Deputy Director of Historic Development, provided additional information in support of the Architectural Review Board’s decision.

Councilmember Reynolds moved to grant the appeal of Cameron Kinney.

Councilmember Reynolds withdrew his motion.

Following questions and comments from the Council and Chris Arledge, Council Attorney, Councilmember Carroll moved to uphold the decision of the Architectural Review Board. The motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: Reynolds

The vote was then announced by City Clerk, whereupon the Presiding Officer declared the decision of the Architectural Review Board upheld.

Request of Craig Shoemaker for a waiver of the Noise Ordinance at Cathedral Square on May 20, 2022, from 5:00 p. m. – 10:00 p.m. (District 2).

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

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

Nays: None

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

Request of City Hope Church for a waiver of the Noise Ordinance at Bienville Square on May 21, 2022, from 9:00 a.m. – 2:00 p.m. (District 2).

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

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

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

Request of Door to Serenity for a waiver of the Noise Ordinance at Cooper Riverside Park on May 21, 2022, from 12:00 p.m. – 4:00 p.m. (District 2).

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

Request of Lifelines Counseling Services for a waiver of the Noise Ordinance at Cooper Riverside Park on October 29, 2022, from 10:00 a.m. – 2:00 p.m. (District 2)

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

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

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

Request of Mt. Sinai Missionary Baptist Church for a waiver of the Noise Ordinance at Arlington on May 29, 2022, from 9:00 a.m. – 2:00 p.m. (District 3).

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

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

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

Request of Cyrus English for a waiver of the Noise Ordinance at Medal of Honor Park on July 23, 2022, from 11:00 a.m. – 3:00 p.m. (District 6).

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

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

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 2410 CONE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2410 Cone 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 DECLARE THE STRUCTURE AT 1417 TAMPA DRIVE 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 1417 Tampa Drive 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 TO L & L EXPRESS, LLC TO OPERATE A SHUTTLE SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a Certificate of Public Convenience and Necessity to L & L Express, LLC to operate a shuttle service 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:

NON AGENDA ITEMS:

1. Matt Green, 57 Nack Lane, provided information about the Boyington Oak Festival.
2. Mary Palmer, 4209 Aldebaran Way, provided information about the Boyington Oak Festival.
3. Marvin Lue, 1252 Dr. Martin Luther King Jr., Avenue, expressed concerns for community safety and the need for programs to combat gun violence.
4. The following people spoke about redistricting and annexation:
 - Katie Herndon, 205 DeSales Avenue, Apt. C
 - Shalela Dowdy, 1008 Barbara Drive
 - Reverend Brian Johnson, 409 Lexington Avenue
 - Trevor Woolridge, 354 PH Lewis Place
 - Reverend Bobby Brown, 3651 Wenlock Court

AGENDA ITEMS:

1. Tony Hoffman, 5 Dauphin Street, General County Administrator for Mobile County, provided information concerning the property referenced in resolution 40-282.

2. Reggie Hill, 1007 Center Street, provided comments about resolutions 60-395 through 60-399; 01-370; 08-373 through 08-375; 08-377 through 08-378; 31-389; 21-410 and 60-420.

ORDINANCES HELD OVER:

REZONE PROPERTY LOCATED AT 93, 95 AND 97 N. SAGE AVENUE FROM R-1 TO B-2. The following ordinance, which was introduced and read at the regular meeting of May 3, 2022 and held over until the regular meeting of May 10, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-027-2022

Sponsored by: Councilmember Penn

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

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

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

BEGINNING AT THE SOUTHWEST CORNER OF OLD SHELL ROAD AND NORTH SAGE AVENUE, RUN S00°04'50"W ALONG THE WEST RIGHT OF WAY LINE OF SAID NORTH SAGE AVENUE, A DISTANCE OF 286.94 FEET TO A REBAR FOUND AT THE NORTHEAST CORNER OF LOT 1, BOB WILLIAMS SUBDIVISION, SECOND RESUBDIVISION OF A PORTION OF LOT 1, AS PER PLAT RECORDED IN MAP BOOK 42, PAGE 83 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 1, BOB WILLIAMS SUBDIVISION, SECOND RESUBDIVISION OF A PORTION OF LOT 1, RUN N89°50'10"W 105.00 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY OF LOT 1, BOB WILLIAMS SUBDIVISION, SECOND RESUBDIVISION OF A PORTION OF LOT 1, RUN N00°04'50"E 37.02 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY OF LOT 1, BOB WILLIAMS SUBDIVISION, SECOND RESUBDIVISION OF A PORTION OF LOT 1 AND ALONG THE NORTH BOUNDARY OF LOT 3-A, B AND H SUBDIVISION, AS PER PLAT RECORDED IN MAP BOOK 84, PAGE 86 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, RUN S89°50'18"W 86.04 FEET TO THE SOUTHEAST CORNER OF LOT 4, VALERIA PLACE, AS PER PLAT RECORDED IN MAP BOOK 59, PAGE 92 OF THE AFOREMENTIONED COURT RECORDS OF MOBILE COUNTY, ALABAMA; THENCE ALONG THE EAST BOUNDARY OF SAID LOT 4, VALERIA PLACE AND THE NORTHWARD PROJECTION THEREOF, RUN N00°04'50"E 309.33 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF THE AFOREMENTIONED OLD SHELL ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN S72°42'10"E 200.00 FEET TO THE POINT OF BEGINNING. CONTAINING 57,280 SQUARE FEET OR 1.31 ACRES, MORE OR LESS.

The classification of said property is hereby changed from R-1, Single-Family Residential District, B-2, Neighborhood Business District, and B-3, Community 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 Jaws 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 Jaws, including the requirements of said Zoning Ordinance of May

16, 1967, and further provided, however, that no Jot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) completion of the Subdivision process; and 2) full compliance with all municipal codes and ordinances.

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

The ordinance was read by the City Clerk; whereupon Councilmember Penn moved that the ordinance be adopted, which was seconded by Councilmember Reynolds 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

DECLARE THE STRUCTURE AT 6401 PINEHURST RUN A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of March 29, 2022, and held over until the regular meetings of April 12, and May 10, 2022, was called up by the Presiding Officer.

RESOLUTION: 40-282-2022

Sponsored by: Councilmember Jones

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 6401 PINEHURST RUN 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. 2, 4, 7, 8, 10, 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 6401 PINEHURST RUN described as:

LOT 1 WILLOWBROOK UNIT 2 MBK 21 PG 26 #SEC 20 T4S R2W #MP28 04 20 4 000

Parcel Number: 28 04 20 4 000 099

Last Assessed to: VICKERS KAY H

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 City Clerk; whereupon Councilmember Jones moved that the resolution be adopted, which was seconded by Councilmember Daves. Following comments from Councilmember Jones 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

AUTHORIZE A VEHICLE LEASING AGREEMENT WITH THE MOBILE PUBLIC LIBRARY BOARD. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 01-370-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Vehicle Leasing Agreement between the City of Mobile and the Mobile Public Library Board attached hereto and made a part hereof, as though set forth in full, to lease vehicles to the Library. A copy of said Vehicle Leasing Agreement is on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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 PURCHASE ORDER TO STIVERS FORD LINCOLN FOR FIVE 2022 F150 PICKUP TRUCKS FOR VARIOUS DEPARTMENTS; MOTOR POOL; \$156,735.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-373-2022

Sponsored by: Mayor Stimpson

MINUTES OF MAY 10, 2022

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:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
<u>8742, 8929, 8930</u>	2022	(F7000) MOTOR POOL	5 2022 FORD F150 4X4 PICKUP TRUCKS FOR VARIOUS DEPTS FOR MOTOR POOL (AL STATE CONTRACT)	\$156,735.00	<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 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 PURCHASE ORDER TO JUSTFOIA FOR INSTALLATION AND 1-YEAR SUBSCRIPTION FOR PUBLIC RECORDS MANAGEMENT SOFTWARE; \$21,555.00.

The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-374-2022

Sponsored: 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>8446</u>	2022	(5000) INFORMATION TECHNOLOGY	INSTALLATION AND ONE-YEAR SUBSCRIPTION FOR JUSTFOIA PUBLIC RECORDS MANAGEMENT SOFTWARE (NCPA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$21,555.00	<u>(297746) JUSTFOIA INC</u>

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 PURCHASE ORDER TO GULF COAST TRUCK & EQUIPMENT CO. FOR 2023 MACK ELECTRIC GARBAGE TRUCK; \$626,159.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-375-2022

Sponsored: 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>96</u>	2022	(F7000) MOTOR POOL	2023 MACK LR64 ELECTRIC GARBAGE TRUCK WITH HEIL SIDE-LOAD GARBAGE BODY (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$626,159.00	<u>(077800) GULF COAST TRUCK & EQUIPMENT CO INC</u>

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 PURCHASE ORDER TO SHARK TECH TO REPAIR/REPLACE POLICE BOAT FENDER SYSTEM; \$37,632.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-376-2022

Sponsored by: Mayor Stimpson

MINUTES OF MAY 10, 2022

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>3394</u>	2022	(1532) MPD FIELD OPERATIONS DIVISION	REPAIR/REPLACE POLICE BOAT FENDER SYSTEM (SEALED BID 5665)	\$37,632.00	<u>(297779) SHARK TECH LLC</u>

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 PURCHASE ORDER TO BEARD EQUIPMENT COMPANY FOR JOHN DEERE PROGATOR UTILITY VEHICLE; \$99,155.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-377-2022

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>6513, 6526, 6527, 6567</u>	2022	(F6130) AZALEA CITY GOLF COURSE	JOHN DEERE PROGATOR 2020A UTILITY VEHICLE W/SPRAYER, AERATOR, AND BLOWERS (SEALED BID 5666)	\$99,155.00	<u>(022254) BEARD EQUIPMENT COMPANY</u>

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 PURCHASE ORDER TO JERRY PATE TURF & IRRIGATION FOR 3 CLUB CAR UTILITY VEHICLES; \$43,608.51. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 08-378-2022

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>6525</u>	2022	(F6130) AZALEA CITY GOLF COURSE	3 CLUB CAR 502 GAS UTILITY VEHICLES (SEALED BID 5666)	\$43,608.51	<u>(101098) JERRY PATE TURF & IRRIGATION INC</u>

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 CONTRACT WITH BFI WASTE SERVICES FOR DUMPSTER SERVICE AT VARIOUS CITY LOCATIONS; \$89,304.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-379-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized 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: BFI WASTE SERVICES, LLC

Project Name: VARIOUS CITY OF MOBILE LOCATIONS –

DUMPSTER SERVICE
(3-YEAR SERVICE CONTRACT)

Project Number: SC-028-22

Amount: \$ 28,500.00 FOR THE FIRST YEAR
\$ 29,652.00 FOR THE SECOND YEAR
\$ 31,152.00 FOR THE THIRD YEAR
\$ 89,304.00 COMBINED TOTAL

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 CONTRACT WITH BUTLER COMPLETE SERVICES FOR LANDSCAPING MAINTENANCE AT MOBILE MUSEUM OF ART; \$86,265.00, 3 YEAR TOTAL. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-380-2022

Sponsored by: Councilmember Gregory and Mayor Stimpson

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

Name of Company: BUTLER COMPLETE SERVICES, LLC

Project Name: MOBILE MUSEUM OF ART –
LANDSCAPING MAINTENANCE
(3-YEAR SERVICE CONTRACT)

Project Number: SC-024-22

Amount: \$28,755.00 PER YEAR FOR 3 YEARS
(\$86,265.00 -- 3 YEARS COMBINED)

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 CONTRACT WITH SECOR ENTERPRISES FOR RIGHTS-OF-WAY MOWING; KNOLLWOOD DR., DEMETROPOLIS RD. AND UNIVERSITY BLVD. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-381-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized 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 Secor Enterprises Inc. for Right of Way Mowing Services as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember 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 CONTRACT WITH MORROW CONTRACTING, D/B/A ADVANCED SERVICE PLUS PLUMBING, FOR PLUMBING MAINTENANCE & REPAIRS AT VARIOUS CITY FACILITIES; \$100,000.00. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-382-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized 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: MORROW CONTRACTING, INC
d/b/a ADVANCED SERVICE PLUS PLUMBING COMPANY

Project Name: PLUMBING MAINTENANCE AND REPAIRS –
VARIOUS CITY OF MOBILE FACILITIES
(1-YEAR SERVICE CONTRACT)

Project Number: SC-031-22

Amount: \$100,000.00

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 CONTRACT WITH EVERGREEN SOLUTIONS FOR COMPENSATION AND BENEFITS STUDY; NOT TO EXCEED \$39,400.00. The following resolution, which

was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-383-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a professional services contract, by and between the City of Mobile and Evergreen Solutions, LLC, to conduct a compensation and benefits study, in an amount not to exceed \$39,400.00, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember 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 CONTRACT WITH COMMUNITY SECURITY SERVICES FOR UNARMED SECURITY GUARDS AT VARIOUS CITY FACILITIES. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 21-384-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized 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 Community Security Services LLC for Unarmed Guard and Protective Services as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember 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.

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO TAYLOR'S HOUSE OF CAMELLIAS, LLC TO OPERATE A SHUTTLE SERVICE. The following resolution which was introduced and read at the regular meeting of May 10, 2022 was called upon by the Presiding Officer.

RESOLUTION: 37-385-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Taylor's House of

Camellias, LLC, for a Certificate of Public Convenience and Necessity to operate a shuttle service is hereby approved. A copy of said application is on file in the office of the City Clerk.

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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; TRIPP. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 60-386-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Alisa Tripp, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; ALABAMA & GULF COAST RAILWAY. The following resolution, which was introduced and read at the regular meeting of May 3, 2022 and held over until the meeting of May 10, 2022, was called upon by the presiding officer.

RESOLUTION: 60-387-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claims of Alabama & Gulf Coast Railway, LLC; Dozier Oil Co.; and Davison Fuels, Inc.; as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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.

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

Councilmember Gregory moved for the suspension of the rules to consider Ordinance 61-028, being introduced for the first time. The motion was seconded by Councilmember Jones and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

ORDINANCES BEING INTRODUCED

ORDINANCE TO AMEND ARTICLE XI, CHAPTER 61 – TRAFFIC, OF THE MOBILE CITY CODE, ENTITLED “LOW SPEED VEHICLES”. The following ordinance was introduced by Councilmember Daves.

ORDINANCE	61-028-2022
Sponsored by	Councilmembers Daves and Jones

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Mobile City Code, 1991, Sec. 61-400. – Definitions, originally enacted by Ordinance 61-015-2022, on April 26, 2022, is hereby amended and restated in its entirety as follows:

Sec. 61-400. – Definitions.

Designated LSV Street shall mean all two (2) lane streets and roads within the City of Mobile, or portions thereof, with a speed limit of thirty-five (35) miles per hour or less, with the exception of those streets and roads listed in the following table:

Excluded Street/Road Name(s)	Section(s)
State of Alabama highways and interstate highways	All; provided that LSVs may cross part of a state highway within the Henry Aaron Loop (bounded by Beauregard Street on the North, Water Street on the East, Canal Street on the South and Broad Street on the North) that intersects a <i>Designated LSV Street</i> at signalized intersections that are either state-operated/maintained or covered by a signal operation/maintenance agreement between the City of Mobile and the Alabama Department of Transportation. Such approval to cross state highways is subject to suspension or termination at the sole discretion of ALDOT pursuant to Code of Alabama § 11-73-5. The City of Mobile may choose to erect signage of approved LSV state-route crossings within the designated LSV area.
Intersections of <i>Designated LSV Streets</i> with all other City of Mobile streets.	All; provided that LSVs may cross part of an undesignated City of Mobile street that intersects a <i>Designated LSV street</i> at signalized intersections approved by the City of Mobile Traffic Engineering Department.
Azalea Road	All.
<u>Bel Air Boulevard</u>	<u>All.</u>
<u>Cottage Hill Road</u>	<u>Grant Street to Sage Avenue.</u>
<u>Downtowner Boulevard</u>	<u>All.</u>
Foreman Road	All.
Forest Hill Drive	All.
<u>Grelot Road</u>	<u>All.</u>
Halls Mill Road	All.
<u>Knollwood Drive</u>	<u>All.</u>
<u>Llovds Lane</u>	<u>All.</u>

McGregor Avenue	Airport Blvd. to Old Shell Road.
McVay Drive	Bolton's Branch to Halls Mill Road.
Michael Boulevard	All.
Overlook Road	All.
Springhill Avenue	All.
Zeigler Boulevard	All.

Licensed Driver means a person who has been issued a driver's license to operate a motor vehicle pursuant to *Code of Alabama* § 32-6-1.

Low-speed vehicle or "LSV" means a four-wheeled motor vehicle with a top speed not greater than twenty-five (25) miles per hour and which has a gross vehicle weight rating of less than 3,000 pounds and, a) is certified as meeting all federal and state laws, rules and regulations governing safety, emissions, and anti-theft standards, including the safety standards provided in 49 C.F.R. Section 571.500; b) has a 17-digit vehicle identification number (VIN) which conforms to National Highway Safety and Traffic Administration standards, a manufacturer's statement of origin that states the vehicle complies with the safety standards set forth in 49 C.F.R. Section 571.500, and has affixed thereto a decal certifying that the vehicle meets such safety standards; and c) has attached thereto a current and valid State of Alabama license plate.

BE IT FURTHER ORDAINED that:

- (a) All other provisions and sections of the Mobile City Code, 1991, not amended herein shall remain in full force and effect.
- (b) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.
- (c) This Ordinance shall be effective immediately upon its adoption and publication as required by law.

The ordinance was read by the City Clerk; whereupon Councilmember Daves moved that the ordinance be adopted, which was seconded by Councilmember 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 ordinance adopted.

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

Councilmember Gregory moved for the suspension of the rules to consider all Consent Resolutions being introduced for the first time with the exception of Resolutions 37-390 and 58-394. The motion was seconded by Councilmember Carroll and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

AUTHORIZE A GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE FOR THE FY 2022 NATIONAL SEXUAL ASSAULT KIT INITIATIVE (SAKI); \$1,2000,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-388-2022

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 Justice, a Notice of Award for grant assistance in the amount of \$1,200,000.00 for the Bureau of Justice Assistance FY 2022 National Sexual Assault Kit Initiative (SAKI). 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 U. S. Department of Justice, or the Bureau of Justice Assistance. 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 U.S. DEPT. OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES FOR THE FY 2022 COPS SCHOOL VIOLENCE PREVENTION PROGRAM; \$500,000.00 (25% MATCH REQUIREMENT WILL BE PAID IN FULL BY THE MOBILE COUNTY PUBLIC SCHOOL SYSTEM). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-389-2022

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 Justice, Office of Community Oriented Policing Services (COPS Office), a Notice of Award for grant assistance in the amount of \$500,000.00 for the FY 2022 COPS School Violence Prevention Program (SVPP). There is a 25% cost match requirement that will be provided in full by the Mobile County Public School System, if awarded.

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 or the Office of Community Oriented Policing Services. 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 A SPECIAL EVENTS RETAIL LIQUOR LICENSE TO LIT CIGAR LOUNGE FOR SATURDAYS AT THE COOP, 101 S. WATER STREET. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION: 37-390-2022

Sponsored by: Councilmember Carroll

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

Type of application: Special Events Retail

Submitted by: Lit Cigar Lounge, Inc.

Location: Saturdays at the Coop
101 S. Water Street
Mobile, Al 36602

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS II (PACKAGE STORE) LICENSE TO SPRINGHILL LIQUORS, 4366 OLD SHELL ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-391-2022

Sponsored by: Councilmember Gregory

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: Lounge Retail Liquor Class II
(Package Store)

Submitted by: Ameyaa, Inc.

Location: Springhill Liquors
4366 Old Shell Road, Unit 4
Mobile, Al 36608

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 2410 CONE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION 40-392-2022

Sponsored by: Councilmember Penn

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 2410 CONE 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, 5, 7, 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 2410 CONE STREET described as:

LOT 6 BLK 6 FAIR OAKS SUBD MBK 4 PG 95 #SEC 44 T4S RIW #MP29 02 44 0 02S

Parcel Number: 29 02 44 O 02S 239

Last Assessed to: HALL HENRY & NATHANIEL PINE C/O NEATHA MACK

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 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 1417 TAMPA DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-393-2022

Sponsored by: Councilmember Small

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.

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 1417 TAMPA DRIVE 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, 5, 6, 7, and B; 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 1417 TAMPA DRIVE described as:

LOT 8 BLK C OF CEDAR POINT ROAD ESTINC MBK 8 P 68 #SEC 40 T4S R1W
#MP32 08 40 0 001

Parcel Number: 32 08 40 0 001 094

Last Assessed to: RAMOS HOSANNA

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.

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1624. The following resolution was held over until the regular meeting of May 17, 2022.

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.

DETERMINE AN APPROPRIATION TO SCARBOROUGH MODEL MIDDLE SCHOOL SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-395-2022

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$1,000.00 to Scarborough Model Middle School, from his discretionary funds; and

WHEREAS, Scarborough Model Middle 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 Scarborough Model Middle School will be used to assist with the cost of National Teacher Appreciation Week activities that will provide breakfast to the 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 Scarborough Model Middle 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 DOG RIVER CLEARWATER REVIVAL, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-396-2022

Sponsored by Councilmember Reynolds

WHEREAS, Councilmember Reynolds wishes to appropriate \$1,000.00 to Dog River Clearwater Revival, Inc., from his discretionary funds; and

WHEREAS, Dog River Clearwater Revival, 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 Dog River Clearwater Revival, Inc., will be used to assist with the 2022 Mud Bottom Revival Music Festival spring fundraiser on April 24, 2022 at Bender Point, 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 Dog River Clearwater Revival, 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 THREE MILE CREEK PARTNERSHIP SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-397-2022

Sponsored by Councilmembers Daves and Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$500.00 and Councilmember Daves wishes to appropriate \$500.00 (TOTAL \$1,000.00), to the Three Mile Creek Partnership, from their discretionary funds; and

WHEREAS, the Three Mile Creek Partnership, 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 Three Mile Creek Partnership, will be used to help with their Annual Three Mile Creek Fest to be held on Saturday, May 21, 2022 at Tricentennial Park to allow the diverse communities within the watershed to come together, and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,000.00 to the Three Mile Creek Partnership, 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 SUMMER PLACE SUBDIVISION HOMEOWNERS ASSOCIATION SERVES A PUBLIC PUPROSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-398-2022

Sponsored by Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$5,000.00 to Summer Place Subdivision Homeowners Association, from her discretionary funds; and

WHEREAS, Summer Place Subdivision Homeowners Association, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Summer Place Subdivision Homeowners Association will be used for fencing around retention ponds and shrubbery in the common areas for their beautification project, 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 \$5,000.00 to Summer Place Subdivision Homeowners Association for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember 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 MOBILE ALUMNI CHAPTER KAPPA ALPHA PSI SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-399-2022

Sponsored by Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$500.00 to Mobile Alumni Chapter Kappa Alpha Psi, Inc., from her discretionary funds; and

WHEREAS, Mobile Alumni Chapter Kappa Alpha Psi, 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 Mobile Alumni Chapter Kappa Alpha, Inc., will be used to assist with their 16th Golf Invitational on Friday, April 29, 2022 at Heron Lakes Country Club, 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 Mobile Alumni Chapter Kappa Alpha Psi, 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.

APPROVE AWARD OF SPECIAL BONUS TO THE PARKS & RECREATION EMPLOYEE OF THE MONTH; DUNAGAN. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-400-2022

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:

- May 2022 - Darius Dunagan (Employee# 9693) Parks & Recreation (Parks Maintenance Division)

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.

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC WORKS AT LARGE EMPLOYEE OF THE MONTH; TOLEDO. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-401-2022

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:

- May 2022- Grace Toledo (Employee# 18060) Public Works at Large (Engineering: ROW & Land Disturbance)

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.

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC SERVICES EMPLOYEE OF THE MONTH; SMITH. The following resolution was introduced by Councilmember Daves.

RESOLUTION 60-402-2022

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:

- May 2022- Micheal Smith (Employee# 13310 Public Services Maintenance - Public Services)

This employee is to be commended for their exemplary work performance or innovations that significantly reduce costs or result 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:

APPROVE ITEM BASED BID FOR MSA BRAND COMPRESSED AIR ESCAPE KIT FOR MFRD; \$2,406.74. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-403-2022

Sponsored by Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5655	MSA COMPRESSED AIR ESCAPE KITS FOR MFRD	1	\$2,406.74	One year, renewable for two additional one-year periods.	(297231) SOUTHERN CRAFTSMAN CONSTRUCTION UNLIMITED LLC

APPROVE PURCHASE ORDER FOR FUEL AT VARIOUS LOCATIONS. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-404-2022

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:

MINUTES OF MAY 10, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9287</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$29,259.30	(279229) PETROLEUM TRADERS CORPORATION
<u>9288</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$29,259.300	(279229) PETROLEUM TRADERS CORPORATION
<u>9289</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$29,259.300	(279229) PETROLEUM TRADERS CORPORATION
<u>9290</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$36,520.50	(279229) PETROLEUM TRADERS CORPORATION
<u>9291</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$36,520.50	(279229) PETROLEUM TRADERS CORPORATION
<u>9292</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$36,520.50	(279229) PETROLEUM TRADERS CORPORATION

<u>9293</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$36,520.50	(279229) PETROLEUM TRADERS CORPORATION
<u>9294</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$36,520.50	(279229) PETROLEUM TRADERS CORPORATION
<u>9296</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$25,228.56	(279229) PETROLEUM TRADERS CORPORATION
<u>9309</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$25,228.56	(279229) PETROLEUM TRADERS CORPORATION
<u>9310</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$25,228.56	(279229) PETROLEUM TRADERS CORPORATION
<u>9311</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$25,228.56	(279229) PETROLEUM TRADERS CORPORATION
<u>9312</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$29,259.30	(279229) PETROLEUM TRADERS CORPORATION
<u>9313</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$29,259.30	(279229) PETROLEUM TRADERS CORPORATION
<u>9314</u>	2022	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL (SEALED BID 5624)	\$29,259.30	(279229) PETROLEUM TRADERS CORPORATION

APPROVE PURCHASE ORDER FOR FUEL FOR WAVE TRANSIT. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-405-2022

Sponsored by Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, purchase orders to 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
<u>9346</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$36,520.50	<u>(279229)</u> <u>PETROLEUM</u> <u>TRADERS</u> <u>CORPORATION</u>
<u>9347</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$36,520.50	<u>(279229)</u> <u>PETROLEUM</u> <u>TRADERS</u> <u>CORPORATION</u>
<u>9348</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$36,520.50	<u>(279229)</u> <u>PETROLEUM</u> <u>TRADERS</u> <u>CORPORATION</u>
<u>9349</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$36,520.50	<u>(279229)</u> <u>PETROLEUM</u> <u>TRADERS</u> <u>CORPORATION</u>

APPROVE PURCHASE ORDER TO VULCAN, INC. FOR GALVANIZED STREET SIGN POSTS; \$52,066.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-406-2022

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>7884</u>	2022	(2060) TRAFFIC ENGINEERING	1400 10FT GALVANIZED STEEL U-CHANNEL STREET SIGN POSTS (SEALED BID 5667)	\$52,066.00	<u>(270972)</u> <u>VULCAN INC</u>

APPROVE PURCHASE ORDER TO MHC TRUCK LEASING FOR 2022 FORD F250 PICKUP TRUCK, MOTOR POOL; \$54,000.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-407-2022

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>8928</u>	2022	(F7000) MOTOR POOL	2022 FORD F250 4X2 PICKUP TRUCK FOR MOTOR POOL (SEALED BID 5675)	\$54,000.00	<u>(297661) MHC TRUCK LEASING LLC</u>

APPROVE PURCHASE ORDER TO NORTH AMERICAN FIRE EQUIPMENT CO., FOR THERMAL IMAGING CAMERA KITS, MFD; \$23,719.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-408-2022

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>6632</u>	2022	(1510) FIRE ADMINISTRATION	17 FLIR K2 THERMAL IMAGING CAMERA KITS FOR MFRD (SEALED BID 5668)	\$23,719.00	<u>(149290) NORTH AMERICAN FIRE EQUIPMENT CO INC</u>

APPROVE PURCHASE ORDER TO LINEAR SYSTEMS FOR DIGITAL INFORMATION MANAGEMENT SYSTEM UPGRADES AND SUPPORT SERVICES, MPD; \$39,893.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 08-409-2022

Sponsored by Mayor Stimpson

MINUTES OF MAY 10, 2022

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>8292</u>	2022	(1530) POLICE ADMIN SERVICES	DIGITAL INFORMATION MANAGEMENT SYSTEM HARDWARE UPGRADES AND SUPPORT SERVICES FOR EXISTING MPD DIGITAL EVIDENCE MANAGEMENT SOFTWARE SYSTEMS (SOLE SOURCE TO UPDATE EXISITING SYSTEMS FOR CURRENT MS WINDOWS COMPLIANCE)	\$39,893.00	<u>(288337) LINEAR SYSTEMS</u>

AUTHORIZE CONTRACT WITH GORAM AIR CONDITIONING CO., INC. FOR MECHANICAL UPGRADES AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$830,000.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-410-2022

Sponsored by Councilmember Carroll and Mayor Stimpson

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

Name of Company: GORAM AIR CONDITIONING COMPANY, INC.

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER –
MECHANICAL UPGRADES

Project Number: CN-041-21

Amount: \$830,000.00

AUTHORIZE CONTRACT WITH BARTER & ASSOCIATES, INC. FOR BULKHEADS PROTECTION AT THE MOBILE ALABAMA CRUISE TERMINAL AND GULF QUEST MARITIME MUSEUM; \$49,000.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-411-2022

Sponsored by Councilmember Carroll and Mayor Stimpson

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

Name of Company: BARTER & ASSOCIATES, INC.
Project Name: MOBILE ALABAMA CRUISE TERMINAL & GULF QUEST
MARITIME MUSEUM – CATODIC PROTECTION FOR
BULKHEADS
Project Number: CT-018b-21
Amount: \$49,000.00

AUTHORIZE CONSULTING CONTRACT WITH THE ARCHITECTS GROUP, INC. FOR RE-ROOFING AT VARIOUS CITY FACILITIES; \$135,696.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-412-2022

Sponsored by Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized 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: THE ARCHITECTS GROUP, INC.
Project Name: VARIOUS CITY OF MOBILE FACILITIES (GROUP 2) –
RE-ROOFING
Project Number: BG-064-21
Amount: \$135,696.00

AUTHORIZE CONTRACT WITH HUGHES 360 SERVICES, LLC FOR RIGHT-OF-WAY MOWING (DIP, SPRINGHILL AVE., HENRY AARON LOOP/DOWNTOWN). The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-413-2022

Sponsored by Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized 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 Hughes 360 Services LLC for Right of Way Mowing Services 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 CORP. FOR ROOF REPLACEMENT AND EXTERIOR AT MOBILE TECHNOLOGY CENTER; \$388,250.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-414-2022

Sponsored by Councilmember Carroll and Mayor Stimpson

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

Name of Company: E. CORNELL MALONE CORPORATION

Project Name: MOBILE TECHNOLOGY CENTER – ROOF REPLACEMENT AND EXTERIOR REPAIRS

Project Number: BG-087-21

Amount: \$388,250.00

AUTHORIZE CONTRACT WITH AEIKER CONSTRUCTION CORP. FOR DRIVE REPAIR AT FIRE STATION #15; \$121,450.00. The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 21-415-2022

Sponsored by Councilmember Penn 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: AEIKER CONSTRUCTION CORPORATION

Project Name: FIRE STATION #15 (CRICHTON) – DRIVE REPAIR

Project Number: FD-072-21

Amount: \$121,450.00

ACCEPT PERMANENT SIDEWALK EASEMENT AND RIGHT-OF-ENTRY PERMIT AS NEEDED FOR THE NORTH MCGREGOR AVE. RECONSTRUCTION PROJECT (OLD SHELL RD. TO SPRINGHILL AVE.). The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 25-416-2022

Sponsored by Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City hereby accepts the following sidewalk easement and right-of-entry permit as required for the Project # 2018 PA YGO-North McGregor Ave. Reconstruction from Old Shell Road to Springhill Avenue.

1. Permanent Sidewalk Easement, from Carolyn B. Mason (1/6th interest), Marion S. Bertolotti (1/6th interest), Mary Lou Klockenkemper as Trustee of the Mary Lou Klockenkemper Trust dated October 23, 2014 (1/3rd interest), LaDonna C. Bertolotti (1/9th interest), Lytia B. Middleton (1/9th interest), and Lana M. Sutton (1/9th interest), on their property located at 150 McGregor Avenue.

2. Right-of-Entry Permit, from PNC Bank, National Association, a national banking association, lessee to owners, for the property located at 150 McGregor Avenue.

BE IT FURTHER RESOLVED THAT:

SAID documents being attached hereto and made a part hereof as fully as if set forth herein.

ACCEPT RIGHT-OF-WAY DEED FOR PUBLIC ROAD, FROM THE GORDON SMITH CENTER, INCORPORATION, FOR THE THREE MILE CREEK GREENWAY TRAIL.

The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 25-417-2022

Sponsored by Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following Right-of-Way Deed for a Public Road.

1. A Right-of-Way Deed for Public Road from The Gordon Smith Center, Incorporation, an Alabama Municipal Corporation.

SAID DOCUMENT is by reference made a part of this resolution as fully as set forth herein and copies will be on file in the office of the City Clerk and in the office of the Real Estate Department of the City of Mobile.

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO L & L EXPRESS, LLC TO OPERATE A SEDAN SERVICE.

The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 37-418-2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of L & L Express, LLC for a Certificate of Public Convenience and Necessity to operate a sedan service is hereby approved. A copy of said application is on file in the office of the City Clerk.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; ALLSTATE AS SUBROGEE – TRIPP.

The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 60-419-2022

Sponsored by Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Allstate Insurance Company as Subrogee of their insured Alisa Tripp, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

AUTHORIZE THE COUNCIL TO HIRE A CONSULTANT TO PERFORM AND PROVIDE A RACIAL POLARIZATION STUDY.

The following resolution was held over until the regular meeting of May 17, 2022.

RESOLUTION 60-420-2022

Sponsored by Councilmembers Daves and Gregory

BE IT RESOLVED by the City Council of the City of Mobile that the Council shall hire a consultant to perform and provide a racial polarization study of City of Mobile municipal election voting patterns, provided, however, that the consultant to be hired to provide such study must be approved by a super majority of the Council.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT THE NORTHWEST CORNER OF COCHRANE CAUSEWAY AND DUNLAP DRIVE FROM R-1 AND I-2 TO I-2 (SCHEDULED FOR JUNE 7, 2022) (DISTRICT 2). The following resolution was introduced by Councilmember Gregory.

RESOLUTION 41-421-2022

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 amendment to the Zoning Ordinance 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 amendment.

Notice of Public Hearing for the Proposed Rezoning of Property
Located at Northwest corner of Cochrane Causeway and Dunlap Drive

Pursuant to Resolution of the Mobile, Alabama City Council adopted May 10, 2022, a public hearing will be held on the 7th day of June, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at the northwest corner of Cochrane Causeway and Dunlap Drive from R-1, Single-Family Residential District, and I-2, Heavy Industry District, to I-2, Heavy Industry District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

Lisa C. Lambert
City Clerk

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:

PARCEL 1:

THAT PORTION OF LOT NO. 4 OF BLAKELY ISLAND, ACCORDING TO MAP OF SAID ISLAND OF RECORD IN THE CHANCERY COURT, MOBILE COUNTY, ALABAMA, IN CASE NO. 4485, THOMAS W. MCDONALD, ET AL., VS. WILLIAM OTIS, ET AL., A COPY OF WHICH MAP IS ALSO RECORDED IN DEED BOOK 65, PAGES 428 TO 433 INCLUSIVE, AS A PART OF THE FINAL DECREE IN SAID CHANCERY COUNTY CASE NO. 4485, WHICH IS DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF LOT NO. 4 AND THE WESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 90, A POINT 2615.28 FEET NORTH 11 DEGREES 20 MINUTES 28 SECONDS EAST, FROM REFERENCE POINT BLAKELY; THENCE TURNING TANGENT NORTH 21 DEGREES 29 MINUTES 26 SECONDS WEST, TO A CURVE TO THE RIGHT IN A NORTHERLY DIRECTION WITH A RADIUS OF 1492.74 FEET; THENCE ANGLE LEFT 88 DEGREES 00 MINUTES 34 SECONDS ALONG THE

NORTHERLY LINE OF LOT NO. 4 ON A BEARING OF SOUTH 70 DEGREES 30 MINUTES WEST, FOR A DISTANCE OF 257.14 FEET; THENCE TURN AN ANGLE TO THE LEFT OF 34 DEGREES 48 SECONDS FOR A DISTANCE OF 192.15 FEET ON A BEARING OF SOUTH 35 DEGREES 42 SECONDS WEST, TO A POINT OF CURVE WITH A RADIUS OF 458.10 FEET CONCAVE TO THE LEFT AND A CENTRAL ANGLE OF 8 DEGREES 40 MINUTES FOR A DISTANCE OF 69.29 FEET, ARC LENGTH IN A SOUTHWESTERLY DIRECTION; THENCE TURN TANGENT SOUTH 27 DEGREES 2 MINUTES WEST, TO THE SAID DESCRIBED CURVE; THENCE ANGLE LEFT 135 DEGREES, AND 30 MINUTES ON A BEARING OF NORTH 71 DEGREES 32 SECONDS EAST, A DISTANCE OF 483.15 FEET TO THE WESTERLY RIGHT OF WAY OF U.S. HIGHWAY 90; THENCE LEFT 99 DEGREES 15 MINUTES 40 SECONDS TO THE TANGENT OF A CURVE WITH A RADIUS OF 1492.74 FEET AND A CENTRAL ANGLE OF 6 DEGREES 14 MINUTES 14 SECONDS CONCAVE TO THE RIGHT IN A NORTHERLY DIRECTION, ARC LENGTH 162.50 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

ALL THAT PART OF LOT NUMBER 5 OF BLAKELY ISLAND, ACCORDING TO MAP OF SAID ISLAND OF RECORD IN THE PROBATE COURT, MOBILE COUNTY, ALABAMA, IN CASE NO. 4485, THOMAS W. MCDONALD, ET AL VS. WILLIAM OTIS, ET AL, A COPY OF WHICH MAP IS ALSO RECORDED IN DEED BOOK 65 N.S., PAGES 428 TO 433, INCLUSIVE, AS A PART OF THE FINAL DECREE IN SAID PROBATE COURT CASE NO. 4485, WHICH LIES WEST OF THE WEST LINE OF U.S. HIGHWAY 90, WHICH SAID LOT IS PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF LOT 6 AND RUN S 00° 14' 52" W, CE=89.70 FEET; THENCE S 05° 07' 19" W, CE= 95.57 FEET; THEN S 09° 34' 36" W, CE= 111.14 FEET TO THE POINT OF BEGINNING; THENCE N 70° 30' 00" E, 988.57 FEET TO A POINT ON THE WEST R.O.W. OF U.S. HIGHWAY 90/98; THENCE ALONG SAID R.O.W. IN A CURVE, CONCAVE LEFT (RADIUS= 1916.91 FEET) AT A CHORD S 22° 01' 13" E, CM = 171.40 FEET; THENCE LEAVING SAID R.O.W. S 70° 43' 50" W, 995.00 FEET TO A POINT ON THE EAST BANK OF THE MOBILE RIVER; THENCE ALONG SAID MOBILE RIVER AT THE FOLLOWING CHORD AND DISTANCES: N 22° 43' 38" W, CM= 123.20 FEET; THENCE NORTH 12° 36' 27" W, CE = 35.71 FEET; THENCE N 09° 34' 36" W, 8.91 FEET TO THE POINT OF BEGINNING. ALL LYING IN SECTION 00, T-4-S, R-1-W, MOBILE COUNTY, ALABAMA.

PARCEL 3:

ALL THAT PART OF LOT NUMBER 6 OF BLAKELY ISLAND, ACCORDING TO MAP OF SAID ISLAND OF RECORD IN THE CHANCERY COURT, MOBILE COUNTY, ALABAMA, IN CASE NO. 4485, THOMAS W. MCDONALD, ET AL., VS. WILLIAM OTIS, ET. AJ, A COPY OF WHICH MAP IS ALSO RECORDED IN DEED BOOK 65 N.S., PAGES 428 TO 433 INCLUSIVE, AS A PART OF THE FINAL DECREE IN SAID CHANCERY COURT CASE NO. 4485, WHICH LIES WEST OF THE WEST LINE OF U. S. HIGHWAY 90, WHICH SAID LOT IS PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE NORTHWEST CORNER OF LOT 6 AND RUN N 70°30'00" E, 916.61 FEET TO A POINT ON THE WEST R.O. W. OF U.S. HIGHWAY 90/98; THENCE ALONG SAID R.O.W. S 14°31'13" E, 116.24 FEET; THENCE ALONG SAID R.O.W. IN A CURVE, CONCAVE LEFT (RADIUS=1916.91 FEET) AT A CHORDS 16°59'21" E, CH=165.14 FEET; THENCE LEAVING SAID R.O.W. S 70°30'00" W, 988.57 FEET TO A POINT ON

THE EAST BANK OF THE MOBILE RIVER; THENCE ALONG SAID MOBILE RIVER AT THE FOLLOWING CHORD BEARINGS AND DISTANCES: N 09°34'136" W, CH= 111.14 FEET; THENCE N 05°07'19" E, CH=95.57 FEET; THENCE N 00° 14'152" E, 89.70 FEET TO THE POINT OF BEGINNING. ALL LYING IN SECTION 00, T-4- S, R-1-W, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential District, and I-2, Heavy Industry District, to 1-2, Heavy Industry 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 1-2, Heavy Industry 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 I-2, Heavy Industry District until all of the conditions set forth below have been complied with: 1) completion of the Subdivision process; and 2) full compliance with all municipal codes and ordinances.

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

Councilmember Gregory then moved to call for the public hearing, which move was seconded by Councilmember Carroll 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.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 1248 MONTLIMAR DRIVE AND 3500 MICHAEL BOULEVARD FROM R-1 AND B-3 TO B-3 (SCHEDULED FOR JUNE 7, 2022) (DISTRICT5). The following resolution was introduced by Councilmember Gregory.

RESOLUTION 41-422-2022

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 amendment to the Zoning Ordinance 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 amendment.

Notice of Public Hearing for the Proposed Rezoning of Property
Located at 1248 Montlimar Drive and 3500 Michael Boulevard

Pursuant to Resolution of the Mobile, Alabama City Council adopted May 10, 2022, a public hearing will be held on the 7th day of June, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at (north side of Michael Boulevard, 316 ± west of Montlimar Drive, extending to the west side of Montlimar Drive, 245 ± north of Michael Boulevard) from R-1, Single-Family Residential District, and B-3, Community Business District, to B B-3, Community Business District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

Lisa C. Lambert
City Clerk

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:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA, RUN NORTH 00 DEGREES, 32 MINUTES WEST ALONG THE WEST LINE OF SAID SECTION 25, A DISTANCE OF 2666 FEET TO A POINT; THENCE RUN NORTH 89 DEGREES, 36 MINUTES EAST 1322.92 FEET TO A POINT; THENCE RUN SOUTH 00 DEGREES, 32 MINUTES EAST 994.87 FEET TO THE NORTHWEST CORNER OF FAMILY PLACE APARTMENTS (FORMERLY KIMBERLY MANOR APARTEMENT COMPLEX); THENCE ALONG THE NORTHERN AND EASTERN BOUNDARY OF SAID FAMILY PLACE APARTMENTS (FORMERLY KIMBERLY MANOR) AS FOLLOWS; NORTH 89 DEGREES, 36 MINUTES EAST 400 FEET, SOUTH 00 DEGREES, 32 MINUTES EAST 794.39 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED: THENCE CONTINUING ALONG SAID EASTERN BOUNDARY OF FAMILY PLACE APARTMENTS (FORMERLY KIMBERLY MANOR) AS FOLLOWS: SOUTH 89 DEGREES, 36 MINUTES WEST 112.16 FEET; SOUTH 00 DEGREES, 32 MINUTES EAST 300.0 FEET TO THE SOUTHEAST CORNER OF FAMILY PLACE APARTMENTS (FORMERLY KIMBERLY MANOR), SAID POINT BEING ON THE NORTH RIGHT OF WAY LINE OF MICHAEL BOULEY ARD (80 FOOT RIGHT OF WAY'); THENCE ALONG SAID NORTH LINE OF MICHAEL BOULEVARD RUN SOUTH 74 DEGREES, 10 MINUTES EAST 116.9 FEET TO A POINT; THENCE RUN NORTH 00 DEGREES, 32 MINUTES WEST 332.68 FEET TO THE POINT OF BEGINNING. CONTAINING 0.81 ACRES, MORE OR LESS.

LOT 9, MONTLIMAR OFFICE PARK, ACCORDING TO THE PLAT THEREOF RECORDED IN MAP BOOK 33, PAGE 3 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE COURT RECORDS, MOBILE COUNTY; ALABAMA CONTAINING 0.7 ACRES MORE OR LESS.

The classification of said property is hereby changed from R-1, Single-Family Residential District, and B-3, Community Business District, to B-3, Community Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-3, Community Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, Community Business District until all of the conditions set forth below have been complied with: 1) 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.

ANNOUNCEMENTS:

Councilmember Reynolds advised that there will be a District 4 community meeting tonight at 6:00 pm at the Azalea City Road Complex.

Councilmember Jones encouraged the public to attend the Boyington Oak Festival this weekend.

Councilmember Jones thanked the Administration, his colleagues, and the State of Alabama for all of their efforts to support Airbus. He also made comments in support of annexation.

Councilmember Penn announced that last week's community meeting at the Dotch Community Center will be rescheduled.

MINUTES OF MAY 10, 2022

Councilmember Penn thanked the sponsors and promoters for the “No Limit” concert at Ladd Peebles Stadium.

Councilmember Carroll reminded citizens that there will be a District 2 meeting tonight at 6:00 pm at All Saints Episcopal Church.

Councilmember Carroll mentioned that the “No Limit” concert at Ladd Peebles stadium was a success.

Councilmember Gregory thanked the Mobile Fire and Rescue Department and the Red Cross for installing free smoke alarms in District 7.

Councilmember Gregory expressed her condolences for the recent passing of Vic Knight, General Manager at Ladd Peebles Stadium.

Councilmember Small announced that the Committee of the Whole Meeting will be delayed until 1:15 pm today.

Lisa C. Lambert, City Clerk, wished a happy birthday to C.J. Small, Council President.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 12:37 pm.

Adopted:

COUNCIL PRESIDENT

CITY CLERK