

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 29, 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, March 29, 2022, at 9:00 a.m.

Present:

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

Absent: None

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 29, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, March 29, 2022, at 10:30 a.m., in the regular meeting.

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

Reverend David Edwards, People United to Advance the Dream, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Gregory asked for a moment of silence in memoriam of Hattie McCants.

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 meetings of March 22, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson read the following statement:

Dear City of Mobile Employees,

Since taking office in 2013, it has been a focus of this administration to work towards competitive wages across every department at the City of Mobile. After many years of our City employees receiving no cost-of-living adjustments or merit raises, we have been working from far behind, trying to catch up to our neighboring jurisdictions.

MINUTES OF MARCH 29, 2022

After six Citywide raises and additional longevity and pay adjustments for our first responders over the last eight years, we still don't believe we have achieved a competitive pay scale across all departments. Labor shortages and a rapidly changing economic environment are creating uncharted waters. As we take immediate steps to address the crisis in front of us, we are cognizant that any pay raise needs to be sustainable.

That is why after a meeting of the personnel board's supervisory committee on January 18th, the board engaged the University of South Alabama to execute a regional compensation survey. This survey will serve as the first step towards a larger analysis. Additionally, at the request of Fire Chief Jeremy Lami, the City of Mobile will engage a third-party consultant for a more comprehensive pay analysis for all classifications in the City.

In the meantime, last week we directed the HR department to begin a study within the Mobile and Baldwin County markets to provide an initial snapshot of how we measure in comparison to our most prominent workforce competition.

Most recently, at the beginning of fiscal year 2022, we gave a 5% cost of living adjustment to all employees citywide. Because of rising costs due to inflation, we have decided to provide another 2.5% cost of living adjustment Citywide effective April 9th. Following this step, we will increase our minimum entry level wage from \$11.89 an hour to \$15.22 an hour effective April 23rd.

Additionally, for the first time in fifteen years, we are proposing a minimum of 2.5% merit raise into next year's budget, which will go into effect during fiscal year 2023.

As we gain new information on competitive pay, expect to see additional adjustments on specific classifications within our City departments keeping in mind the need to make decisions that are sustainable into the future in good times and bad.

I remain tremendously grateful for the hard work of all City of Mobile employees. Every City employee deserves competitive pay, and we will continue to work towards taking appropriate and fiscally responsible steps towards achieving that goal.

Sincerely,

-Mayor Sandy Stimpson

PRESENTATIONS TO THE COUNCIL:

Shonnda Smith, Senior Director, Parks and Recreation Department, congratulated the following teams for their recent State Championship wins:

10 and under - Bush Black Champions (also representing the Kiwanis Boys & Girls Club)
12 and under - Kidd Park Highpoint

Joseph Snowden presented Kasey Yamane as the Administrative Services "Employee of the Month" for February 2022.

PRESENTATIONS BY THE COUNCIL:

Councilmember Penn read a proclamation proclaiming March 29, 2022, as "Cooper Hamilton Day" in Mobile to commemorate the young man's project to have car seats donated to USA Health Children's and Women's Hospital in honor of his late mother, Robin.

Councilmember Jones read a proclamation proclaiming March 29, 2022, as the "Alliance to the Medical Society of Mobile County Day" in Mobile.

MONTHLY FINANCE REPORT:

MINUTES OF MARCH 29, 2022

Bob Holt, Executive Director of Finance, presented the Council with the monthly finance report for February 2022.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

Request of Aubrian Smith for a waiver of the Noise Ordinance at Langan Park on April 16, 2022, from 2:00 p.m. – 6:00 p.m. (District 7).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Gregory. Following comments by Councilmembers Gregory & Carroll, and Chris Arledge, City Council Attorney, 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 Marilyn Cobbs for a waiver of the Noise Ordinance at Langan Park on April 16, 2022, from 12:00 p.m. – 6:00 p.m. (District 7).

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

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

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

PUBLIC HEARINGS:

PUBLIC HEARING TO CONSIDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EDWARDS AUTOMOTIVE, D/B/A PREMIER TRANSIT, TO OPERATE A SEDAN SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider a certificate of public convenience and necessity to Edwards Automotive, d/b/a Premier Transit, to operate a sedan 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.

PUBLIC HEARING TO CONSIDER WHETHER CREDITING OF PUBLIC FUNDS TO GULFQUEST SERVES A PUBLIC PURPOSE.

MINUTES OF MARCH 29, 2022

The Presiding Officer announced that today was the day for the public hearing to consider whether crediting of public funds to GulfQuest serves a public purpose, 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 162 HEMLEY AVENUE 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 162 Hemley Avenue a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

Gloria Atkins, 162 Hemley Avenue, asked for time to obtain a permit to complete renovations.

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 1103 GIMON CIRCLE, W. 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 1103 Gimon Circle, West 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 967 S. DEARBORN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 967 S. Dearborn 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 6401 PINEHURST RUN A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 6401 Pinehurst Run a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

Anthony Hoffman, General Administrator for Mobile County, Administrator for the Estate of Kay Vickers, asked for time to settle legal matters pertaining to the property.

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:

MINUTES OF MARCH 29, 2022

AGENDA ITEMS:

1. Tom Cunningham, 4813 Ravine Court, spoke in favor of ordinance 61-015.
2. Kenny Nichols, 490 Pine Court, spoke in favor of ordinance 61-015.
3. Sabrina Mass, 1050 Belvedere Circle West, spoke against ordinance 61-015.

NON-AGENDA ITEMS:

1. Terri McAlpine-Gaines, 2017 Sandalwood Drive, shared information about her newly launched kayak rental business.

NOTE: At approximately 11:27 a.m., Councilmember Small announced that the Council meeting would recess for 10 minutes.

NOTE: At approximately 11:47 a.m., the council meeting reconvened.

2. Elizabeth Chiepalich, 1860 Government Street, asked for assistance to bring awareness to mental health.
3. Wesley Young, Sr., 3058 Jane Street, expressed his approval of the Mayor's proposal to increase wages for Public Services employees and the City of Mobile retirees.
4. Gregory Dennis, 5919 Waringwood Drive, South, addressed infrastructure issues concerning the Hillsdale Heights community.
5. Clarissa Perkins, 659 South Bayou Street, requested that her driveway, which was worked on as part of a District 2 program, be completed.
6. Reverend David Edwards, 670 Fisher Street, asked that citizens come together on April 4, 2022, to commemorate the assassination of Dr. Martin Luther King, Jr., by laying down weapons and joining together.
7. Reggie Hill, 1007 Center Street, spoke about the following: Capital Improvement Plan, Mobile Civic Center, Unified Development Code, Public Safety/American Rescue Plan, and FY 2023 budget.

THE FOLLOWING SPOKE REGARDING THE REDISTRICTING OF COUNCIL DISTRICTS:

1. Michelle Simons, 1106 Savannah Street
2. Cynthia House, 360 Tuttle Avenue

ORDINANCES HELD OVER:

ORDINANCE TO LEVY TAXES ON ALL REAL AND PERSONAL PROPERTY WITHIN THE CORPORATE LIMITS FOR 2022. The following ordinance, which was introduced and read at the regular meeting March 22, 2022, held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

ORDINANCE: 34-014-2022

Sponsored by: Mayor Stimpson

AN ORDINANCE TO LEVY TAXES FOR THIS TAX YEAR BEGINNING OCTOBER 1, 2022, AND FOR SUCCESSIVE YEARS, ON ALL REAL AND PERSONAL PROPERTY AND INTANGIBLES LOCATED IN CERTAIN AREAS WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE AND TO EXCEPT FROM SUCH TAXES OTHER AREAS WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE.

MINUTES OF MARCH 29, 2022

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

SECTION 1: For the purpose of paying the expenses of the City Government, the Council of the City of Mobile does hereby lay, levy, and assess for the municipal tax year, beginning October 1, 2022, and for successive tax years, ad valorem taxes on all real and personal property and intangibles located within the corporate limits of the City of Mobile, including, without limitations, property situated in the following described areas within the corporate limits of the City of Mobile, and which may be subjected to municipal ad valorem taxes under the Constitution and Laws of the State of Alabama, viz.:

“A”

Commencing at the intersection of the west harbor line of Mobile River and the township line between Township 3 south and Township 4 south; thence eastwardly along said township line to the point where the same intersects the east shore line of Blakely Island on Polecat Bay; thence southwardly along the meanders of the said east shore line of Blakely Island and the north shore line of the Mobile Bay Bridge Causeway to a point on said north shore line of said Causeway where said shore line is intersected by the northsouth Coordinate Line 336,000 of the Transverse Mercator Projection for Alabama west Zone as used officially on Maps of the Mobile Bay area by the United States Corps of Engineers; thence south along said coordinate line to the point of its intersection with the south boundary line of Township 4 south, thence westwardly along said township line between Township 4 south and Township 5 south to the point where the same intersects the north right-of-way line of the Louisville and Nashville Railroad; thence southwestwardly along the north right-of-way line of the Louisville and Nashville Railroad to the west bank of Dog River; thence northwestwardly along the west bank of Dog River to the north bank of Bolton Branch; thence northwestwardly along the north bank of Bolton Branch to the range line between Range 1 west and Range 2 west of the St. Stephens Meridian; thence due north along said range line to the southwest corner of Section 6, Township 4 south, Range 1 west of the St. Stephens Meridian; thence east along the south line of Section 6, and continue east along the south line of Section 5 of said Township 4 south. Range 1 west in a straight line to the southeast line of Alley No. 1 (Prichard Lane); thence northeastwardly along the south property line of Alley No. 1 (Prichard Lane) to the point where the same intersects the east property line of College Avenue; thence southeastwardly along the east and north property lines of College Avenue to the north property line of Sweeney's Lane; thence southwestwardly along the north property line of Sweeney's Lane to the west bank of Toulmin's Branch; thence southeastwardly along the west bank of Toulmin's Branch to a point directly west of the south boundary line to the City of Prichard; thence eastwardly, northwardly and eastwardly, along the boundary line of the City of Prichard to the southeast corner of the Craftview Court Subdivisions; thence directly eastwardly to the point of intersection of the west boundary line of West Highlands Subdivision; thence northwardly along the west boundary line of West Highlands Subdivision to the north boundary line of said Subdivision; thence eastwardly along the north boundary line of said subdivision to the west right-of-way line of Telegraph Road; thence northwestwardly along said right-of-way line to the south right-of-way line of the Bay Bridge Road; thence eastwardly along said south right-of-way line to the east right-of-way line of the Southern Railroad; thence northwestwardly along the east right-of-way line of the Southern Railroad to the point where the same intersects the township line between Township 3 south and Township 4 south; and thence eastwardly to the point of beginning at the intersection of said township line and the west harbor line of Mobile River.

"B"

Commencing at the intersection of the south right-of-way line of Bay Bridge Road with the east right-of-way line of the Southern Railroad; run thence eastwardly along the south right-of-way line of said Bay Bridge Road to its intersection with the center line of Paper Mill Road projected south; run thence northwardly, northwestwardly and westwardly, along the center line of Paper Mill Road projected southwardly and the center line of Paper Mill Road to its intersection with the eastern city limits of Prichard; run thence southwardly and eastwardly along the City Limits of Prichard to the point of beginning.

“C”

MINUTES OF MARCH 29, 2022

Commencing at a point where the north line of Section 7, Township 4 south, Range 1 west intersects the east right-of-way line of Federal Interstate Highway 1-65 (Belt Line Highway); run thence east along the north line of Section 7 and Section 8, Township 4 south, Range 1 west to the east right-of-way line of Mobile Street; run thence northeastwardly along the east line of said Mobile Street and the east line of Prichard Avenue West to the Prichard city limits; run thence northwestwardly along the boundary lines between Mobile and Prichard to where the same intersects the southeast right-of-way line of Federal Interstate Highway 1-65 (Belt Line Highway); run thence southwestwardly along the south and east right-of-way line of said Federal Interstate Highway I-65 to the point of beginning.

"D"

Commencing at the northeast corner of the northwest one-quarter of the northwest one-quarter of Section 34, Township 3 South, Range 1 West; thence run southwardly, eastwardly, southwardly, westwardly, and southwardly along the Mobile-Prichard city limits line to the north line of Paper Mill Road (Diaz Street); run thence eastward and southward along the north and east lines of Paper Mill Road to the line between Township 3 south and Township 4 south; run thence east along the line between Township 3 south and Township 4 south to the west bank of Mobile River; run thence northward along the west bank of Mobile River and Chickasaw Creek to the north line of Sections 34 and 35, Township 3 south, Range 1 west extended eastward; run thence west along the north line of Section 35 and 34, Township 3 south. Range 1 west to the point of beginning.

"E"

Commencing at the northwest corner of the northeast one-quarter of Section 1, Township 4 south. Range 2 west and run east along the north line of Section 1, Township 4 south. Range 2 west and Section 6, Township 4 south. Range 1 west, to the west line of Interstate Highway 1,-65; run thence northeastward along the west line of Interstate Highway 1-65 to the West Prichard City Limits; run thence southward along the Prichard city limits to the east line of interstate Highway 1-65; run thence southwestward along the east line of interstate Highway 1-65 to the south line of Section 6, Township 4 south, Range 1 west; run thence west along the south line of Section 6, Township 4 south, Range 1 west, and Section 1, Township 4 south, Range 2 west to the southwest corner of the southeast one-quarter of Section 1, Township 4 south, Range 2 west; run thence north along the north-south centerline of Section 1, Township 4 south, Range 2 west to the point of beginning.

"F"

All portions of any of the territory heretofore described in this Section which was brought into the corporate limits of the City by an election held pursuant to Article 2, Chapter 5. Title 37 of the Code of Alabama 1940, as amended, within ten years next immediately preceding the adoption of this Ordinance and which at the time it was brought within the City was used or occupied as or as a part of a mining, manufacturing, or industrial plant or construction, or which is used or occupied as or as a part of a railroad or street railroad, or for any other quasi-public use, and continues to be so used, and all property having a situs of such territory (but not including residences, dwelling houses, storehouses, commissaries, warehouses, or the land on which they are situated) shall be exempt from the taxes levied by this Ordinance for the tax year beginning October 1, 2017.

"G"

Commencing at the northeast corner of the northwest one-quarter of the northwest one-quarter of Section 34, Township 3 south. Range 1 west, said corner being a corner of the city limits of the City of Mobile and City of Prichard and run thence westwardly, northwardly and eastwardly along the meanderings of the easterly city limits of Prichard and Chickasaw to the south right-of-way line of Viaduct Street; thence easterly and southeasterly along the south side of Viaduct Street and Gulf Warrior Road to a point; thence south a distance of 670 feet, more or less, to a point; thence east a distance of 300 feet, more or less, to a point on the westward property line of Warrior and Gulf Navigation Company: thence west

MINUTES OF MARCH 29, 2022

along said property line 180 feet, more or less, to a point; thence southwesterly along said property line a distance of 650 feet, more or less, to a point; thence run south along the west property line a distance of 1,362.28 feet to a point; thence turn a 90 degree 00' angle to the left and run easterly along the south property line of south property line extended of Warrior and Gulf Navigation Company a distance of 1,600 feet to a point on the centerline of Chickasaw Creek; thence northerly and westerly along the centerline of Chickasaw Creek a distance of 13,200 feet, more or less, to a point on the northerly extension of the east property line of Chickasabogue Lumber Company; thence southerly along the northerly extension of and the east property line of Chickasabogue Lumber Company a distance of 350 feet, more or less, to the southeast property corner of Chickasabogue Lumber Company; said point being 100 feet south of the centerline of a railroad spur track; thence run in a westerly direction 100 feet south of and parallel with the centerline of said spur track a distance of 1,516.50 feet to a point on the east property line of T. Lee Robinson; thence south 27 degrees 36' west along the east property line of T. Lee Robinson a distance of 430 feet to the southeast property corner of T. Lee Robinson; thence easterly 100 feet to a point; thence south 14 degrees 21' west along the east property line of O'Neal Steel, Inc., a distance of 1,013.12 feet to a point; thence westerly a distance of 100 feet to a point; thence south 14 degrees 21' west along the east property line of O'Neal Steel, Inc., a distance of 235 feet to the southeast corner of O'Neal Steel, Inc., property; thence southerly and parallel to the east right-of-way of Southern Railroad a distance of 210 feet, more or less, to a point on the Chickasaw City Limits that is 448 feet easterly of and perpendicular to the east right-of-way of Southern Railroad; thence westwardly and northwardly along the meanderings of the easterly City Limits of Chickasaw to the centerline of Chickasaw Creek; thence eastwardly along the meandering centerline of Chickasaw Creek 1,730 feet, more or less, to a point; thence north 05 degrees, 36' 05" east a distance of 960 feet, more or less, to a point on the south bank of Black Bayou; thence eastwardly along the south bank of Black Bayou 110 feet, more or less, to a point; thence north 05 degrees, 36' 05" west a distance of 4,020 feet, more or less, to a point on the south right-of-way of industrial Parkway Extension; thence northwestwardly and westwardly along said south right-of-way line a distance of 1,387.63 feet to a point on the east line of Norfolk-Southern Railroad right-of-way; thence north 05 degrees, 36' 05" east along the east right-of-way of Norfolk Southern Railroad right-of-way a distance of 1,010 feet to a point; thence south 84 degrees 23' 55" east a distance of 100 feet to a point; thence north 05 degrees, 36' 05" east a distance of 190 feet to a point; thence run east along a line parallel with the north line of the southeast quarter of Section 10, Township 3 south. Range 1 west a distance of 4,030 feet to a point lying 765 feet south of the northeast corner of the southeast quarter of Section 10, Township 3 south. Range 1 west; thence run north along the east line of Sections 10 and 3, Township 3 south. Range 1 west a distance of 7,950 feet, more or less to the south bank of Norton's Creek; run thence eastwardly and northwardly along the meanderings of the south and east bank of Norton's Creek to the point where the same meets the south bank of Bayou Sara; run thence eastwardly along the southerly and westerly bank of Bayou Sara to the point of intersection of the township line between Township 3 south and Township 2 south; run thence along said township line to the east boundary line of Mobile; run thence southwardly along the east boundary line of Mobile County to a point on said boundary 200 feet south of the Tensaw River Bridge on the Mobile Bay Causeway; run thence due west to a point of intersection with the north-south coordinate line 336,000 of the Transverse Mercator Projection for Alabama West Zone as officially used on maps of the Mobile Bay Area by the United States Corps of Engineers: run thence north along said projection line to the north shoreline of the Mobile Bay Causeway; run thence westwardly and northwardly along the north shore line of the Mobile Bay Causeway and along the east shore line of Blakely Island to the point of intersection with the township line between Township 3 south and Township 4 south; run thence westwardly along said township line to the point of intersection with the west harbor line of Mobile River, run thence northwardly along the west harbor line of Mobile River, and the west bank of Chickasabogue Creek to the point of intersection with the north line of Sections 34 and 35 projected eastwardly; run thence westwardly along the north line of Sections 34 and 35 and along said projection to the point of beginning.

Less and except the area described in the Alabama Legislative Act 98-597, that de-annexed and removed from within the boundary lines and corporate limits of the municipality of Mobile the area described in Act 98-597 as:

MINUTES OF MARCH 29, 2022

Commencing at the southeast corner of Section 2, T3S-R1W, Mobile, County, Alabama; thence along the east boundary of said Section 2, T3S-R1W run N 01 degrees 35' 03" E 1179.30 feet to a point on the south boundary of Tract "A", Mobile River Coal Handling Facility, Inc. as per instrument from Jacintoport Corporation to Mobile River Coal Handling Facility, Inc., dated June 1, 1976 and the north boundary of United Gas Pipe Line right-of-way; said point being the POINT OF BEGINNING of the property herein described; thence along said south boundary of Tract "A", Mobile River Coal Handling Facility, Inc., and said north boundary of United Gas Pipe Line right-of-way run S 89 degrees 02' 57" E 268.44 feet to a point; thence continuing along said south boundary of Tract "A", Mobile River Coal Handling Facility, Inc., and said north boundary of United Gas Pipe Line right-of-way run S 89 degrees 35' 57" 1817.84 feet to a point; thence continuing along said south boundary of Tract "A", Mobile River Coal Handling Facility, Inc. and said north boundary of United Gas Pipe Line right-of-way run N 00 degrees 24' 03" E 113.90 feet to a point; thence continuing along said south boundary of Tract "A", Mobile River Coal Handling Facility, Inc. and said north boundary of United Gas Pipe Line right-of-way run N 70 degrees 36' 03" E 965.33 feet to a point on the west line of a 25 foot Phillips Petroleum Company easement; thence along said West line of the 25 foot Phillips Petroleum easement run S 01 degrees 12' 36" W 3948.37 feet to a point on the north boundary of the property now or formerly of Southern Railway System; thence along said north boundary of Southern Railway System property run N: 89 degrees 42' 50" W 8150 feet, more or less, to a point on the east line of Section 10, T3S-R1W, Mobile County, Alabama; said point also being on the present corporate limits of the City of Saraland; thence along said west corporate limits of the City of Saraland and along the east line of Sections 10 and 3, T3S-R1W, run northwardly 6850 feet to a point on the centerline of Norton's Creek; thence along the meandering of said centerline of Norton's Creek and along the meandering of the centerline of Bayou Sara run northeastwardly 6850 feet, more or less, to a point on the Northward projection of the west boundary of the aforementioned Tract "A", Mobile River Coal Handling Facility, Inc.; thence along said northward projection of and the west boundary of Tract "A". Mobile River Coal Handling Facility, Inc., run S 01 degrees 35' 03" W 4650 feet, more or less, to the southwest corner of said Tract "A", Mobile River Coal Handling Facility, Inc., thence along the south line of said Tract "A", Mobile River Coal Handling Facility, Inc. and said north boundary of United Gas Pipe Line right-of-way run S 89 degrees 02' 57" E 875.05 feet to the point of beginning. Describe area contains 1,081 acres, more or less.

"H"

Commencing at the intersection of the southern margin of Dog River and the east right-of-way line of Dauphin Island Parkway (Cedar Point Road), Mobile County, Alabama; thence run south 14 degrees 39' west along said east right-of-way line of Dauphin Island Parkway a distance of 72.31 feet, more or less, to a one-half inch iron rod; thence continue south 14 degrees 39' west along said east right-of-way line a distance of 550.00 feet to the point of beginning; thence run south 75 degrees 21' east a distance of 200.00 feet to a point; thence run north 14 degrees 39' east a distance of 510.00 feet, more or less, to the southern margin of Dog River; thence run eastwardly and southwardly along the southern and western margins respectively of Dog River and Mobile Bay a distance of 1,521.00 feet, more or less, to a point, said point being the intersection of the western margin of Mobile Bay and the north line of Lot 1, Block 1 of Bay Division, Hollinger's Island, as recorded in Map Book 3, Pages 109-110, of the records on file in the Office of the Judge of Probate Court of Mobile County, Alabama; thence run south 79 degrees 15' west along the north line of said Lot 1 distance of 832.17 feet, more or less, to the northwest corner of said Lot 1, said corner being the terminus of the east right-of-way line of the north extension of Bay Road; thence continue south 79 degrees 15' west along the terminus of said right-of-way a distance of 26.89 feet to a point; thence run north 75 degrees 01' west along the terminus of said right of way a distance of 25.06 feet to a point, said point being the terminus of the west right-of-way line of the north extension of said Bay Road; thence run north 85 degrees 23' west a distance of 135.00 feet to a point; thence run north 14 degrees 39' east a distance of 580.34 feet to a point; thence run north 45 degrees 21' west a distance of 247.51 feet to a point; thence run north 75 degrees 21' west a distance of 200.00 feet to a point on the east right-of-way line of Dauphin Island Parkway; thence run north 14 degrees 39' east along the east right-of-way line of Dauphin Island Parkway a

MINUTES OF MARCH 29, 2022

distance of 100.00 feet to the point of beginning, containing 747,700 sq. ft. plus or minus, (17.165 Ac. plus or minus).

“I”

Commencing at the southeast corner of Section 7, Township 5 south, Range 2 west Mobile County, Alabama; run north 00 degrees 07' 30" east along the east line of said Section 7 to the northeast corner of the southeast quarter of the southeast quarter of Section 7 and the point of beginning; thence run west along the east-west centerline of the southeast and southwest quarters of Section 7 to a point on the northeast corner of the southwest quarter of the southwest quarter of Section 7; thence run north along, the north-south centerline of the southwest quarter to the southeast corner of the northeast quarter of the northwest quarter of the southwest quarter; thence run westwardly to the southwest corner of the northeast quarter of the northwest quarter of the southwest quarter of Section 7; thence run northwardly to the northwest corner of the northeast quarter of the northwest quarter of the southwest quarter of Section 7; thence run eastwardly to the southwest corner of the southeast quarter of the northwest quarter of Section 7; thence run northwardly to the northwest corner of the southwest quarter of the southeast quarter of the northwest quarter of Section 7; thence run eastwardly to the north-south centerline of Section 7; thence run southwardly to a point that lies 2663.77 feet west of and 2427.10 feet north of the southeast corner of Section 7; thence run north 00 degrees 12 minutes 16 seconds west a distance of 438.99 feet to a point; thence run south 89 degrees 40 minutes 29 seconds east a distance of 2666.30 feet to a point on the east section line of Section 7; thence run south along said section line to the point of beginning.

“J”

Beginning at the intersection of the north bank of Halls Mill Creek and the eastward right-of-way line of Interstate Highway 10; thence run southwestwardly, southwardly, and southeastwardly along the southeastward right-of-way line of 1-10 to a point on the centerline of Rangeline Road; thence run southeastwardly along the centerline of Rangeline Road to a point on the westward bank of Rabbit Creek; thence run northeastwardly, northwardly, and northwestwardly along the westward bank of Rabbit Creek to its intersection with the south bank of Halls Mill Creek; thence run westwardly along the southward bank of Halls Mill Creek to the east line of Section 24, Township 5 south, Range 2 west; thence run north along the east line of Section 24 to the north bank of Halls Mill Creek and the existing city limits of Mobile; thence run westwardly along the north bank of Halls Mill Creek and existing city limits of Mobile to the point of beginning.

"K"

All of River Oaks Subdivision as recorded in Map Book 76, Page 83. All of Riverchase Estates as recorded in Map Book 69, Page 10. All of Lot 1, Covenant Subdivision, as recorded in Map Book 60, Page 83.

“L”

BEGINNING AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY OF SNOW ROAD AND THE NORTH LINE OF SECTION 15, TOWNSHIP 4 SOUTH, RANGE 3 WEST, MOBILE, COUNTY, ALABAMA FOR THE POINT OF BEGINNING; RUN THENCE IN A NORTHEASTERLY DIRECTION ALONG THE NORTH LINE OF SAID SECTION 15 FOR 694.00 FEET, MORE OR LESS; RUN THENCE NORTH 00° 29' 00" EAST FOR 1958.00 FEET, MORE OR LESS; RUN THENCE NORTH 87° 42' 29" WEST FOR 105.00 FEET, MORE OR LESS; RUN THENCE SOUTH 87° 11' 00" WEST FOR 208.00 FEET, MORE OR LESS; RUN THENCE NORTH 00° 08' 00" WEST FOR 420.00 FEET, MORE OR LESS, TO THE SOUTH RIGHT-OF-WAY OF TANNER WILLIAMS ROAD; RUN THENCE IN A NORTHEASTERLY DIRECTION ALONG THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD FOR 1108.00 FEET, MORE OR LESS; RUN THENCE SOUTH 00° 23' 30" WEST FOR 1792.00 FEET, MORE OR LESS; RUN THENCE NORTH 90° 00' 00" EAST FOR 900.00 FEET, MORE OR LESS; RUN THENCE SOUTH 00° 23' 30" WEST FOR 600.00 FEET, MORE OR LESS; RUN THENCE NORTH 90° 00' 00" EAST FOR 440.00 FEET, MORE OR LESS; RUN THENCE NORTH 00° 35' 43" EAST FOR

MINUTES OF MARCH 29, 2022

1984.00 FEET, MORE OR LESS; RUN THENCE SOUTH 87° 17' 41" WEST FOR 565.00 FEET, MORE OR LESS; RUN THENCE NORTH 02° 23' 56" WEST FOR 250.00 FEET, MORE OR LESS, TO THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD; RUN THENCE IN A NORTHEASTERLY- THENCE SOUTHEASTERLY DIRECTION ALONG THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD FOR 3127.00 FEET, MORE OR LESS, TO THE EAST LINE OF SECTION 10. TOWNSHIP 4 SOUTH, RANGE 3 WEST. MOBILE COUNTY, AL; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID SECTION 10 FOR 329.00 FEET, MORE OR LESS; RUN THENCE SOUTH 69° 24' 46" EAST FOR 333.00 FEET, MORE OR LESS; RUN THENCE NORTH 12° 35' 14" EAST FOR 338.00 FEET; MORE OR LESS, TO THE NORTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD; RUN THENCE NORTH 64° 34' 06" WEST ALONG THE NORTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD FOR 351.00 FEET, MORE OR LESS; RUN THENCE NORTH 00° 00' 00" WEST FOR 749.00 FEET, MORE OR LESS; RUN THENCE NORTH 90° 00' 00" EAST FOR 666.00 FEET. MORE OR LESS; RUN THENCE SOUTH 00° 00' 00" EAST FOR 1152.00 FEET, MORE OR LESS. TO THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD; RUN THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD FOR 2153.00 FEET, MORE OR LESS, TO THE WEST PROPERTY LINE OF THE U.S. COAST GUARD AVIATION. TRAINING CENTER; RUN THENCE SOUTH 00° 24' 30" WEST ALONG SAID WEST PROPERTY LINE FOR 1424.00 FEET, MORE OR LESS; RUN THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE SOUTH PROPERTY LINE OF THE SAID U.S. COAST GUARD AVIATION TRAINING CENTER FOR 6765.00 FEET, MORE OR LESS. TO THE EAST LINE OF SAID U.S. COAST GUARD AVIATION TRAINING CENTER PROPERTY; RUN THENCE IN A NORTHERLY DIRECTION ALONG SAID EAST LINE FOR 3954.00 FEET. MORE OR LESS. TO THE SOUTH RIGHT-OF-WAY OF SAID TANNER WILLIAMS ROAD; RUN THENCE NORTH 00° 26' 55" WEST FOR 1116.00 FEET, MORE OR LESS; RUN THENCE SOUTH 89° 48' 52" EAST FOR 1337.00 FEET, MORE OR LESS; RUN THENCE SOUTH 00 ° 26' 57" WEST FOR 3336 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF AIRWAY COMMERCIAL PARK AS RECORDED IN MAP BOOK 31 PAGE 97 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE SOUTH ALONG THE WEST LINE OF SAID AIRWAY COMMERCIAL PARK TO THE SOUTHWEST CORNER OF SAID SUBDIVISION, SAID POINT ALSO BEING THE NORTHWEST CORNER OF NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24, T4, SR3W; RUN THENCE SOUTH ALONG THE WEST LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 24 TO THE SOUTHWEST CORNER OF SAID NORTH HALF; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID NORTH HALF TO THE SOUTHEAST CORNER OF SAID NORTH HALF; RUN THENCE NORTH ALONG THE EAST LINE OF SAID NORTH HALF TO A POINT ON THE NORTH LINE OF SECTION 24, T4, SR3W; RUN THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 24 TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24 T4SR3W; RUN THENCE SOUTH ALONG THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24 T4SR3W TO THE SOUTHWEST CORNER OF SCHILLINGER PARK WEST AS RECORDED IN MAP BOOK 29 PAGE 116 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY. ALABAMA; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID SCHILLINGER PARK WEST A DISTANCE OF 315.0 FEET TO THE SOUTHEAST CORNER OF LOT 8, SCHILLINGER PARK WEST; THENCE RUN SOUTH A DISTANCE OF 160.0 FEET MORE OR LESS TO A POINT; THENCE RUN WEST 590.0 FEET MORE OR LESS TO A POINT; THENCE RUN SOUTH 603.09 FEET TO A POINT ON THE NORTHWEST CORNER OF A PARCEL CONVEYED AND RECORDED IN REAL PROPERTY BOOK 2430, PAGE 0442; THENCE CONTINUE SOUTH 620 FEET MORE OR LESS TO A POINT ON THE EAST-WEST HALF SECTION LINE OF SECTION 24, TOWNSHIP 4 SOUTH, RANGE 3 WEST; THENCE RUN NORTH 89° 52'30" WEST ALONG SAID HALF SECTION LINE A DISTANCE OF 500 FEET, MORE OR LESS, TO THE NORTHWARD PROJECTION OF THE WEST LINE OF LOT 1, L & T SUBDIVISION AS RECORDED IN MAP BOOK 66, PAGE 26; THENCE RUN SOUTH 00° 19' 38" WEST ALONG THE PROJECTED WEST LINE OF LOT 1, L & T SUBDIVISION A DISTANCE OF 308.64 FEET TO THE NORTHWEST CORNER OF LOT 1, L & T SUBDIVISION; THENCE CONTINUE

MINUTES OF MARCH 29, 2022

SOUTH 00° 19' 38" WEST ALONG THE WEST LINE OF LOT 1 A DISTANCE OF 21.36 FEET TO THE NORTHEAST CORNER OF LOT 2, LLT AIRPORT SUBDIVISION AS RECORDED IN MAP BOOK 73, PAGE 103 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 89° 43' 56" WEST ALONG THE NORTH LINE AND NORTH LINE PROJECTED OF LLT AIRPORT SUBDIVISION A DISTANCE OF 659.33 FEET TO A POINT; THENCE SOUTH 00° 19' 38" WEST A DISTANCE OF 437.13 FEET TO THE NORTH RIGHT OF WAY LINE OF AIRPORT BOULEVARD; RUN THENCE SOUTHWARDLY TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF AIRPORT BLVD. SAID POINT ALSO BEING THE NORTHWEST CORNER PROPERTY RECORDED IN REAL PROPERTY BOOK 4560 PAGE 912 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE RUN SOUTHWARDLY AND THENCE EASTWARDLY ALONG SAID PROPERTY TO A POINT ON THE WESTWARDLY RIGHT OF WAY LINE OF DAWES ROAD; RUN THENCE SOUTHWESTWARDLY ALONG THE WEST RIGHT OF WAY LINE OF DAWES ROAD TO A POINT ON THE EASTERLY PROJECTION OF THE NORTH LINE OF WEST MINISTER ESTATES SUBDIVISION; RUN THENCE IN A NORTHWESTERLY DIRECTION ALONG THE NORTH LINE OF WEST MINISTER ESTATES AS RECORDED IN MAP BOOK 23, PAGE 86 IN THE OFFICE OF JUDGE OF PROBATE MOBILE, COUNTY, ALABAMA AND AN EASTERLY EXTENSION THEREOF FOR 2032.00 FEET. MORE OR LESS; RUN THENCE NORTH 04° 22' 03" EAST FOR 989.00 FEET, MORE OR LESS. TO THE NORTH RIGHT-OF-WAY OF SAID AIRPORT BOULEVARD; RUN THENCE IN A SOUTHWESTERLY DIRECTION ALONG THE NORTH RIGHT-OF-WAY OF SAID AIRPORT BOULEVARD FOR 3738.00 FEET. MORE OR LESS; RUN THENCE NORTH 00° 00' 00" EAST FOR 470.00 FEET. MORE OR LESS; RUN THENCE NORTH 88° 40' 10" WEST FOR 230.00 FEET. MORE OR LESS; RUN THENCE SOUTH 00° 19' 36" WEST FOR 570.00 FEET, MORE OR LESS. TO THE NORTH RIGHT-OF-WAY OF SAID AIRPORT BOULEVARD; RUN THENCE IN A SOUTHWESTERLY DIRECTION ALONG THE NORTH RIGHT-OF-WAY OF SAID AIRPORT BOULEVARD FOR 260.00 FEET. MORE OR LESS; RUN THENCE NORTH 00° 00' 00" EAST FOR 672.00 FEET, MORE OR LESS. TO THE SOUTH LINE OF SECTION 23, TOWNSHIP 4 SOUTH. RANGE 3 WEST. MOBILE CO. AL; RUN THENCE SOUTH 90° 00' 00" WEST ALONG THE SOUTH LINE OF SAID SECTION 23 FOR 1400.00 FEET, MORE OR LESS. TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 23. TOWNSHIP 4 SOUTH. RANGE 3 WEST. MOBILE CO., AL; RUN THENCE NORTH 00° 00' 00" WEST ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER FOR 1350.00 FEET. MORE OR LESS TO THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF, SAID SECTION 23; RUN THENCE SOUTH 90° 00' 00" WEST FOR 3,400.00 FEET, MORE OR LESS; RUN THENCE SOUTH 00° 00' 00" EAST FOR 640.00 FEET, MORE OR LESS; RUN THENCE SOUTH 90° 00' 00" WEST FOR 700.00 FEET. MORE OR LESS TO THE EAST RIGHT-OF-WAY OF HALE ROAD; RUN THENCE NORTH 00° 00' 00" WEST FOR 3,500.00 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER F THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 22, OWNSHIP 4 SOUTH, RANGE 3 WEST, MOBILE CO. AL; RUN THENCE SOUTH 90° 0' 00" WEST ALONG THE SOUTH LINE OF SAID QUARTERQUARTER SECTION FOR 1305.00 FEET. MORE OR LESS TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22; RUN THENCE SOUTH 00° 00' 00" EAST FOR 1300.00 FEET. MORE OR LESS. TO THE SOUTHEAST. CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 22; RUN THENCE SOUTH 90° 00' 00" WEST ALONG THE SOUTH LINE OF SAID QUARTER SECTION FOR 1300.00 FEET. MORE OR LESS. TO THE EAST RIGHT-OF-WAY OF SNOW ROAD; RUN THENCE NORTH 00° 06' 54" WEST ALONG THE EAST RIGHT-OF-WAY OF SAID SNOW ROAD FOR 8,000 FEET, MORE OR LESS. TO THE POINT OF BEGINNING.

"M"

BEGINNING at the point of intersection of the east line Lot 7 Smithfield Unit 10 MB 42 P 111 and the south right-of-way line of Hitt Road; thence run southeastwardly along the south line of Hitt Road to the point of intersection with the present corporate limits of the City of Mobile; thence run southwardly along said corporate limits to the point of

MINUTES OF MARCH 29, 2022

intersection with the eastward projection of the south line a common area (labeled detention area) shown on plat of Windmill Place Phase One MB 60 P 69; thence run westwardly along the south line of said common area to the east line of Smithfield Drive East; thence run northwardly along the east line of said Smithfield Drive East to the east projection of the north line of Lot 25 Smithfield Unit 1 MB 29 P 59; thence run west along said north line to northeast corner of said Lot 25; thence run westwardly then northwestwardly along the south line of said Windmill Place Unit 1 to the southwest corner of said Windmill Place Unit 1; thence run northwardly along the west line of said Windmill Place Unit 1 to the northeast corner of Lot 35 Smithfield Place Unit 3 MB 37 P 34; thence run westwardly along the north line of said Lot 35, to the southeast corner of Lot 10 Smithfield Unit 10 MB 42 P 111; thence run northeastwardly along the east line of said Smithfield Unit 10 to the south line of Hitt Road and the POINT OF BEGINNING.

"N"

(That property known as The Greater Gulf State Fairgrounds that was annexed into the City of Mobile pursuant to ordinance number 02-016 which was adopted March 3, 2015. Said property to be shown as Parcels A, B, C, D, E and F of The Greater Gulf State Fairgrounds, at the intersection of Cody Road and Zeigler Boulevard as follows):

Parcel A:

That parcel of land being bounded by a line described as follows; From the northeast corner of the southeast quarter of the southeast quarter of Section 7, Township 4 south, Range 2 west, run north 89 degrees 36 minutes west a distance of 40.0 feet to a point at the west right of way line of Cody Road; then north 00 degrees 03 minutes east along the said west right of way line a distance of 699.3 feet to a point; then north 89 degrees 38 minutes west a distance of 60.0 feet to a point that is on the proposed west right of way line of Cody Road and the point of beginning of the property herein described, then continuing north 89 degrees 38 minutes west along an old fence line a distance of 427.0 feet to a point, then north 00 degrees 75 minutes west a distance 627.65 feet to a point on the north line of the southeast quarter of the said section 7, then north 89 degrees 48 minutes west along said north line a distance of 2275.9 feet for a point the west line of said southeast quarter, then south 00 degrees 03 minutes west along said west line 1235.0 feet to a point on the north right of way line of the proposed Zeigler Boulevard Connection Road, then south 89 degrees 56 minutes east alongside north line 2609.9 feet to a point of curve of said right-of-way line forming the intersection with the proposed right-of-way of the Cody Road, said curve having a central angle of 90 degrees 81 minutes and radius of 96.0 feet, then northeast along said curve 150.80 feet to P.T. of said curve, then north 08 degrees 03 minutes east along proposed west right of way line of said Cody Road a distance of 104.3 feet to the point of the beginning. All according to the survey by Tarlton D. Powers & Associated dated March 11, 1970 and revised April 1, 1970

Parcel B:

Commencing at the northeast corner of the northeast quarter of the southeast quarter of Section 7, Township 4 south Range 2 west, and running hence west along the north line of said quarter, 40 feet to a point on the west right of way line of Cody Road as now located, then continue running west along said north line of the northwest quarter of the southeast quarter, 490 feet more or less, to a point, then run south 276 feet more or less, then run east 490 feet more or less to a point on the west right of way line of Cody Road; run then north along the said west right of way 278 feet more or less, to the point of beginning.

Parcel C:

Commencing at the southwest corner of the southeast quarter of Section 7, Township 4 south, Range 2 west, Mobile County, Alabama, run north 00 degrees 17 minutes 38 seconds west along the west line of said southeast quarter of Section 7, a distance of 1730.07 feet to the northwest corner of the southwest quarter of said southeast quarter of section 7, then along the north line of said southwest quarter of the southeast quarter of Section 7, run north 09 degrees 56 minutes east 310.0 feet to the point of the beginning of the property here as described, then continuing north 89 degrees 56 minutes east run

MINUTES OF MARCH 29, 2022

661.04 feet to a point on the north right, of way line of Zeigler Boulevard, said point being on the arc of 915.19 foot radius curve concave southeastwardly, then run southwestwardly along arc of said curve and said north line of Zeigler Boulevard 622.96 feet to a point, then run north 44 degrees 79 minutes 28 seconds west 150.0 feet to a point, then run north 15 degrees 55 minutes 09 seconds west 284.58 feet to the point of the beginning.

Parcel D:

From the northeast corner of southeast quarter of Section 7. Township 4 south. Range 2 west. Mobile County, Alabama, run north 89 degrees 36 minutes west a distance of 40 feet to a point on the western right-of-way lines of Cody Road, as such a road is now located; then the north 00 degrees for 03 minutes east along said western right of way of Cody Road a distance of 699.1 feet to the point of the beginning, then run north 89 degrees 38 minutes west a distance of 483.0 feet to a pole; hence run north 00 degrees, 35 minutes west distance 353 feet to a point, then run south 89 degrees east a distance of 275 feet, then run south 80 degrees 01 minutes-west 38 minutes east a distance of 208 feet to a point, then run south 89 degrees 38 minutes east a distance of 208 feet to a point on the western right way line of Cody Road, which point bears north 00 degrees along the western right of way to said Cody Road a distance of 145 feet to the point of beginning.

Parcel E:

From the northeast corner of the southeast quarter of the southeast quarter of Section 7, Township 4 south. Range 2 west. Mobile County, Alabama, run north 89 degrees 56 minutes west a distance of 40 feet to a point on the western right-of-way line of Cody Road, as such road is now located, hen run north 00 degrees 03 minutes east alongside western Right of way of Cody Road a distance of 440 feet to the point of beginning, then run north 89 degrees 38 minutes west a distance of 288 feet to a point, then run north 00 degrees 00 minutes for a distance of 208 feet to a point, then run south 89 degree 38 minutes east a distance of 208 feet to a point of the point of the beginning, then run south 60 degrees 83 minutes west along the western right of the way of said Cody Road a, distance of 208 feet to the point of the beginning.

Parcel F:

Commencing at the southwest corner of the southeast quarter of Section 7, Township 4 south Range 2 west. Mobile County, Alabama, run north 00 degrees 85 minutes 00 seconds west along the west line of said southwest quarter 1338.42 feet to a point on the greater line of the abandoned right of way for Zeigler Boulevard, said point being the point of beginning of the property herein described, then continuing north 00 degrees 05 minutes west alongside west line at the southeast quarter run 100 feet to the point on the north of said abandoned right of way for Zeigler Boulevard, then alongside north Line run north 89 degrees 36 minutes east 1476,69 feet to a point, then run south 08 degrees 84 minutes east 100 feet to a point on the centerline of said abandoned right-of-way for Zeigler Boulevard run south 89 degrees 56 minutes west 146.66 feet to the point of the beginning.

"O"

AREA A BEGINNING AT A POINT ON THE EASTERLY PROJECTION OF THE NORTH RIGHT OF WAY LINE OF ZEIGLER BOULEVARD AND THE WEST LINE SECTION 8 T4S R2W SAID POINT ALSO LYING ALONG THE PRESENT WEST CORPORATE LIMITS OF THE CITY OF MOBILE; RUN THENCE WEST ALONG THE PROJECTED NORTH LINE AND ALONG THE NORTH RIGHT OF WAY LINE OF ZEIGLER BLVD TO A POINT ON THE NORTH LINE OF AN ABANDONED RIGHT OF WAY FOR ZEIGLER BOULEVARD; RUN THENCE SOUTH 100 FEET MORE OR LESS TO A POINT ON THE CENTERLINE OF SAID ABANDONED RIGHT OF WAY, SAID POINT ALSO LYING ALONG THE PRESENT NORTH RIGHT OF WAY LINE OF ZEIGLER BLVD; RUN THENCE SOUTHWESTWARDLY ALONG THE NORTHERLY RIGHT OF WAY LINE OF ZEIGLER BLVD. TO SOUTHEAST CORNER OF CODY ZEIGLER SUBDIVISION REVISED PLAT AS RECORDED IN MAP BOOK 68 PAGE 62 IN THE OFFICE OF JUDGE OF PROBATE, MOBILE COUNTY ALABAMA; RUN THENCE NORTHWARDLY ALONG THE EAST LINE OF SAID SUBDIVISION TO A POINT ON THE CENTERLINE

MINUTES OF MARCH 29, 2022

OF SAID ABANDONED RIGHT OF WAY FOR ZEIGLER BLVD; RUN THENCE WEST ALONG SAID CENTERLINE TO POINT ON THE WEST LINE OF SOUTHEAST QUARTER OF SECTION 7 T4S R2W; RUN THENCE SOUTH ALONG SAID WEST LINE TO THE POINT OF INTERSECTION WITH THE NORTH LINE OF ZEIGLER BLVD; RUN THENCE WEST ALONG THE NORTH RIGHT OF WAY LINE OF ZEIGLER BLVD TO THE SOUTHEAST CORNER OF ZEIGLER CORNERS RESUBDIVISION OF LOT A OF RESUBDIVISION OF LOT 1 AS RECORDED IN MAP BOOK 84 PAGE 95 IN THE OFFICE OF JUDGE OF PROBATE, MOBILE COUNTY ALABAMA; RUN THENCE NORTH ALONG THE EAST LINE OF SAID ZEIGLER CORNERS TO THE NORTHEAST CORNER OF LOT C, ZEIGLER CORNERS RESUBDIVISION OF LOT 1 AS RECORDED IN MAP BOOK 77 PAGE 68 IN THE OFFICE OF JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; RUN THENCE WEST ALONG THE NORTH LINE OF SAID SUBDIVISION AND THE WESTERLY PROJECTION TO A POINT ON THE WEST RIGHT OF WAY LINE OF SCHILLINGER ROAD NORTH; RUN THENCE SOUTH ALONG THE WEST LINE OF SAID SCHILLINGER ROAD NORTH TO THE SOUTHEAST CORNER OF LOT I D. E. COMMERCIAL PLACE AS RECORDED IN MAP BOOK 90 PAGE 108 IN THE OFFICE OF JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; RUN THENCE WEST ALONG THE SOUTH LINE OF SAID D. E. COMMERCIAL PLACE AND THE PROJECTION TO A POINT ON THE WEST LINE OF SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 12 T4S R3W; RUN THENCE SOUTH ALONG SAID WEST LINE AND ALONG THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 13 T4S R3W TO THE SOUTHWEST CORNER OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 13 T4S RSW; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID EAST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 13 TO THE NORTHEAST CORNER OF LARRY AND BRADLEY WARD SUBDIVISION AS RECORDED IN MAP BOOK 83 PAGE 113 IN THE OFFICE OF JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID SUBDIVISION TO THE NORTH RIGHT OF WAY LINE OF TANNER WILLIAMS ROAD; RUN THENCE NORTHWESTWARDLY ALONG SAID NORTH RIGHT OF WAY LINE OF TANNER WILLIAMS ROAD TO A POINT OF INTERSECTION WITH THE NORTHERLY PROJECTION OF THE WEST LINE OF TANNER WILLIAMS BUSINESS PARK AS RECORDED IN MAP BOOK 97 PAGE 90 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY ALABAMA; RUN THENCE SOUTH ALONG SAID PROJECTION AND ALONG THE WEST LINE OF SAID TANNER WILLIAMS BUSINESS PARK TO A POINT ON THE NORTH LINE OF SOUTH HALF OF SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 13, T4SR3W; RUN THENCE WEST ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF AIRWAY COMMERCIAL PARK AS RECORDED IN MAP BOOK 31 PAGE 97 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALLABAMA; RUN THENCE SOUTH ALONG THE WEST LINE OF SAID AIRWAY COMMERCIAL PARK TO THE SOUTHWEST CORNER OF SAID SUBDIVISION, SAID POINT ALSO BEING THE NORTHWEST CORNER OF NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24 T4SR3W; RUN THENCE SOUTH ALONG THE WEST LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 24 TO THE SOUTHWEST CORNER OF SAID NORTH HALF; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID NORTH HALF TO THE SOUTHEAST CORNER OF SAID NORTH HALF; RUN THENCE NORTH ALONG THE EAST LINE OF SAID NORTH HALF TO A POINT ON THE NORTH LINE OF SECTION 24 T4SR3W; RUN THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 24 TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24 T4SR3W; RUN THENCE SOUTH ALONG THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 24 T4SR3W TO THE SOUTHWEST CORNER OF SCHILLINGER PARK WEST AS RECORDED IN MAP BOOK 29 PAGE 116 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID SCHILLINGER PARK WEST A DISTANCE OF 315.0 FEET TO THE SOUTHEAST CORNER OF LOT 8, SCHILLINGER PARK WEST; THENCE RUN SOUTH A DISTANCE OF 160.0 FEET MORE OR LESS TO A POINT; THENCE RUN WEST 590.0 FEET MORE OR LESS TO A POINT; THENCE RUN SOUTH 603.09 FEET TO A POINT ON THE NORTHWEST CORNER OF A PARCEL CONVEYED AND RECORDED IN REAL PROPERTY BOOK 2430, PAGE 0442; THENCE CONTINUE SOUTH 620 FEET MORE

MINUTES OF MARCH 29, 2022

OR LESS TO A POINT ON THE EAST-WEST HALF SECTION LINE OF SECTION 24, TOWNSHIP 4 SOUTH. RANGE 3 WEST; THENCE RUN NORTH 89° 52'30" WEST ALONG SAID HALF SECTION LINE A DISTANCE OF 500 FEET, MORE OR LESS, TO THE NORTHWARD PROJECTION OF THE WEST LINE OF LOT 1, L & T SUBDIVISION AS RECORDED IN MAP BOOK 66, PAGE 26; THENCE RUN SOUTH 00° 19' 38" WEST ALONG THE PROJECTED WEST LINE OF LOT 1, L & T SUBDIVISION A DISTANCE OF 308.64 FEET TO THE NORTHWEST CORNER OF LOT 1. L & T SUBDIVISION; THENCE CONTINUE SOUTH 00° 19' 38" WEST ALONG THE WEST LINE OF LOT 1 A DISTANCE OF 21.36 FEET TO THE NORTHEAST CORNER OF LOT 2, LLT AIRPORT SUBDIVISION AS RECORDED IN MAP BOOK 73, PAGE 103 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 89° 43' 56" WEST ALONG THE NORTH LINE AND NORTH LINE PROJECTED OF LLT AIRPORT SUBDIVISION A DISTANCE OF 659.33 FEET TO A POINT; THENCE SOUTH 00° 19' 38" WEST A DISTANCE OF ,437.13 FEET TO THE NORTH RIGHT OF WAY LINE OF AIRPORT BOULEVARD; RUN THENCE SOUTHWARDLY TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF AIRPORT BLVD. SAID POINT ALSO BEING THE NORTHWEST CORNER PROPERTY RECORDED IN REAL PROPERTY BOOK 4560 PAGE 912 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE RUN SOUTHWARDLY AND THENCE EASTWARDLY ALONG SAID PROPERTY TO A POINT ON THE WESTWARDLY RIGHT OF WAY LINE OF DAWES ROAD; RUN THENCE SOUTHWESTWARDLY ALONG THE WEST RIGHT OF WAY LINE OF DAWES ROAD TO THE POINT ON THE WESTERLY PROJECTION OF THE SOUTH RIGHT OF WAY LINE OF OLD GOVERNMENT STREET ROAD; RUN THENCE EAST ALONG THE PROJECTED RIGHT OF WAY AND ALONG THE RIGHT OF WAY OF OLD GOVERNMENT STREET ROAD TO THE EAST LINE OF KIMBERLIN SUBDIVISION AS RECORDED IN MAPBOOK 13 PAGE 103 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID KIMBERLIN SUBDIVISION TO THE SOUTHWEST CORNER OF SOUTH SCHILLINGER COMMERCIAL PARK AS RECORDED IN MAP BOOK 79 PAGE 50 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID SOUTH SCHILLINGER COMMERCIAL PARK TO A POINT ON WEST RIGHT OF WAY LINE OF SCHILLINGER ROAD SOUTH; RUN THENCE EASTWARDLY TO THE POINT OF INTERSECTION WITH THE EAST RIGHT OF WAY OF SCHILLINGER ROAD SOUTH AND THE SOUTH RIGHT OF WAY LINE OF HITT ROAD; RUN THENCE EAST ALONG THE SOUTH RIGHT OF WAY LINE OF HITT ROAD TO A POINT ON THE SOUTH PROJECTION OF THE WEST LINE OF PROPERTY CONVEYED TO CITY OF MOBILE AND RECORDED IN REAL PROPERTY BOOK 5721 PAGE 1518 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE NORTHWARDLY ALONG SAID PROJECTION A1MD ALONG SAID WEST LINE TO A POINT ON THE SOUTH LINE OF PROPERTY CONVEYED TO THE CITY OF MOBILE AND RECORDED IN REAL PROPERTY BOOK 6200 PAGE 161 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE WEST TO SOUTHWEST CORNER OF SAID PROPERTY; RUN THENCE NORTH THENCE EAST THENCE NORTH ALONG WEST LINE OF SAID PROPERTY TO THE NORTHWEST CORNER OF SAID PROPERTY, SAID POINT ALSO LYING ALONG THE NORTH LINE OF SECTION 24 T4SR3W; RUN THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 24 TO THE SOUTHWEST CORNER OF PROPERTY RECORDED IN REAL PROPERTY BOOK 887 PAGE 534- IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE RUN NORTH ALONG THE WEST SIDE OF SAID PROPERTY TO THE SOUTH RIGHT OF WAY OF OLD GOVERNMENT STREET ROAD; THENCE RUN NORTHWESTWARDLY TO THE SOUTHEAST CORNER OF AIRPORT ACRES NO. 1 AS RECORDED IN MAP BOOK 4 PAGE 39 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE NORTHWARDLY ALONG THE EAST LINE OF SAID AIRPORT ACRES TO THE NORTHEAST CORNER; RUN THENCE WESTWARDLY ALONG THE NORTH LINE OF SAID AIRPORT ACRES TO THE EAST LINE OF TYLER RIDGE SUBDIVISION AS RECORDED IN MAP BOOK 113 PAGE 50 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE NORTHWARDLY ALONG THE EAST LINE OF SAID TYLER RIDGE SUBDIVISION TO THE SOUTH WEST CORNER OF MILL CREEK SUBDIVISION AS RECORDED IN MAP BOOK 90 PAGE 118 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID MILL CREEK

MINUTES OF MARCH 29, 2022

SUBDIVISION TO THE SOUTHWEST CORNER OF WESTOVER SUBDIVISION UNIT 4 AS RECORDED IN MAP BOOK 66 PAGE 23 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE NORTHWARDLY THENCE NORTHEASTWARDLY THENCE NORTHWARDLY ALONG THE WEST LINE OF SAID WESTOVER SUBDIVISION TO THE SOUTHWEST CORNER OF PORTSIDE BUSINESS CENTER RESUBDIVISION OF LOTS 27, 28, & 29 AS RECORDED IN MAP BOOK 59 PAGE 106 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE SOUTH LINE OF SAID PORTSIDE BUSINESS CENTER RESUBDIVISION TO A POINT ON THE WEST SIDE OF PORTSIDE BLVD.; RUN THENCE NORTHEASTWARDLY TO THE SOUTHWEST CORNER OF PORTSIDE BUSINESS CENTER AS RECORDED IN MAP BOOK 54 PAGE 43 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG SOUTH LINE OF SAID PORTSIDE BUSINESS CENTER TO THE NORTHEAST CORNER OF SAID WESTOVER SUBDIVISION UNIT 4; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID WESTOVER UNIT 4 TO THE NORTH LINE OF WESTOVER UNIT 2 AS RECORDED IN MAP BOOK 63 PAGE 111 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE NORTH LINE OF SAID WESTOVER SUBD. UNIT 2 TO THE NORTHEAST CORNER OF SAID UNIT 2; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID UNIT 2 TO THE NORTHWEST CORNER OF LOT 6 BLOCK 8 HIGHLAND PARK SUBDIVISION. AS RECORDED IN MAP BOOK 4 PAGE 380 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY. ALABAMA; RUN THENCE EAST ALONG THE NORTH LINE OF SAID LOT 6 AND THE PROJECTION THEREOF TO A POINT ON THE EAST LINE OF LAKEVIEW DRIVE; RUN THENCE NORTH ALONG THE EAST SIDE OF LAKEVIEW DRIVE TO THE NORTHWESTWARDLY CORNER OF LOT B RESUBDIVISION OF LOTS 42 & 43 BLOCK 5 HIGHLAND PARK SUBDIVISION AS RECORDED IN MAP BOOK 99 PAGE 76 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE NORTHEASTWARDLY AND THEN EASTWARDLY ALONG THE NORTHERLY LINE OF SAID LOT B TO THE NORTHEAST CORNER OF SAID LOT B; RUN THENCE SOUTH ALONG THE EAST LINE OF SAID LOT B TO THE NORTHWEST CORNER OF LOT 2 BLOCK 5 HIGHLAND PARK AS RECORDED IN MAP BOOK 4 PAGE 380- 381 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE EAST ALONG THE NORTH LINE OF SAID LOT 2 TO A POINT ON THE WEST RIGHT OF WAY LINE OF PARK AVENUE SOUTH; RUN THENCE EASTWARDLY TO A POINT ON THE EAST LINE OF PARK AVENUE SOUTH. SAID POINT BEING THE NORTHWEST CORNER OF THE SOUTH 100 FEET OF LOT 7 BLOCK 6 HIGHLAND PARK; RUN THENCE EAST ALONG NORTH LINE OF SAID SOUTH 100 FEET OF LOT 7 TO A POINT ON THE WEST LINE OF LOT 3 BLOCK 6 OF SAID HIGHLAND PARK; RUN THENCE SOUTH ALONG THE WEST LINE OF SAID LOT 3 TO A POINT ON THE NORTH LINE OF LOT 8 BLOCK 6 OF SAID HIGHLAND PARK; RUN THENCE EAST ALONG THE NORTH LINE OF SAID LOT 8 A DISTANCE OF 35 FEET MORE OR LESS TO A POINT; RUN THENCE SOUTH TO A POINT ON THE NORTH LINE OF LOT 9 BLOCK 6 OF SAID HIGHLAND PARK SUBDIVISION: RUN THENCE EAST ALONG THE NORTH LINE OF SAID LOT 9 AND LOT 41 BLOCK 6 OF SAID HIGHLAND PARK AND THE PROJECTION THEREOF TO A POINT ON THE WEST LINE OF SECTION 20 T4SR2W, SAID POINT ALSO LYING ALONG THE PRESENT CORPORATE LIMITS OF THE CITY OF MOBILE; RUN THENCE NORTHWARDLY ALONG THE PRESENT CORPORATE LIMITS OF THE CITY OF MOBILE TO THE EASTERLY PROJECTED NORTH RIGHT OF WAY LINE OF ZEIGLER BLVD. AND THE POINT OF BEGINNING. LESS AND EXCEPT THE FOLLOWING AREA AS SHOWN BELOW AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

AREA EXCEPTED:

BEGINNING AT THE SOUTHEAST CORNER OF ALVERSON COMMERCIAL PARK AS RECORDED IN MAP BOOK 111, PAGE 29 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF SAID SUBDIVISION TO THE SOUTHWEST CORNER OF SAID SUBDIVISION: RUN THENCE NORTHWARDLY ALONG THE WEST LINE OF SAID SUBDIVISION AND ALSO ALONG THE EAST LINE OF ALVERSON ROAD SOUTH TO THE NORTHWEST CORNER OF SAID SUBDIVISION; RUN THENCE WESTWARDLY 60 FEET MORE OR

MINUTES OF MARCH 29, 2022

LESS TO THE NORTHEAST CORNER OF LOT 3, LOWES SUBDIVISION AS RECORDED IN MAP BOOK 89, PAGE 44 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; THENCE CONTINUE WESTWARDLY ALONG THE NORTH LINE OF SAID SUBDIVISION A DISTANCE OF 451.6 FEET MORE OR LESS TO A POINT; RUN THENCE NORTHWARDLY AND PARALLEL WITH ALVERSON ROAD SOUTH TO A POINT ON THE NORTH RIGHT OF WAY LINE OF HIGHLAND AVENUE; RUN THENCE EASTWARDLY ALONG THE NORTH RIGHT OF WAY LINE OF HIGHLAND AVENUE TO A POINT ON THE WEST RIGHT OF WAY LINE OF ALVERSON ROAD NORTH; RUN THENCE NORTHEASTWARDLY ALONG THE WESTERLY RIGHT OF WAY LINE OF ALVERSON ROAD NORTH TO THE POINT OF INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF MONK AVENUE; RUN THENCE EASTWARDLY ALONG THE SOUTH RIGHT OF WAY LINE OF MONK AVENUE TO THE POINT OF INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD; RUN THENCE EASTWARDLY ALONG THE SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD TO THE POINT OF INTERSECTION WITH THE PROJECTED WEST LINE OF BERDIE BROADUS SUBDIVISION AS RECORDED IN MAP BOOK 89, PAGE 59 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE SOUTHWARDLY ALONG THE WEST LINE PROJECTED AND CONTINUING ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF LOT 2 OF SAID BERDIE BROADUS SUBDIVISION; RUN THENCE EASTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2 TO THE WEST LINE OF THE PRESENT CORPORATE LIMITS OF THE CITY OF MOBILE; RUN THENCE SOUTHWARDLY ALONG SAID CORPORATE LIMITS TO THE SOUTHEAST CORNER OF SECTION 18 T4S R2W; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF SAID SECTION 18 TO THE NORTHWEST CORNER OF THE EAST 130 FEET LOT 30 HIGHLAND PARK EXT #2 AS RECORDED IN MAP BOOK 5 PGS 233-234 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE SOUTHWARDLY ALONG THE WEST LINE OF SAID EAST 130 FEET AND THE PROJECTION THEREOF TO THE SOUTH LINE OF CEDAR STREET; RUN THENCE EASTWARDLY ALONG THE SOUTH LINE OF CEDAR STREET TO THE NORTHWEST CORNER OF THE EAST 94 FEET OF LOT 31. OF SAID HIGHLAND PARK EXT #2; RUN THENCE SOUTHWARDLY ALONG THE WEST LINE OF SAID EAST 94 FEET OF LOT 31 TO THE POINT OF INTERSECTION WITH THE NORTH LINE OF LOT 32 OF SAID HIGHLAND PARK EXT # 2; RUN THENCE WESTWARDLY ALONG THE NORTH LINE OF SAID LOT 32 TO THE NORTHWEST CORNER OF SAID LOT 32; RUN THENCE SOUTHWARDLY ALONG THE WEST LINE OF SAID LOT 32 AND ALONG THE WEST LINE OF LOT 33 TO THE POINT OF INTERSECTION WITH THE NORTH RIGHT OF WAY LINE OF DICKENS FERRY ROAD; RUN THENCE WESTWARDLY ALONG THE NORTH RIGHT OF WAY LINE OF DICKENS FERRY ROAD TO THE SOUTHWEST CORNER OF LOT 8 OF SAID HIGHLAND PARK EXT #2; RUN THENCE NORTHWARDLY ALONG THE WEST LINE OF SAID LOT 8 A DISTANCE OF 161.4 FEET MORE OR LESS TO A POINT; RUN THENCE WESTWARDLY 170 FEET MORE OR LESS TO A POINT ON THE EAST RIGHT OF WAY LINE OF BORDER CIRCLE EAST; RUN THENCE WESTWARDLY 50 FEET MORE OR LESS TO THE SOUTH EAST CORNER OF LOT 4. BLOCK 3. W.H. JOWERS TRACT AS RECORDED IN MAP BOOK 4, PAGE 614-615 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF LOT 4 AND ALONG THE SOUTH LINE LOT 9 OF SAID SUBDIVISION AND THE PROJECTION THEREOF TO A POINT ON THE WEST RIGHT OF WAY LINE CENTER STREET, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF LOT 5 OF SAID JOWERS TRACT; RUN THENCE SOUTHWARDLY ALONG THE WEST RIGHT OF WAY LINE OF CENTER STREET TO THE SOUTHEAST CORNER OF LOT 4 OF SAID JOWERS TRACT; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 4 TO A POINT ON THE WEST LINE OF LOT 3 OF SAID SUBDIVISION; RUN THENCE SOUTHWARDLY ALONG THE WEST LINE OF SAID LOT 3 100 FEET MORE OR LESS TO A POINT; RUN THENCE SOUTH 83° 09' 11" WEST A DISTANCE OF 252.45 FEET MORE OR LESS TO THE POINT OF INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF BORDER CIRCLE WEST; RUN THENCE SOUTHWESTWARDLY A DISTANCE OF 58 FEET MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF BORDER CIRCLE WEST SAID POINT BEING THE SOUTHEAST CORNER OF THE NORTH 80 FEET OF LOT 1 BLOCK 1 OF SAID W.H. JOWERS TRACT; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF THE SAID NORTH 80 FEET TO THE

MINUTES OF MARCH 29, 2022

EAST LINE OF LOT 2 OF SAID SUBDIVISION; RUN THENCE NORTHWARDLY ALONG THE EAST LINE OF SAID LOT 2 TO THE SOUTH LINE OF LOT 3 OF SAID SUBDIVISION; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF LOT 3 TO THE SOUTHWEST CORNER OF SAID LOTS; RUN THENCE NORTHWARDLY ALONG THE WEST LINE OF SAID LOT 3 AND CONTINUING ALONG THE WEST LINE OF LOT B RESUB OF LOT 4, BLOCK 1 W.H. JOWERS AS RECORDED IN MAP BOOK 88 PAGE 100 IN THE OFFICE OF JUDGE OF PROBATE MOBILE COUNTY, ALABAMA TO THE SOUTHEAST CORNER OF LOT 6 BLOCK 1 W.H. JOWERS TRACT AS RECORDED IN MAP BOOK 4. PAGE 614-615; RUN THENCE WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 6 TO NORTHEAST CORNER OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 19 T4S R2W; RUN THENCE WEST ALONG THE NORTH LINE OF SAID SOUTH HALF TO THE NORTHWEST CORNER OF SAID SOUTH HALF; RUN THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTH HALF TO THE SOUTHEAST CORNER OF ALVERSON COMMERCIAL PARK SUBDIVISION AS RECORDED IN MAP 111 PAGE 29 AND THE POINT OF BEGINNING.

“P”

LESS AND EXCEPT THAT PORTION OF PROPERTY THAT WAS DE-ANNEXED IN 2015 AS PER RESOLUTION 02-219 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 4 SOUTH. RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN EASTWARDLY ALONG THE NORTH LINE OF SECTION 19. A DISTANCE OF 76.00 FEET TO THE NORTHWEST CORNER OF THE W. H. JOWERS TRACT AS PER PLAT RECORDED IN MAP BOOK 4. PAGES 614-615. PROBATE COURT RECORDS. MOBILE COUNTY, ALABAMA; THENCE RUN 500° 17' 00" E. ALONG THE WEST LINE OF SAID W. H. JOWERS TRACT, 894.94 FEET TO THE POINT OF BEGINNING; THENCE RUN N 89° 10' 34" E. 108.27 FEET TO A POINT; THENCE RUN S 00° 38' 09" E, 79.88 FEET TO A POINT; THENCE RUN S 89° 09' 51" W. 108.77 FEET TO A POINT; THENCE RUN N 00° 17' 00" W, 79.90 FEET TO THE POINT OF BEGINNING. CONTAINING 0.20 ACRE.

"Q"

All of that real property, including all forty-three (43) lots, common areas, detention areas, rights-of-way and streets as described in and made a part of the Darby Creek Subdivision Plat recorded at Map Book 67, Page 71 in the records of the Judge of Probate of Mobile County.

SECTION 2: Pursuant to the provisions of Act No. 18. General Acts of Alabama, 1956. Second Special Session, Page 279, and for the purpose of paying the expenses of the City Government, the Council of the City of Mobile does hereby lay, levy and assess for the municipal tax year beginning October 1, 2022, and for successive tax years, ad valorem taxes, on all real and personal property and intangibles situated in the following described areas, within the corporate limits of the City of Mobile, which areas are being furnished the services set out in the aforesaid Act of the Legislature during the year for which this ad valorem tax is being levied, and which may be subjected to the municipal ad valorem taxes under the Constitution and Laws of the State of Alabama, viz.:

Beginning at the southwest corner of Section 5, Township 4 south, Range 2 west, thence run northward along the west line of Section 5, to the northwest corner of Section 5 and the southwest corner of Section 32, Township 3 south, Range 2 west; thence continue northward along the west line of Section 32 to the northwest corner of Section 32; thence run eastward along the north line of Sections 32, 33, 34, 35, and 36 to the northwest corner of the northeast quarter of the northeast quarter of Section 36; thence run southward along, the north-south centerline of the northeast quarter of Section 36 to the east-west half-section line of Section 36; thence run eastward along the east-west halfsection line to the east line of Section 36; thence run southeastwardly, northeastwardly, and southeastwardly along the existing corporate limits line of the City of Mobile to its

MINUTES OF MARCH 29, 2022

intersection with the west line of Interstate 65; thence run southwestwardly along the west line of Interstate 65 to the north line of Section 6, township 4 south, Range 1 west; thence run westward along the north line of Section 6, Township 4 south, Range 1 west and Section 1, Township 4 south, Range 2 west to the north-south one-half section line of said Section 1; run thence southwardly along the north-south one-half section line of said Section 1 to a point on the south line of said Section 1; run thence eastwardly along the south line of said Section 1 to the range line between Range 1 west and Range 2 west; run thence southwardly along the range line between Range 1 west and Range 2 west to the north bank of Bolton's Branch; run thence southwardly and eastwardly along the meanderings of the north bank of Bolton's Branch to the west bank of Dog River; run thence southwardly along the west bank of Dog River to the north right-of-way line of the Louisville and Nashville Railroad; run thence northeastwardly along the north right-of-way line of said railroad to a point on the township line between Township 4 south and Township 5 south; run thence eastwardly along said township line between Township 4 south and Township 5 south to a point on the north-south coordinate line 336,000 of the Transverse Mercator Projection for Alabama West Zone as used officially on maps of the Mobile Bay Area by the United States Corps of Engineers; run thence south along said coordinate line to a point due east of the north bank of Dog River; run thence due west to the north bank of Dog River; run thence northwestwardly along the meanderings of the northerly and easterly bank of Dog River to a point due east of the north bank of Halls Mill Creek; run thence due west to the north bank of Halls Mill Creek; run thence northwardly and westwardly along the meanderings of the north bank of Halls Mill Creek to the west line of Section 17, Township 5 south, Range 2 west; thence run northwardly along the west line of Sections 17, 8 and 5, Township 5 south, Range 2 west and along the west line of Sections 32, 29, 20, 17 and 8, Township 4 south, Range 2 west to the northwest corner of said Section 8, said corner also being the southwest corner of Section 5, Township 4 south, Range 2 west and the point of beginning.

SECTION 3: Pursuant to the provisions of Act No. 18, General Acts of Alabama, 1956, Second Special Session, Page 279, the area described in said Act No. 18 but outside of that area described in Sections 1 and 2 of this Ordinance is hereby exempted from the City of Mobile ad valorem taxes for the municipal tax year beginning October 1, 2022.

SECTION 4: That the annual rate of each levy provided in Sections 1 and 2 of this Ordinance shall be seventy hundredths (.70) of one per centum as authorized by law, of the value of such property as assessed for State Taxation during the preceding year.

SECTION 5: Should any section, provision, or part of this Ordinance be declared unconstitutional or void by any court of competent jurisdiction it shall not affect the validity of the remaining sections, provisions, or parts of this Ordinance.

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

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

Nays: None

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

ORDINANCE TO ADD ARTICLE XI FOR CHAPTER 61 – TRAFFIC, OF THE MOBILE CITY CODE, ENTITLED “LOW SPEED VEHICLES.” The following ordinance, which was introduced and read at the regular meeting March 22, 2022, held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

ORDINANCE: 61-015-2022

Sponsored by: Councilmember Carroll

LOW-SPEED VEHICLE ORDINANCE

MINUTES OF MARCH 29, 2022

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

Section 1. Low Speed Vehicle Ordinance.

A new Article XI for Chapter 61 – Traffic, of the Mobile City Code, 1991, entitled “Low Speed Vehicles” is hereby adopted as follows:

Sec. 61-400. – Definitions.

Designated LSV Street shall mean all streets and roads within the City of Mobile, or portions thereof, with a posted speed limit of twenty-five (25) 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.

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.

Sec. 61-401. – Operation of Low-speed vehicles.

LSVs may only be operated on Designated LSV Streets by a Licensed Driver and in compliance with all laws and ordinances applicable to operation of a motor vehicle in the City of Mobile; hours of operation for LSVs meeting the safety and equipment standards set forth in this Article are not restricted.

Sec. 61-402. Penalty.

MINUTES OF MARCH 29, 2022

It shall be unlawful for any person to violate any provision of this Article; any person found guilty of violating any provision of this Article shall, upon conviction, be punished by a fine in the amount of one hundred dollars (\$100.00).

Section 2. Amendment to City Code.

(a) Sec. 1-31, Mobile City Code, 1991, is hereby amended to include and reference this Ordinance on the tables set forth therein under the Sub-sections (1) Ordinances and (2) City Code.

(b) Sec. 1-32, Mobile City Code, 1991, the Schedule of Fines, is hereby amended to include and reference this Ordinance and the above stated one hundred dollar (\$100.00) fine in the tables set forth therein under the Sub-Sections (1) Ordinances and (2) City Code.

Section 3. Miscellaneous.

(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 held over until the regular meeting of April 19, 2022, which was seconded by Councilmember Gregory. Following comments by Councilmember Gregory 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 held over.

ORDINANCE AUTHORIZING LEASE OF PROPERTY TO DISTRIBUTED LEDGER, INC.

The following ordinance, which was introduced and read at the regular meeting March 22, 2022, held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

ORDINANCE: 87-016-2022

Sponsored by: Mayor Stimpson

AN ORDINANCE AUTHORIZING THE LEASE OF PROPERTY TO DISTRIBUTED LEDGER, INC

BE IT ORDAINED by the Mobile City Council (the "Council"), as governing body of the City of Mobile, Alabama (the "City"), as follows:

Section 1. The City Council, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) That a portion of certain property owned by the City of Mobile and located in Mobile County, Alabama, at 155 South Water Street, Mobile, Alabama (the "Property"), is no longer needed for a public purpose, and, pursuant to the applicable laws of the State of Alabama, the City and Distributed Ledger, Inc., a Texas corporation (the "Lessee"), have agreed to the terms of that certain Lease Agreement ("the Lease Agreement"), as set forth hereinafter, for the purposes referenced therein.

MINUTES OF MARCH 29, 2022

(b) The Lease Agreement entered between the City and Lessee is solely for the installation on a designated parcel of the property of a “shipping container” office facility and operation of digital mining equipment (the “Digital Mining Project”).

(c) The City is authorized to do any of the actions or undertakings referenced in Section 94.01 of the Constitution of Alabama of 1901, as amended (“Section 94.01”) and to lease real property no longer needed for public purpose, Alabama Code § 11-47-21.

(d) Pursuant to, and for the purposes of, Section 94.01, it is necessary, desirable and in the public interest for the City to enter the Lease Agreement, under which monthly rent payments of one dollar (\$1.00) plus Base Rent will be payable to the City but credited to GulfQuest for its use in furtherance of its charitable public purpose.

(e) The crediting of public funds to GulfQuest will serve a valid and sufficient public purpose.

(f) (1) More than seven (7) days prior to March 29, 2022, the City caused to be published in the newspaper with the largest circulation in the City, the notice required by Section 94.01(c)(2). (2) The information set forth in said notice is true and correct. (3) Publication of said notice is hereby ratified and confirmed.

(g) On March 29, 2022, the Council held a public meeting at which time it considered the matters contained in said public notice. No person presented (orally or in writing) any objection to the action proposed. During said public meeting, the Council found that crediting public funds to GulfQuest will promote the economic development of the City and will serve a valid and sufficient public purpose.

Section 2. The Council does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) The agreements, covenants, and undertakings of the City set forth in the Lease Agreement,

(b) That the Mayor is hereby authorized and directed to execute and deliver the Lease Agreement for an on behalf of and in the name of the City. The Clerk is hereby authorized and directed to affix the official seal of the City to the Lease Agreement and to attest the same.

Section 3. The Mayor and the officers of the City are each hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices, and petitions and proceedings, with respect to the Lease Agreement, as the Mayor and such officers shall determine to be necessary or desirable to carry out the provisions of this Ordinance and order or the Lease Agreement or duly and punctually observe and perform all agreements and obligations of the City under the Lease Agreement.

The ordinance was read by the City Clerk, whereupon Councilmember Gregory 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.

ORDINANCE TO ADOPT THE “CITY OF MOBILE UNIFIED DEVELOPMENT CODE”.

The following ordinance, which was introduced and read at the regular meeting March 22, 2022, held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

ORDINANCE: 64-017-2022

MINUTES OF MARCH 29, 2022

Sponsored by: Mayor Stimpson

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the "City of Mobile Unified Development Code" attached hereto and fully incorporated by reference, which repeals and replaces the existing City of Mobile zoning ordinance set forth in Chapter 64 of the Mobile City Code, 1991, is hereby adopted to be effective as set forth in Article 9 thereof.

NOTE: The Unified Development Code is attached to the March 22, 2022, minutes as a separate file.

The ordinance was read by the City Clerk, whereupon Councilmember Daves moved that the ordinance be held over until the regular meeting of May 17, 2022, which was seconded by Councilmember Gregory. Following comments by Councilmembers Gregory and Reynolds 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 held over.

RESOLUTIONS HELD OVER

APPROVE THE ISSUANCE OF MULTI-FAMILY HOUSING REVENUE BONDS BY THE PUBLIC FINANCE AUTHORITY; NOT TO EXCEED \$350,000.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 07-259-2022

Sponsored by: Councilmember Jones

A RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS BY THE PUBLIC FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$350,000,000; RECOGNIZING THAT THE CITY OF MOBILE, ALABAMA IS NOT RESPONSIBLE FOR ISSUING THE MULTIFAMILY HOUSING REVENUE BONDS AND HAS NO FINANCIAL OBLIGATION TO PAY ANY PRINCIPAL OF OR INTEREST ON THE MULTIFAMILY HOUSING REVENUE BONDS; MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Mobile, Alabama (the "City") is a duly organized and validly existing municipal corporation under the laws and Constitution of the State of Alabama; and

WHEREAS, the Public Finance Authority (the "Issuer") is a commission organized under and pursuant to the provisions of Section 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, as amended (the "Act"); and

WHEREAS, the Borrowers and the Sole Member, each as defined below, have asked the Issuer to issue its Multifamily Housing Revenue Bonds (Gulf Coast Portfolio Project) in the aggregate principal amount not to exceed \$350,000,000 (the "Bonds") in one or more series pursuant to a plan of financing for the purpose of providing funds to finance or refinance the Projects, as defined below, and the Issuer has granted such request; and

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") prior to their issuance, tax exempt bonds, such as the Bonds, issued by the Issuer in one or more series to finance or refinance the acquisition, renovation and equipping of residential rental facilities for individuals and families of low and moderate income in the State of Alabama and the State of Florida, as more specifically identified on

MINUTES OF MARCH 29, 2022

Exhibit A attached hereto (each a "Property" and collectively the "Projects"), which will be owned by the Borrowers identified in Exhibit A. attached hereto (collectively, the "Borrowers"), the sole member of each of which is The Affordable Housing Preservation Corporation, a Florida not for profit corporation and an organization exempt from federal income tax by virtue of being an organization described in section 501(c)(3) of the Code (the "Sole Member"), must be approved by the applicable elected representative (as defined under Section 1.147(f)-I of the U.S. Treasury Regulations of the governmental unit within whose boundaries each Property is to be located; and

WHEREAS, the Issuer has advised that pursuant to Section 66.0304(1 I)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Issuer must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the project is to be located; and

WHEREAS, the Borrowers have requested that the City of Mobile, Alabama (the "City") approve the financing of the Inverness Lakes Project and the Lakeview at Cottage Hill Project described in Exhibit A. each of which is located within the corporate limits of Mobile, Alabama, and the issuance of the Bonds in order to satisfy the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers 4889-0645-9668.V2 Agreement Relating to the Public Finance Authority, dated as of September 28, 2010 (the "Joint Exercise Agreement"), and Section 66.0304(1 I)(a) of the Wisconsin Statutes; and

WHEREAS, the Borrowers have further represented to the City that the proceeds from the sale of the Bonds will be loaned to the Borrowers; and

WHEREAS, the Bonds will be payable solely from revenues of the Borrowers, and the City will have no obligation whatsoever for the payment of the Bonds and the Bonds will not constitute an indebtedness or an obligation of the City within the meaning of any constitutional or statutory debt limitation, or a charge against the general credit or taxing powers of the City; and

WHEREAS, as a prerequisite for the issuance of the Bonds by the Issuer, a public hearing was held by a representative of the Issuer on behalf of the City Council, as the governing body of the City, on March 28, 2022 (the "Hearing"), after publication in the Mobile Press-Register on March 18, 2022, at which members of the public were offered an opportunity to express their views with respect to the issuance of the Bonds, as described in the Public Hearing Officer Certificate, attached hereto as Exhibit B.

NOW, THEREFORE, BE IT RESOLVED by the City Council (the "Council") of the City of Mobile, Alabama, as follows:

SECTION 1. The findings set forth in the preamble of this Resolution are incorporated by reference into the body of this Resolution as if fully set forth herein. The Council has considered any views expressed, whether in writing or at the Hearing, prior to consideration of this Resolution.

SECTION 2. The City hereby approves the issuance of the Bonds in the maximum aggregate principal amount of \$350,000,000 by the Issuer for financing for the Projects, including the Inverness Lakes Project and the Lakeview at Cottage Hill Project. It is the purpose and intent of the City that this Resolution constitutes approval by the City of Mobile, Alabama, for purposes of meeting the requirements of Section 147(f) of the Code and in accordance with Section 66.0304(1 I)(a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement, of the issuance of the Bonds and the facilities to be financed thereby and the City of Mobile, Alabama is one of the governmental unit(s) having jurisdiction over the area in which the Inverness Lakes Project and the Lakeview at Cottage Hill Project are located.

SECTION 3. The City shall have no liabilities for the payment of the Bonds or for any undertaking with respect thereto nor shall any of its assets be pledged to payment of the Bonds.

MINUTES OF MARCH 29, 2022

SECTION 4. This approval is not to be construed as (i) a representation or warranty by the City or the undersigned that the Bonds will be paid or that any obligations assumed by any of the parties will, in fact, be performed, (ii) a pledge of the faith and credit of or by the City; further, the fact that the City has approved the Bonds as required by the Code and the Act may not, in any event, be used as a sales device with respect to the Bonds, or (iii) a representation or warranty by the City concerning the validity of the Bonds.

SECTION 5. This Resolution shall become effective immediately, upon its passage.

EXHIBIT A

<u>Borrower Name</u>	<u>Project Name</u>	<u>Number of Units</u>	<u>Project Address</u>	<u>Project Jurisdiction</u>
AHPC Verandas at Rocky Ridge 2021 LLC, a Delaware limited liability company	Verandas at Rocky Ridge	226	3741 Chestnut Ridge Lane, Birmingham, Alabama 35216	Birmingham, Alabama
AHPC Inverness Lakes 2021 LLC, a Delaware limited liability company	Inverness Lakes*	498	6700 Cottage Hill Road, Mobile, Alabama 36695	Mobile, Alabama
AHPC Lakeview at Cottage Hill 2021 LLC, a Delaware limited liability company	Lakeview at Cottage Hill*		6550 Cottage Hill Road, Mobile, Alabama 36695	Mobile, Alabama
AHPC Kings Mill 2021 LLC, a Delaware limited liability company	Kings Mill	200	8917 North Davis Highway, Pensacola, Florida 32514	Pensacola, Florida
AHPC Crestview at Oakleigh 2021 LLC, a Delaware limited liability company	Crestview at Oakleigh	176	8990 North Davis Highway, Pensacola, Florida 32514	Pensacola, Florida
AHPC Crestview at Cordova 2021 LLC, a Delaware limited liability company	Crestview at Cordova	152	3500 Creighton Road, Pensacola, Florida 32504	Pensacola, Florida
AHPC Cordova Regency 2021 LLC, a Delaware limited liability company	Cordova Regency	213	4311 Bayou Boulevard, Pensacola, Florida 32503	Pensacola, Florida
AHPC Plantations at Pine Lake 2021 LLC, a Delaware limited liability company	Plantations at Pine Lake	224	1833 Halstead Boulevard, Tallahassee, Florida 32309	Tallahassee, Florida

*Will be operated together as one development.

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 MOBILE FIXTURE AND EQUIPMENT COMPANY AND HAWK INC. FOR VARIOUS KITCHEN EQUIPMENT AND SUPPLIES AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$75,855.41. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-260-2022

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 29, 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>2404</u>	2022	(F6080) CONVENTION CENTER	2 CLEVELAND RANGE TILTING SKILLETS AND ACCESSORIES, 1 60 QT FLOOR MIXER; 1 60IN GAS RANGE, 1 60IN GAS GRIDDLE, AND 1 SLICER FOR CONVENTION CENTER (SEALED BID 5649)	\$75,855.41	<u>(136150) MOBILE FIXTURE & EQUIPMENT CO INC;</u> <u>(297668) HAWK INC.</u>

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 CLASSIC PAINT & BODY, INC. FOR REPAIRS TO 2016 FORD F450 AMBULANCE; \$15,779.18. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-261-2022

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>6765</u>	2022	(2050) EQUIPMENT SERVICES	WRECK REPAIRS TO 2016 FORD F450 AMBULANCE (SEALED BID 5658)	\$15,779.18	<u>(294881) CLASSIC PAINT & BODY INC</u>

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

MINUTES OF MARCH 29, 2022

APPROVE PURCHASE ORDER TO MOBILE BAY HARLEY DAVIDSON FOR TWO (2) POLICE PACKAGE MOTORCYCLES; \$66,817.68. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-262-2022

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>7105</u>	2022	(F7000) MOTOR POOL	2 2022 HARLEY-DAVIDSON FLHTP POLICE PACKAGE MOTORCYCLES FOR MPD (SEALED BID 5641)	\$66,817.68	<u>(134774) MOBILE BAY HARLEY-DAVIDSON INC</u>

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 PIONEER POOL PRODUCTS, INC. FOR POOL CHEMICALS; \$20,149.59. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-263-2022

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>7349</u>	2022	(2034) ATHLETICS	POOL CHEMICALS (SEALED BID 5657)	\$20,149.59	<u>(289966) PIONEER POOL PRODUCTS INC</u>

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

MINUTES OF MARCH 29, 2022

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 GRAYBAR ELECTRIC CO., INC. FOR LED STREET LIGHT FIXTURES; \$54,962.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-264-2022

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>6613</u>	2022	(2062) ELECTRICAL	100 NAVION STREET LIGHT LED FIXTURES (SEALED BID 5656)	\$54,962.00	<u>(075199)</u> <u>GRAYBAR</u> <u>ELECTRIC CO INC</u>

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

TRANSFER FUNDS FROM GENERAL FUND TO THE CONVENTION CENTER FUND TO PAY SPECIAL ASSESSMENT FOR THE MOBILE CONVENTION AND VISITORS CORPORATION; \$503,544.45. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 09-265-2022

Sponsored by: Mayor Stimpson

WHEREAS, Sections 50-65 et seq of the City Code of the City of Mobile ("City") establishes the Mobile Tourism Improvement District as authorized by Alabama Code Section 11-54B-44(2); and,

WHEREAS, pursuant to Section 50-70, the City entered a Baseline Services Agreement with the Mobile Convention and Visitors Corporation ("MCVC") and the Mobile Area Lodging Corporation (the "Corporation") under which the City pays an annual Special Assessment to the Corporation in the amount of \$2,650,000.00 or 33.5% of the lodging tax for the prior fiscal year (at the City lodging tax rate of 8%), whichever is greater; and,

MINUTES OF MARCH 29, 2022

WHEREAS, for FY 21-22 the City budgeted \$2,650,000.00 in the Convention Center Fund #60806080-42200 to pay the Special Assessment; and,

WHEREAS, for FY 21-22 the Special Assessment is \$3,153,544.45, which exceeds the amount budgeted by \$503,544.45; and

WHEREAS, the additional \$503,544.45 was receipted in the General Fund (Fund 1000);

NOW THEREFORE be it resolved this 29th day of March, 2022, \$503,544.45 is transferred from unassigned fund balance in the General Fund (Fund 1000) to the Convention Center Fund (Fund 6080); and account #60806080-42200 is hereby amended to increase said line item by the amount of \$503,544.45 in order to pay the Special Assessment to the Corporation as required by the Baseline Services Agreement.

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

ALLOCATE STORM WATER FEE FUNDS TO VARIOUS CAPITAL PROJECTS; \$2,726,000.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 09-266-2022

Sponsored by: Mayor Stimpson

WHEREAS, THE CITY COUNCIL OF THE CITY OF MOBILE adopted Ordinance Number 01-024 on August 21, 2018, levying a storm water fee on Residential and Commercial Property to support the Storm Water Management Program (MS4); and

WHEREAS, Ordinance No. 01-024 is now codified at Article III, Chapter 17 of the Mobile City Code; and

WHEREAS, Sec. 17-47 of the Mobile City Code states: "The storm water fees levied and collected pursuant to this division shall be deposited into a fund know as storm water fund to be designated for expenses incurred complying with the City's NPDES permit for operations of its MS4, including but not limited to eliminating floatables from and improving water quality in the rivers, streams and waterways of the City and other storm water management activities required by the City's storm water management program. All amounts remaining in the fund at the end of the fiscal year shall not lapse but shall retain their dedication to storm water purposes."

WHEREAS, The Revenue Commissioner of Mobile County assessed, collected, enforced and remitted the fees to the City of Mobile; and

WHEREAS, in order for such funds to be utilized for the purposes set forth in section 17-47, the Mobile City Council desires to allocate the funds to capital projects;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$2,726,000, currently deposited in the Storm Water Fund, be allocated for the following Storm Water Management projects:

St. Louis Street Drainage Repairs	\$ 960,000.00
Broad Street Drainage Repairs	960,000.00
Vactor truck	485,000.00

MINUTES OF MARCH 29, 2022

Litter Boat	100,000.00
Litter Services (see attached)	146,000.00
Household Hazardous Waste Day	75,000.00

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 TINDLE CONSTRUCTION, LLC FOR ADA IMPROVEMENTS TO THE GYMNASIUM RESTROOMS AT THE AZALEA ROAD COMPLEX; \$82,320.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-267-2022

Sponsored by: Councilmember Reynolds 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: TINDLE CONSTRUCTION LLC

Project Name: AZALEA ROAD COMPLEX –
GYMNASIUM RESTROOM ADA IMPROVEMENTS

Project Number: PR-019-21

Amount: 482,320.00
(2021 CIP ID 2021-P-031, DISTRICT 4)

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 DOUBLE AA CONSTRUCTION CO., LLC FOR RE-ROOFING AT VARIOUS CITY LOCATIONS; \$117,900.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-268-2022

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,

MINUTES OF MARCH 29, 2022

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: DOUBLE AA CONSTRUCTION COMPANY, LLC.

Project Name: RE-ROOF – VARIOUS CITY OF MOBILE LOCATIONS
(GROUP 1)

Project Number: PR-060-21

Amount:	\$117,900.00	COMBINED AS:	
	HERNDON PARK MAINTENANCE BLDG:		\$29,000.00
	TRINITY GARDENS POOL HOUSE:		\$18,400.00
	HENRY AARON PARK CONCESSIONS BLDG:		\$19,500.00
	QUIGLEY HOUSE:		\$51,000.00

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 SIXTO BOYER FOR SERVICES AS A TEAM LEADER (CYBER SPECIALIST) FOR THE GULF COAST TECHNOLOGY CENTER, PROJECT FUNDING THROUGH ARP; \$65,000.00 PER YEAR FOR THREE (3) YEARS. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-269-2022

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, a professional services contract, by and between the City of Mobile and SIXTO BOYER, for services as a Team Leader (Cyber Specialist) for the Gulf Coast Technology Center, 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 Gregory 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 PROTEC VIDEO, LLC FOR PROFESSIONAL SERVICES IN THE DEPLOYMENT AND MANAGEMENT OF ANALYTICAL AND CONSULTING SERVICES; NOT TO EXCEED \$65,000.00 PER YEAR FOR THREE (3) YEARS. The following resolution, which was introduced and read at the regular meeting

MINUTES OF MARCH 29, 2022

of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-270-2022

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, a three year contract, by and between the City of Mobile and PROTECVIDEO, LLC., in an amount not to exceed \$65,000.00 per year for a period ending March 31, 2025, to begin upon execution or April 1, 2022, whichever is later, renewable, for the provision of professional services in the deployment and management of analytical and consulting services. 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 Gregory 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 J. PAYNE ORGANIZATION, LLC FOR OVERHEAD DOOR REPLACEMENT AT THE SAENGER THEATRE; \$63,700.00. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-271-2022

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: J PAYNE ORGANIZATION LLC

Project Name: MOBILE SAENGER THEATRE –
OVERHEAD DOOR REPLACEMENT

Project Number: CL-019-22

Amount: \$63,700.00
(GRANT: G-SBASVOG.CAPEQUIPMT)

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

MINUTES OF MARCH 29, 2022

AUTHORIZE GOMESA GRANT AGREEMENT WITH THE STATE OF ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES TO PROVIDE PLANNING, ENGINEERING, DESIGN AND CONSTRUCTION IMPROVEMENTS AT RIVERFRONT PARK. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 31-272-2022

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 GOMESA Grant Agreement between the State of Alabama Department of Conservation and Natural Resources and the City of Mobile, to provide the planning, engineering, design administration, and construction improvements at Riverfront Park, to execute an Agreement substantially like the contract attached hereto, and to sign any agreements or other documents in connection with the contract, and to perform all acts necessary to effectuate the grant. A copy of said Agreement is on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Gregory 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 JULY ENTERPRISES, INC., D/B/A COASTAL EXPRESS SHUTTLE, TO OPERATE A SHUTTLE SERVICE. The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

RESOLUTION: 37-274-2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of July Enterprises, d/b/a Coastal Express Shuttle, 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 Gregory 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.

VACATE A PORTION OF THE PUBLIC STREET AND RIGHT-OF-WAY SITUATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF CONGRESS STREET AND NORTH CEDAR STREET (DISTRICT 2). The following resolution, which was introduced and read at the regular meeting of March 22, 2022, and held over until the regular meeting of March 29, 2022, was called up by the Presiding Officer.

MINUTES OF MARCH 29, 2022

RESOLUTION: 47-275-2022

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

1. The City Council does hereby vacate a portion of the public street and right-of-way situated at the Southwest corner of the intersection of Congress Street (80' ROW) and North Cedar Street (50' ROW) in the City of Mobile, Mobile County, Alabama, being those same lands shown as dedicated to the City of Mobile adjacent to Lot 3, Raye McKinley Subdivision, as recorded in Map Book 124, Page 45, of the records in the Office of the Judge of Probate of Mobile County, Alabama, said street and right-of-way to be vacated being further described as:

COMMENCING AT A CAPPED REBAR (POLY) AT THE SOUTHEAST CORNER OF LOT 3, RAYE MCKINLEY SUBDIVISION, AS RECORDED IN MAP BOOK 124, PAGE 45 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH 21°-46'-22" WEST ALONG THE EAST LINE OF SAID LOT 3 AND ALONG THE WEST RIGHT-OF-WAY LINE OF NORTH CEDAR STREET (50' R/W) A DISTANCE OF 42.17 FEET TO A CAPPED REBAR (WATTIER) AT THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL: THENCE RUN NORTHWESTWARDLY ALONG SAID LOT 3, ALONG SAID WEST RIGHT-OF-WAY LINE AND ALONG THE ARC OF A CURVE TO THE LEFT (HAVING A DELTA OF 90°-36'-48", A RADIUS OF 9.78 FEET, A CHORD BEARING OF NORTH 67°-04'-46" WEST, AND A CHORD LENGTH OF 13.91 FEET) AN ARC DISTANCE OF 15.47 FEET TO A CAPPED REBAR (POLY) ON THE SOUTH RIGHT-OF-WAY LINE OF CONGRESS STREET (80' R/W); THENCE RUN NORTH 67°-36'-50" EAST A DISTANCE OF 9.89 FEET TO A CAPPED REBAR (WATTIER); THENCE RUN SOUTH 21 °-46'-22" EAST A DISTANCE OF 9.89 FEET TO THE POINT OF BEGINNING. THE DESCRIBED PARCEL CONTAINS 21 SQUARE FEET, MORE OR LESS.

2. The following are the owners of all abutting lots or parcels of land to the street and right-of-way being vacated:

a. Historic Mobile, LLC, is the owner of that property situated at 551 Congress St., Mobile, AL 36603, known as Mobile County Revenue Commission Key No. 4004225.

b. State Street African Methodist Episcopal Zion Church is the owner of that property situated at 509 Congress St., Mobile, AL 36603, known as Mobile County Revenue Commission Key No. 738642.

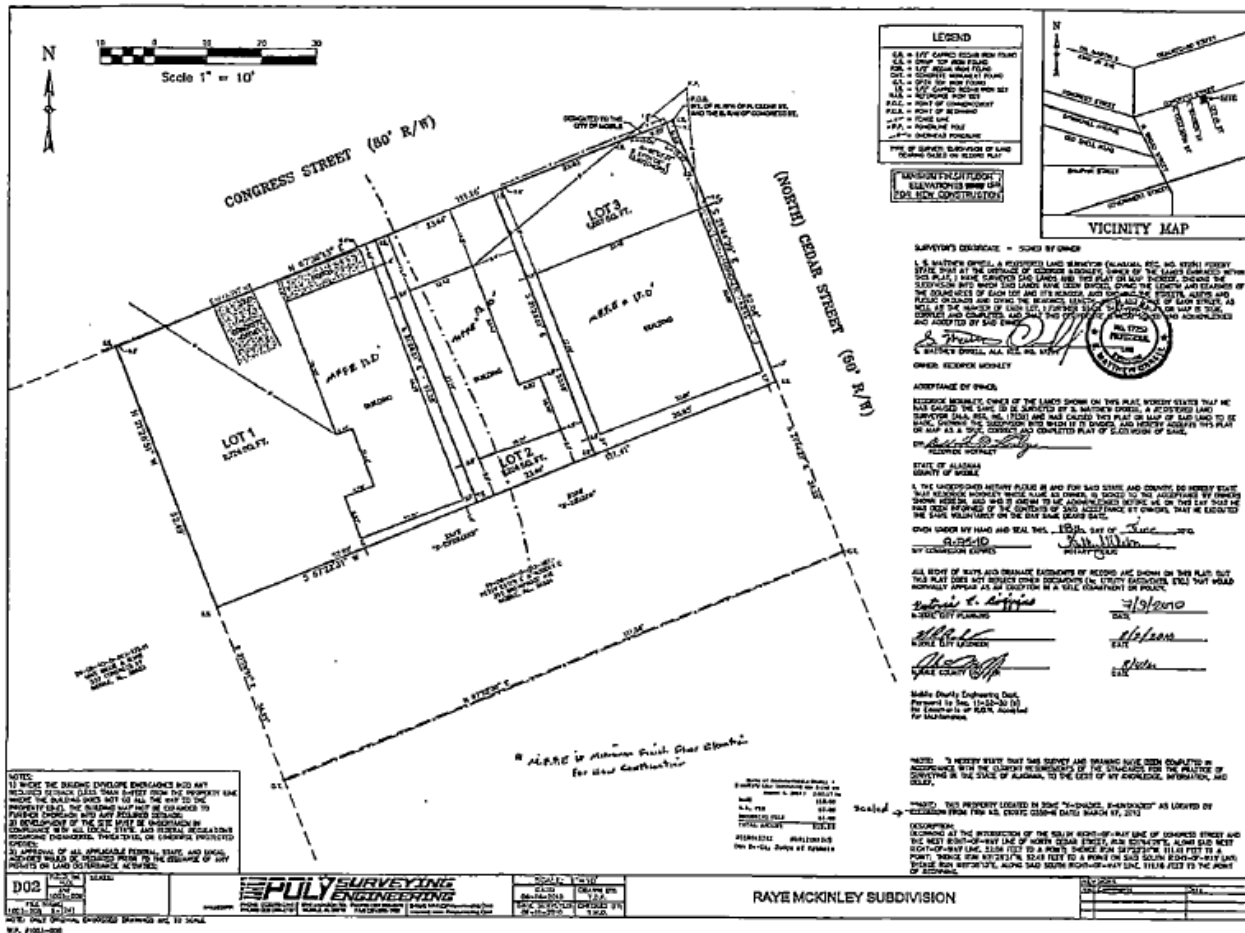
c. G&E HC REIT II MOBILE SNF, LLC, is the owner of that property situated at 500 Congress St., Mobile, AL 36603, known as Mobile County Revenue Commission Key No. 737901.

3. There are no owners of other lots or parcels of land which will be cut off from access by virtue of the vacation of this public street and right-of-way or otherwise denied reasonable and convenient way to a public road.

4. The City Council specifically finds that it is in the interest of the public that the portion of the public street and right-of-way described hereinabove be vacated and the City Clerk is hereby instructed to file a copy of this Resolution with the Judge of Probate of Mobile County. Notice of the proposed vacation of this public street and right-of-way has been given to all abutting property owners and to any entity known to have facilities or equipment such as utility lines, both aerial and buried, within the public street and right-of-way to be vacated. Any such entities with utility lines, equipment or facilities in place at the time of this vacation shall have the right to continue to maintain, extend and enlarge their lines, equipment and facilities to the same extent as if the vacation had not occurred.

5. A copy of this Resolution shall be published once in a newspaper of general circulation in the City of Mobile, Mobile County, Alabama, no later than fourteen (14) days after the adoption of this Resolution.

MINUTES OF MARCH 29, 2022



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

CONSENT RESOLUTIONS BEING INTRODUCED:

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 31-276 through 58-284, being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

AUTHORIZE A GRANT APPLICATION TO THE U.S. DEPARTMENT OF TRANSPORTATION, PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION FOR THE FY 2022 PIPELINE SAFETY INFORMATION GRANTS TO COMMUNITIES; \$100,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Jones.

RESOLUTION: 31-276-2022

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 29, 2022

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 Transportation (DOT), Pipeline and Hazardous Materials Safety Administration (PHMSA), grant assistance in the amount of \$100,000.00 in support of the FY 2022 Pipeline Safety Information Grants to Communities: Technical Assistance Grants (TAG). 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 Transportation, Pipeline and Hazardous Materials Safety Administration. 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 Jones moved that the resolution be adopted, which was seconded by Councilmember Penn 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. DEPARTMENT OF TRANSPORTATION FOR THE FY 2022 REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) DISCRETIONARY GRANT; \$25,000,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Jones.

RESOLUTION: 31-277-2022

Sponsored by: Councilmembers Penn and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive grant assistance in the amount of \$25,000,000.00 for the 2022 U.S. Department of Transportation (DOT) Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Discretionary Grant. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Transportation. 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 Jones moved that the resolution be adopted, which was seconded by Councilmember Penn and the vote was as follows:

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR WEST MOBILE PRODUCE AND MARKET, 312 SCHILLINGER ROAD SOUTH. The following resolution was introduced by Councilmember Jones.

MINUTES OF MARCH 29, 2022

RESOLUTION: 37-278-2022

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

Submitted by: West Mobile Produce and Market Mercado Latino. LLC

Location: West Mobile Produce and Market
312 Schillinger Road. S., Ste. VB
Mobile, AL 36608

The resolution was read by the City Clerk; whereupon Councilmember Jones moved that the resolution be adopted, which was seconded by Councilmember Penn 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 162 HEMLEY AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 40-279-2022

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 162 HEMLEY AVENUE 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, 8,14, and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 162 HEMLEY AVENUE described as:

LOT 254 & 255 HAAS PL DBK 153 N S P 266 #SEC 18 T4S R1W #MP29 08 18 1 004

Parcel Number: 29 08 18 1 004 008

Last Assessed to: ANDERSON GLORIA JEAN C/O GLORIA ADKINS

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."

MINUTES OF MARCH 29, 2022

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 Penn moved that the resolution be held over until the regular meeting of April 26, 2022, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

DECLARE THE STRUCTURE AT 1103 GIMON CIRCLE, WEST, A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Jones.

RESOLUTION: 40-280-2022

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1103 GIMON CIRCLE, WEST, 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, 9, 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 1103 GIMON CIRCLE, WEST, described as:

LOT 7 BLK 9 FULTON RIDGE ESTATES MBK 4 PGS 110-115 #SEC 32 T4S R1W #MP29 11 32 4 001

Parcel Number: 29 11 32 4 001 059

Last Assessed to: FRANKLIN MICHELLE & LARRY DERNELL FRANKLIN

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

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

MINUTES OF MARCH 29, 2022

The resolution was read by the City Clerk; whereupon Councilmember Jones moved that the resolution be adopted, which was seconded by Councilmember Penn 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 967 S. DEARBORN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Jones.

RESOLUTION: 40-281-2022

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 967 S. DEARBORN 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, 6, 7, 8, 14, and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 967 S. DEARBORN STREET described as:

LOT 1 EDELMANS 2ND ADD ACC TO MAP IN DBK 128 P 5 #SEC 37 T4S R1W #MP29 10 37 0 008

Parcel Number: 29 10 37 0 008 033

Last Assessed to: BRASWELL PROPERTIES LLC A
C/O GULLETT GREGORY A

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 Penn and the vote was as follows:

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

Nays: None

MINUTES OF MARCH 29, 2022

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

DECLARE THE STRUCTURE AT 6401 PINEHURST RUN A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Jones.

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 held over until the regular meeting of April 12, 2022, which was seconded by Councilmember Penn 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 held over.

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1622. The following resolution was introduced by Councilmember Jones.

RESOLUTION: 58-283-2022

MINUTES OF MARCH 29, 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 1622 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.

MINUTES OF MARCH 29, 2022

WEED LIEN						
	1622					Res. No.
10/19/2021	LOTS TO BE DECLARED					58-918
11/23/2021	LOTS FOR PUBLIC HEARING					58-1042
3/29/2022	LOTS TO BE ASSESSED FOR COST					58-
		OLD CASE/		Amount	Dis	N/A
No.	Address	SROW	CASE #	Assessed		CBO
1	5167 Brentwood Lane	14240	14704	\$ -	7	CBD
2	972 Baltimore St	14121	14705	\$ -	3	CBD
3	966 Gorgas St	14028	14706	\$ 1,298.00	3	
4	2066 Gibson St	14014	14707	\$ 50.00	1	CBO
5	0 McQuillen St	14060	14708	\$ -	3	AR
	Parcel No. (29 10 37 0 008 182.XXX)					
6	924 Bay Ave	14035	14709	1,403.00	3	
7	0 Plum St	14066	14710	\$ -	2	CBD
	Parcel No. (29 06 13 0 002 412.XXX)					
8	0 Congress St	13571	14711	\$ -	2	CBD
	Parcel No. (29 06 40 0 007 159.XXX)					
9	2109 Wildwood Pl	13698	14712	\$ 50.00	4	CBO
10	760 Chin St	14393	14713	\$ 196.00	2	
11	506 Rickarby St	13406	14714	\$ 50.00	2	CBO
12	0 Schusse Lane	13566	14715	\$ -	2	UDL
	Parcel No. (29 02 44 0 030 048.XXX)					
13	1009 Alba St	13785	14716	\$ 185.00	3	
14	419 Clay St	13570	14717		2	AR
15	0 Limerick St	7574	14718	\$ 50.00	2	CBO
	Parcel No. (29 10 28 4 004 060.XXX)					
16	708 Louise Dr W	11076	14719	\$ 196.00	5	
17	2002 Good St	14524	14720	\$ 194.00	1	
18	113 Hyland Ave	14354	14721	\$ -	1	AR
District total for this group		Numbers of lots cut		\$ 3,672.00		
1	3		1	0		
2	7		2	2		
3	5		3	3		
4	1		4	0		
5	1		5	1		
6	0		6	0		
7	1		7	0		
	18			6		
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector		*AR Administrative Removal				

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

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN GROUP 53. The following resolution was introduced by Councilmember Jones.

RESOLUTION: 58-284-2022

MINUTES OF MARCH 29, 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 Repeat Weed Lien Group 53 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.

MINUTES OF MARCH 29, 2022

REPEAT WEED LIEN							
GROUP 53						Res. No.	
12/10/2021	1st REPEAT WEED LIEN LETTERS SENT					11-058	
3/29/2022	REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST						
			Old	New	Initial	Times	Amount
Item		Dis	SRO/Case	Case #		cut within	Assessed
No.							
1	718 Johnston Ave	2	14854	15497	9/8/2020	2	\$ 389.00
2	1101 Sutton Ave	3	14828	15498	6/25/2021	3	\$ 50.00
3	2016 Tucker St	1	15295	15499	5/28/2019	1	\$ 296.00
4	2905 Page Lane	1	14855	15500	10/8/2019	1	\$ 50.00
5	251 N Pine St	2	14787	15501	7/21/2020	2	\$ 410.00
6	108 Michael Donald Ave Fka/Herdon Ave	2	14023	15502	6/25/2019	3	\$ 496.00
7	307 Stocking St	2	14157	15503	9/8/2020	1	\$ 467.63
8	2304 Burma Hills Ct	4	14793	15504	10/13/2020	2	\$ 50.00
9	2209 Largo Ave	6	15005	15505	4/6/2021	1	\$ 50.00
10	1660 Midway Ave	2	14260	15506	12/17/2019	1	\$ 50.00
11	854 Marine St	3	14263	15507	6/25/2019	1	\$ 324.00
12	1404 Pecan St	2	14919	15508	9/3/2019	1	\$ 415.00
13	1402 Pecan St	2	14920	15509	9/3/2019	2	\$ 725.00
14	503 Heritage Dr E	5	14890	15510	7/21/2020	2	\$ 50.00
15	2972 Northwest Dr	1	14898	15511	8/13/2019	2	\$ 388.00
16	2102 Agate St	2	14249	15512	6/30/2020	2	\$ 830.00
17	2501 Muriel Ave	1	14489	15513	6/1/2021	1	\$ 327.00
18	0 Rylands St/219 Rylands St	2	14485	15514	1/14/2020	2	\$ 50.00
	Parcel No. (29 07 25 0 005 121.XXX)						
19	1101 Chinquapin St	2	14273	15515	11/10/2020	1	\$ 50.00
20	2113 General Gorgas Dr N	1	14696	15516	11/10/2020	1	\$ 50.00
		Total					\$ 5,517.63
District total for this group			Numbers of lots cut				
1	5		1	3			
2	10		2	7			
3	2		3	1			
4	1		4	0			
5	1		5	0			
6	1		6	0			
7	0		7	0			
	20			11			
*CBO Cut By Owner			*CBC Cut By Contractor				
*NA Taken out by Inspector			*UDL Undeveloped Lot				
*ADD Added in from other Groups			*Fka Formerly known as				
*CBD Cut Before Declared							

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

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CHANGE ORDER NO. 3 WITH JOHN G. WALTON CONSTRUCTION COMPANY, INC., FOR BALTIMORE STREET, STREET AND DRAINAGE REHABILITATION; INCREASE OF \$216,711.38. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 13-285-2022

Sponsored by: Councilmember Small and Mayor Stimpson

MINUTES OF MARCH 29, 2022

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, Change Order No. 3 to the contract, by and between the City of Mobile and the company listed below, for work as outlined in the Change Order attached hereto and made a part hereof as set forth in full, subject to the company signing the Change Order. A copy of said executed Change Order will be on file in the office of the City Clerk.

Name of Company: John G. Walton Construction Company Inc.

Project Name: Baltimore St., Street and Drainage Rehabilitation
from Ann Street to I-10 Service Road

Project No.: 2016-202-17

Estimated Cost: \$216,711.38 (Add)

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

Councilmember Gregory moved for the suspension of the rules to consider Resolution 37-294, being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED:

APPROVE PURCHASE ORDER TO E-BUILDER, INC. FOR ANNUAL RENEWAL OF PROJECT MANAGEMENT SOFTWARE; \$55,574.36. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 08-286-2022

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>4374</u>	2022	(2045) MAJOR PROJECTS	E-BUILDER PROJECT MANAGEMENT SOFTWARE ANNUAL RENEWAL (GSA CONTRACT)	\$55,574.36	<u>(295201) E-BUILDER, INC</u>

AUTHORIZE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY FOR PETERBILT GARBAGE TRUCK; \$339,200.00. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 08-287-2022

Sponsored by: Mayor Stimpson

MINUTES OF MARCH 29, 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>5333</u>	2022	(F7000) MOTOR POOL	PETERBILT 31CU YD SIDE LOAD GARBAGE TRUCK WITH NEW WAY BODY (SEALED BID 5512)	\$339,204.00	<u>(190715) SANSOM EQUIPMENT CO INC</u>

AUTHORIZE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY FOR PETERBILT GARBAGE TRUCK; \$339,200.00. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 08-288-2022

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>6289</u>	2022	(F7000) MOTOR POOL	PETERBILT 31CU YD SIDE LOAD GARBAGE TRUCK WITH NEW WAY BODY (SEALED BID 5512)	\$339,204.00	<u>(190715) SANSOM EQUIPMENT CO INC</u>

APPROVE PURCHASE ORDER TO CAIN'S TREE & LANDSCAPE, INC. FOR TREE REMOVAL; \$32,500.00. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 08-289-2022

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>7451</u>	2022	(2018) FORESTRY	PERIMETER ROAD TREE REMOVAL (SEALED BID 5653)	\$32,500.00	<u>(296252) CAIN'S TREE & LANDSCAPE INC</u>

MINUTES OF MARCH 29, 2022

APPROVE PURCHASE ORDERS FOR FUEL FOR WAVE TRANSIT. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 08-290-2022

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>7531</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$32,733.75	(279229) PETROLEUM TRADERS CORPORATION
<u>7533</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$32,733.75	(279229) PETROLEUM TRADERS CORPORATION
<u>7538</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$32,733.75	(279229) PETROLEUM TRADERS CORPORATION

DETERMINE NECESSITY FOR CONDEMNATION OF CERTAIN LANDS (TRACT 18) FOR THE WIDENING OF MCGREGOR AVENUE. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 18-291-2022

Sponsored by: Mayor Stimpson

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

WHEREAS, in the exercise of its public and governmental functions as a municipality, the City of Mobile has determined that the acquisition of land for the McGregor Avenue widening (Airport Boulevard - Dauphin Street), designated as Tract 18 on the project, situated in Mobile County, Alabama, and more particularly described as set out in Exhibit "A", which tract is owned or an interest therein held by the persons and entities also listed in Exhibit "A," attached hereto and made a part hereof as if fully set out herein, which property is shown on the map attached as Exhibit "B", and made a part hereof, is deemed necessary, expedient and in the public interest in order to improve the public roads and streets of the City of Mobile; and,

WHEREAS, the City of Mobile has been unable to acquire said property by contract and it is necessary to acquire such property, which is needed to widen McGregor Avenue between Airport Boulevard and Dauphin Street, by eminent domain; therefore,

BE IT FURTHER RESOLVED BY THE CITY COLINCIL OF THE CITY OF MOBILE, ALABAMA, as follows:

It is hereby determined that it is necessary and expedient for public purpose to condemn said property for said purposes; and,

BE IT FURTHER RESOLVED that the City Attorney for the City of Mobile is hereby authorized to direct the institution of eminent domain proceedings in the Probate Court of

MINUTES OF MARCH 29, 2022

Mobile County, Alabama, to condemn the herein described parcel of real property for the purposes hereinabove stated.

BE IT FINALLY RESOLVED that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest respectively, a condemnation petition to be prepared at the direction of the City Attorney to condemn the above described parcel of land.

EXHIBIT "A"

Tract 18:

Parcel: R02280623 400207 8

Jabez, LLC
Domestic Limited Liability Co.
Sandra Seibert, Registered Agent
5721 Freemont Drive North
Mobile, AL 36609

Airport/McGregor Development Company, Lessee
Domestic Limited Liability Co.
Stephen Harvey, Registered Agent
63 S. Royal Street, Suite 900
Mobile, AL 36602

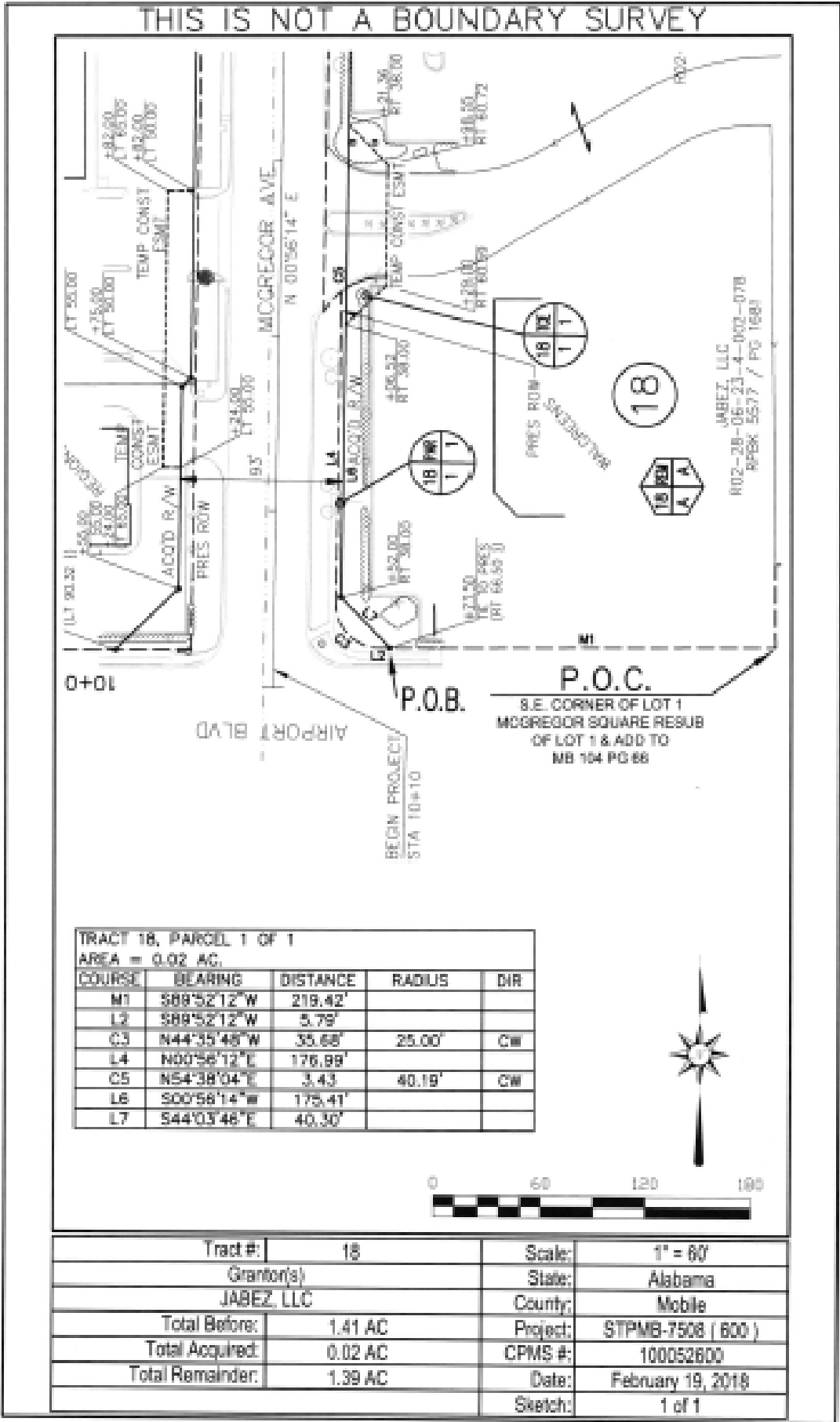
American Equity Investment Life Insurance Company, Mortgagee to Jabez, LLC
6000 Westown Pkwy.
West Des Moines, IA 50266

Wells Fargo Trust Company, National Association, fka Wells Fargo Bank Northwest,
N.A., as
Trustee, Mortgagee of Airport/McGregor Development Company
299 South Main Street, 12th Floor
MAC: U1228-120
Salt Lake City, Utah 84111

Walgreen Co., Lessee
Brian Moore, Attorney
Howard, Stallings, From, Atkins, Angell & Davis, P.A.
5410 Trinity Road, Suite 210
Raleigh, NC 27607

EXHIBIT "B"

Map



AUTHORIZE CONTRACT WITH HEXAGON ONCALL RECORDS FOR SOFTWARE PRODUCTS AND SERVICES FOR MPD RECORDS MANAGEMENT SYSTEM; \$4,097,449.00. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 21-292-2022

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

MINUTES OF MARCH 29, 2022

on behalf of the City of Mobile, a contract, by and between the City of Mobile and Hexagon for provision of software products and services in support of Mobile Police Department's record management system, for five years from the date of approval, in the amount of \$4,097,449.00, 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.

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EDWARDS AUTOMOTIVE, D/B/A PREMIER TRANSIT, TO OPERATE A SEDAN SERVICE. The following resolution was held over until the regular meeting of April 5, 2022.

RESOLUTION: 37-293-2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Edwards Automotive, d/b/a Premier Transit, 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.

REFUSE RENEWAL OF BUSINESS LICENSE OF T.R., LLC, D/B/A DISCOUNT ZONE, AT 507 AZALEA ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-294-2022

Sponsored by: Councilmember Daves

WHEREAS, on February 22, 2022, the City Council of the City of Mobile (the "Council") adopted Resolution 41-196 setting a public hearing on March 22, 2022, at 10:30 a.m. to consider whether the Council should take action to non-renew/refuse to renew the City of Mobile business license of T.R., LLC, d/b/a Discount Zone, for the operation of a gas station/convenience store located on the property situated at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459 (sometimes hereinafter referred to as the "Property"), for allegedly violating the laws and ordinances of the City; and,

WHEREAS, Resolution 41-196 was personally served on T.R., LLC, c/o Mohammad Azmeer, Manager, on February 23, 2022, which was at least ten (10) days prior to the scheduled hearing; and,

WHEREAS, at said hearing Mobile Police Department Attorney Wanda Rahman appeared and presented testimony and documentary evidence to support the proposed non-renewal/refusal to renew the business license of T.R., LLC, d/b/a Discount Zone for the operation of a gas station/convenience store located on the property situated at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, including background information and testimony from Mobile Police Department Attorney Wanda Rahman, testimony from Mobile Police Department Captain Jonathan Lee, testimony and photographic evidence from Mobile Police Department Sgt. Patrick Sanders, and testimony from Mobile Municipal Enforcement Officer Terrell Washington; and,

WHEREAS, at said hearing no other persons appeared to testify or submit evidence either in support of or in opposition to said proposed non-renewal/refusal to renew the aforesaid business license of T.R., LLC.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile, Alabama, as follows:

1. That the matters and facts set forth in the foregoing portion of this Resolution are incorporated herein and made part hereof by reference.

MINUTES OF MARCH 29, 2022

2. That T.R., LLC, d/b/a Discount Zone, as owner and operator of the gas station/convenience store located on the property situated at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, has knowingly violated, aided and abetted to violate, and knowingly permitted or suffered to be violated penal ordinances of the City of Mobile and/or criminal laws of the State of Alabama in violation of Section 34-64 of the Mobile City Code, 1991, at said location based on the evidence and testimony presented at the public hearing in this matter on March 22, 2022, including, but not being limited to, the following:

a. Attorney Wanda Rahman testified that in January, 2022, the Mobile Police Department obtained a temporary restraining order from the Mobile County Circuit Court shutting down the business known as Discount Zone operated by T.R., LLC, at the Property, and that said temporary restraining order remained in effect as of March 22, 2022, with a pending follow-up court date scheduled for April 13, 2022.

b. Attorney Wanda Rahman testified that Mohajer12 Corp., a company owned by Husain Abdulla, is the record title owner of the Property, and that said Property is currently subject to a Receivership ordered in Mobile County Circuit Court Case CV-2018-901594 styled PNC Bank, N.A., vs. Mohajer12 Corp., et al. Jason M. Osborn is the Court appointed Receiver in such case.

c. Attorney Wanda Rahman testified that Mohammad Azmeer is the Manager and Co-Owner of T.R., LLC, which was leasing the Property from the Receiver Jason M. Osborn.

d. Mobile Police Department ("MPD") Captain Jonathan Lee testified that MPD has received numerous complaints from neighborhood residents about illegal drug and criminal activity occurring at the Property. As a result, MPD has used its efforts and resources to patrol, surveille and arrest suspects at the Property when crimes have been committed. Captain Lee further testified that:

i. From October, 2016, to March 22, 2017, there were five (5) undercover drug buys made at the Property resulting in a search warrant being executed at this location on March 30, 2017. The search found pipes and brillo pads used to ingest crack cocaine at the Property.

ii. MPD had received complaints of shots fired at the Property.

iii. MPD had received a report that a citizen went to the Property to complain about the illicit activities and a store employee had then berated the citizen.

iv. Captain Lee has experience with the Property due to his former position as Precinct Commander for the precinct in which the Property is located.

v. From November, 2017, to November, 2021, there were over 27 controlled drug and drug paraphernalia buys made at the Property.

vi. From November 16, 2021, to January 13, 2022, there have been 14 undercover drug buys made in the parking lot and inside of the building at the Property.

vii. In the last five (5) years there have been at least five-hundred and eighty-eight (588) calls to MPD for service at the Property.

e. MPD Sergeant Patrick Sanders testified and reiterated the statements made by Captain Lee and Attorney Rahman.

f. MPD Sergeant Patrick Sanders testified that MPD had observed weapons displayed by persons lingering about the Property.

g. MPD Sergeant Patrick Sanders testified that the Property is across the street from the Denton and Davidson public schools.

MINUTES OF MARCH 29, 2022

h. MPD Sergeant Patrick Sanders testified that MPD had produced six (6) large binders of documentary evidence at the Circuit Court temporary restraining order hearing in support of the issuance of said restraining order.

i. Municipal Enforcement Officer Terrell Washington stated that in dealing with the business license the same individuals (i.e. Azmeer and Abdulla) had been continually involved with the Property for years.

j. Captain Lee further testified that the last City of Mobile business license issued for the Property was in 2019, and that the business had been operating without a business license for 2020, 2021 and 2022, and, further, that the State of Alabama alcoholic beverage license for the Property is currently suspended.

k. In addition to the testimony described above, Sgt. Sanders introduced photographic surveillance evidence showing individuals at the Property holding firearms, individuals loitering about for illicit activity, and a photograph of a large stash of drugs, drug paraphernalia, weapons and cash obtain as a result of the most recent search warrant executed at the Property. Said photographs are attached hereto and incorporated herein by reference.

3. That the operation of the gas station/convenience store located on the property situated at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, known as Discount Zone operated by T.R., LLC, has led to or resulted in the creation of a nuisance; has created, caused or led to circumstances that are detrimental to adjacent residential neighborhoods; has created, caused or led to circumstances that are detrimental to the public health, safety or welfare; and T.R., LLC, d/b/a Discount Zone, and/or its agents, servants and/or employees have permitted or suffered to allow habitual conduct with violates applicable state laws or regulations or city ordinances.

4. And that, therefore, no City of Mobile business license for T.R., LLC, or any other firm in which T.R., LLC, or any of its owners is interested, shall be issued or renewed for the operation of a gas station/convenience store located on the property situated at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, for a period of twelve (12) months hereafter.

6. Further, that no new City of Mobile business license shall be issued to any other person or entity for the location of 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, for a period of twelve (12) months hereafter for the operation or conduct of any business that is the same, or of a similar nature, as that engaged in by T.R., LLC, d/b/a Discount Zone, at 507 Azalea Road, Mobile, Alabama, 36609, Property Key No. 1501459, as set forth in this Resolution.

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

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO MK NON-EMERGENCY MEDICAL TRANSPORT, LLC TO OPERATE A SHUTTLE SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-295-2022

MINUTES OF MARCH 29, 2022

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

NOTICE OF HEARING ON PROPOSED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE.

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of MK Non-Emergency Medical Transport to operate a shuttle service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza, located at 205 Government Street, Mobile, Alabama, on April 12, 2022, at 10:30 a.m. At such time and place, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 12, 2022.

CALL FOR PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPHIR GLOBAL, LLC, D/B/A JOHN HENRY TRANSPORTATION, TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-296-2022

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

NOTICE OF HEARING ON PROPOSED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE.

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Ophir Global, LLC, d/b/a John Henry Transportation, to operate a sedan service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza, located at 205 Government Street, Mobile, Alabama, on April 12, 2022, at 10:30 a.m. At such time and place, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

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

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 12, 2022.

ANNOUNCEMENTS:

MINUTES OF MARCH 29, 2022

Councilmember Jones announced a meeting will be held at the Connie Hudson Senior Citizen Center on March 31, 2022, at 6:30 p.m.

Councilmember Jones reminded citizens that the District 6 community meeting will be held at the Connie Hudson Senior Center on April 14, 2022, at 6:30 p.m.

Councilmember Jones stated that he will host an “End to the Gun Violence” rally at Medal of Honor Park on April 4, 2022.

Councilmember Jones requested the Administration provide an updated map for the proposed redistricting of Council districts.

Councilmember Penn announced that the District 1 community meeting will be held at the Michael Figures Community Center on April 5, 2022, at 6:00 p.m.

Councilmember Reynolds announced that the Rules Committee will meet today in the 9th-floor conference room at 1:30 p.m.

Councilmember Reynolds shared that the Capital Improvement Committee will meet on April 12, 2022, at 1:00 p.m.

Councilmember Gregory announced that a Public Safety Committee meeting will be held on April 12, 2022, following the CIP meeting.

Councilmember Gregory informed citizens that a meeting will be held at New Jerusalem Missionary Baptist Church, 7220 First Street, on April 13, 2022. Applications from the Neighborhood Development Departments Critical Repair Program will be available.

Councilmember Reynolds moved to adjourn the meeting, which move was seconded by Councilmember Gregory 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 12:50 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK