

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 19, 2019

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, March 19, 2019, at 9:00 a.m.

Present:

Chairman: Manzie

Councilmembers: Small, Williams, Daves, Rich and Gregory

Absent: Richardson

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

The Presiding Officer adjourned the meeting.

Approved: March 26, 2019

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 19, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, March 19, 2019, at 10:30 a.m., in regular meeting.

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

Dr. Raoul Richardson, St. John United Methodist Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Williams asked everyone to remain standing for a moment of silence to honor those affected by the recent mosque attack in New Zealand.

Present on Roll Call:

Chairman: Manzie

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

Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

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

COMMUNICATIONS FROM THE MAYOR:

None.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

The Council considered the appeal of Tim Maness, Brenda Bolton, Kris Enzor, Bill Boswell, Peter F. Burns and Palmer C. Hamilton concerning the Tree Commission's approval for removal of trees on Broad Street.

The following people spoke in favor of the appeal:

1. Bill Boswell, 1609 Government Street

NOTE: Councilmember Daves moved to extend the five (5) minute time limit for this speaker, which move was seconded by Councilmember Manzie and the vote was as follows:

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

2. Brenda Bolton, 310 West Street
3. Peter Burns, 255 North Jackson Street
4. Jesse McDaniel, 1153 Old Shell Road

The following person spoke in opposition of the appeal:

1. John Peebles, 56 St. Emanuel Street

William Rooks, 1820 Canebrake Court North, District 6 representative to the Tree Commission, offered to answer questions regarding the Tree Commission's decision.

Nick Amberger, City Engineer, spoke on behalf of the Administration.

Councilmember Daves moved to grant the appeal, which motion was seconded by Councilmember Rich. Following comments from Councilmembers Rich, Gregory and Williams the vote was as follows:

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

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

NOTE: At approximately 12:17 p.m. Councilmember Gregory excused herself from the meeting.

The Council considered the request of Carolyn Golson, Mobile Area Chamber of Commerce, for a waiver of the Noise Ordinance at 451 Government Street on March 23, 2019 from 4:00 p.m. until 6:00 p.m. (District 2).

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

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

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

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The Council considered the request of Monica Peters for a waiver of the Noise Ordinance at 1303 Windsor Avenue on March 23, 2019 from 5:00 p.m. until 10:00 p.m. (District 3).

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

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

Nays: None

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

PUBLIC HEARING TO CONSIDER APPROVAL OF THE APPLICATION OF WHC AL, LLC D/B/A ZTRIP FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXICAB SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of the application of WHC AL, LLC d/b/a zTrip for a Certificate of Public Convenience and Necessity to operate a taxicab service and asked if there was anyone present to speak for or against this matter.

William George, 3024 Airport Boulevard, spoke in support of his application.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. Eddie Irby, Jr., 1116 Richard Road, asked the Council if there is an ordinance requiring a police escort of military funerals.

NOTE: At approximately 12:21 p.m. Councilmember Gregory re-joined the meeting.

RESOLUTIONS HELD OVER:

ACCEPT A DEED FOR THE ACQUISITION OF PROPERTY APPROXIMATELY 6.4 ACRES ALONG SPRING HILL AVENUE FOR THE THREE MILE CREEK GREENWAY TRAIL PROJECT, \$36,000.00 (CO291). The following resolution, which was introduced and read at the regular meeting of Tuesday, February 19, 2019 and held over for one (1) week until the regular meeting of February 26, 2019 and held over once more until the regular meeting of March 6, 2019, which was held over once more until the regular meeting of March 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 23-173-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to accept a Deed for the acquisition of approximately 6.4 acres of land located on Spring Hill Avenue along Three Mile Creek as set out in the instrument attached hereto for the price of \$36,000.00.

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Said property is being conveyed to the City of Mobile by Roudy Broadway and is to be used as a trailhead and for public recreational space for the Three Mile Creek Greenway Trail.

Be it resolved that the Executive Director of Finance be and is authorized and directed to issue a check in the amount of sales price less prorated share of property taxes payable to Surety Land Title, Inc. of Mobile and forward said check to the City of Mobile Deputy Director of Real Estate Asset Management for delivery to Surety Land Title, Inc. of Mobile on February 15, 2019.

Be it further resolved that the Deputy Director of Real Estate Asset Management of the City of Mobile is hereby authorized and directed to execute for and in the name and on behalf of the City of Mobile whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the sale of said property.

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

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

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

AUTHORIZE CONTRACT WITH INDUSTRY SERVICES COMPANY, INC. FOR FIRE TRAINING TOWER-REFRACTORY CONCRETE COATING, \$15,000.00. The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of March 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-241-2019

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: Industry Services Company, Inc.

Project name: Fire Training Tower - Refractory Concrete Coating

Project number: FD-020-19

Amount: \$15,000.00

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

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

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

ACCEPT SIX TEMPORARY CONSTRUCTION EASEMENTS NEEDED FOR THE 2018-3005-04 MISCELLANEOUS GROUP A DRAINAGE IMPROVEMENTS PROJECT. The

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following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of March 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 25-242-2019

Sponsored by: Councilmembers Small, Daves and Rich and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following 6 Temporary Construction Easements and 1 Quitclaim Deed as needed for the 2018-3005-04 Miscellaneous Group A Drainage Improvements Project.

1. Temporary Construction Easement from William Austin, Jr. & Vickie Austin.
2. Temporary Construction Easement from Constantino R. & Debra A. Botsis
3. Temporary Construction Easement from Wall Timber, LLC.
4. Temporary Construction Easement from Mobile Skate Center, LLC.
5. Temporary Construction Easement from Riverview Joint Venture.
6. Temporary Construction Easement from Kim Hoang Nguyen.
7. Quitclaim Deed from Springdale Stores, Inc.

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

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

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

Nays: None

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

ACCEPT THREE PERMANENT DRAINAGE EASEMENTS AND ONE QUITCLAIM DEED NEEDED FOR THE 2018-3005-10 HARBOR DR., DARWOOD DR., FARNELL DR. DITCH AND DRAINAGE REPAIRS PROJECT. The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of March 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 25-243-2019

Sponsored by: Councilmember Williams and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following 3 Permanent Drainage Easements & 1 Quitclaim Deed as needed for the 2018-3005-10 Harbor Dr., Darwood Dr., Farnell Dr. Ditch & Drainage Repairs Project.

1. Permanent Drainage Easement from Goodman D. Dortch, III.
2. Permanent Drainage Easement from Luther Dean Cox and Mirlyn Cox.
3. Permanent Drainage Easement from Consumer Mortgage Co., Inc.
4. Quitclaim Deed from Springdale Stores, Inc.

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

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

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

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Nays: None

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

AUTHORIZE A MEMORANDUM OF AGREEMENT WITH JAMES ALLEN ESTES FOR SETTLEMENT OF ON-THE-JOB INJURY CLAIM. The following resolution, which was introduced and read at the regular meeting of March 14, 2019 and held over until the regular meeting of March 19, 2019, was called up by the Presiding Officer.

RESOLUTION: 61-244-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Memorandum Agreement arising out of the on-the-job injury of James Allen Estes suffered on January 29, 2018, requiring the City to pay \$10,330.94, in return for a release of all of the Plaintiffs respective claims except future medical benefits, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Agreement is on file in the office of the City Clerk.

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

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

Nays: None

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

ORDINANCES BEING INTRODUCED:

AMEND CHAPTER 10, ARTICLE IV, OF THE MOBILE CITY CODE, AND THE CITY OF MOBILE ORDINANCE 01-004-2017, SECTION 101, 106, 107, 108 111, 112, 116, 131, 132, 201 AND 203 OF THE TARIFF FOR THE CITY OF MOBILE, MOBILE ALABAMA CRUISE TERMINAL. The following ordinance was held over for one (1) week until the regular meeting of Tuesday, March 26, 2019.

ORDINANCE: 01-011-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE IV, OF THE MOBILE CITY CODE, AND CITY OF MOBILE ORDINANCE 01-004-2017, SECTION 101,106,107,108, 111, 112,116,131,132, 201, and 203 OF THE TARIFF FOR THE CITY OF MOBILE, MOBILE ALABAMA CRUISE TERMINAL

BE IT ORDAINED by the City Council of the City of Mobile, Alabama, that Chapter 10, Article IV, Rules, Regulations, and Charges Pertaining to Berthage of All Vessels, Boatyard Operation and Related Facilities, and Ordinance 01-004-2017, as amended by Ordinance 01-20-2018, establishing the Tariff for the City of Mobile Alabama Cruise Terminal ("Tariff"), Sections 101,106,107,108, 111, 112,116,131, 132,201, and 203, shall be amended as follows:

SECTION 1 AMENDMENTS:

TARIFF SECTION 101 DEFINITIONS, Code Section 10-81, shall be amended to revise the definitions of "Facilities", "Loading and Unloading", "Mobile Boat Landing", "Handling", "Small Commercial Vessel", "Usage", "User" and "Wharf," and to add the

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addition of the definitions of "Berth A", "Berth B", and "MACT". The amended and added definitions will read:

BERTH A: Water area located directly behind the Alabama Cruise Ship Terminal.

BERTH B: Water area located directly behind the Mobile Convention Center.

HANDLING: The service of physically moving or relocating cargo between a point of rest and any place on the Terminal, other than the end of ship's tackle.

FACILITIES: Any and all buildings, structures, fixtures, equipment, conveniences, machinery, or appurtenances of any kind situated at or made available by, at or through MACT (as defined below), including but not limited to the MACT building, the Mobile Landing, and the Mobile Landing Boat Dock (all as specifically defined herein).

LOADING & UNLOADING: The service of moving or relocating cargo between any place on the Terminal (as defined below) and railroad cars, trucks, or any other means of land conveyance to or from the Terminal.

MACT: The passenger cruise terminal situated at 201 Water Street, Mobile, Alabama including all its Facilities (as defined above).

MOBILE LANDING: The wharf extending from the south end to the Terminal to its intersection with Cooper Riverside Park, Including the notched/indented ferry landing section at the south end of Cooper Riverside Park.

MOBILE LANDING BOAT DOCK: The City owned floating boat dock located at the north end of the Mobile Landing and the south end of Cooper Riverside Park.

SMALL COMMERCIAL PASSENGER VESSEL: Any vessel less than 70 feet in length certified to carry passengers for hire.

USAGE: The physical access and/or implementation of any portion of the Facilities by any vessel, Small Commercial Passenger Vessel, owner, charterer, or agent, rail carrier, lighter operator, trucker, shipper, or consignee, their agents, servants and/or employees.

USER: Any person, partnership, customers, passengers, corporation, other entity, or vessel engaged in Usage, including, without limitation, employees, invitees, agents, successors and assigns, doing business on or in connection with the Facilities, or owning or having custody of cargo on or moving over the Facilities.

WHARF: Any stationary structure which may be utilized in the transit or handling of cargo or passengers, including without limitation, equipment or devices alongside of which vessels may lie or which are suitable for and are used in the loading, unloading, assembling, distribution, or handling of cargo or passengers.

WHARFAGE: A charge assessed against the vessel on all cargo or passengers passing or conveyed over, onto, or under Wharfs (as defined above) or between vessels (to or from barge, lighter or water), when berthed at a Wharf or when moored in a slip adjacent to a Wharf. Wharfage is solely the charge for use of a Wharf and does not include charges for any other service.

TARIFF SECTION 106 FACILITY SECURITY AND ACCESS TO TERMINAL PROPERTY, Code Section 10-86, shall be amended to read as follows:

The Terminal is compliant with The Maritime Transportation Security Act (MTSA), 33 CFR Part 105, Maritime Security: Facilities. The confines of the Terminal can be readily identified by its security fence. The Wharf and northward Mobile Landing which extends north of the terminal fence-line fronting the Gulf Quest Maritime museum north to Cooper Riverside Park is not considered part of the Terminal with respect to compliance with 33 CFR Part 105 and does not comply with 33 CFR Part 105. Any vessel required to adhere to 33 CFR Part 104 cannot berth, tie-up to or use any portion of the Mobile

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Landing wharf north of the terminal boundary as evidenced by the fence-line. Any requests for alternate security arrangements shall be coordinated in advance with the Terminal Facility Security Officer.

TARIFF SECTION 107 ACCESS TO THE TERMINAL FACILITY, Code Section IQ-87(a)(2), (a)(4), (a)(5), and (b)-(e), shall be amended to read as follows:

Sec. 10-87 Access to the City of Mobile Alabama Cruise Terminal facility:

(a). Definitions:

(2) Escorting: Accompanying another person or group of people not possessing a TWIC over, across, upon, or within any TWIC secure areas. The escorted Individual shall be continuously accompanied while within a TWIC secure area in a manner sufficient to observe whether the escorted individual is engaged in activities other than those for which escorted access was granted.

(4) TWIC Secure Area: the area over which an owner/operator has implemented security measures for access control, and includes restricted areas and secure areas.

(5) Transportation Worker Identification Credential (TWIC): a common identification credential for all personnel requiring unescorted access to secure areas of MTSA-regulated facilities and vessels, and all mariners holding Coast Guard-issued credentials. Individuals who meet TWIC eligibility requirements are issued a tamper-resistant credential containing the worker's biometric (fingerprint template) to allow for a positive link between the credential and the individual.

(b) To promote public safety and efficient operations, the City may restrict access to part of or all Terminal or Facilities areas. Notwithstanding any other provision herein, Users are responsible for the security of any area of the Terminal in which the User's cargo or other personal property is located. The City is not responsible for providing Escorts to non-TWIC holding personnel of Users. The User is responsible for providing TWIC holding Escorts to accompany and/or monitor, as applicable, their non-TWIC holding personnel.

(c) Before being authorized to escort a non-TWIC individual, the TWIC-holding Escort must have prior authorization from the MACT Facility Security Officer. TWIC Escorts shall comply with all rules pertaining to escorting non-TWIC individuals. The TWIC Escort and its employer assume all liability for, and shall indemnify and hold the City harmless from, all penalties, fines and fees levied against the City for failure of the respective Escort to comply with escorting responsibilities mandated by 33 C.F.R. §105 and other applicable U.S. Coast Guard requirements.

(d) Docks and wharves, within secure areas, are restricted areas. Warehouses, designated open cargo storage areas adjacent to, or otherwise within the same immediate area of restricted areas, are designated TWIC secure areas. A TWIC is required for unescorted access to these TWIC secure and restricted areas at all times.

(e) Use of the Mobile Landing Boat Dock is restricted to Small Commercial Passenger Vessels for the purpose of embarking and disembarking passengers. Overnight mooring is prohibited. Users of the Mobile Landing Boat Dock must comply with all Federal and State requirements for carrying passengers for hire.

TARIFF SECTION 108 AUTHORIZATION REQUIRED TO ENTER UPON THE CITY OF MOBILE ALABAMA CRUISE TERMINAL, Code Section 10-88(a)(l), shall be amended to read as follows:

(a) TWIC/photo identification card.

1. Except as otherwise noted in this paragraph, all persons requiring unescorted access to TWIC secure areas must possess, and present, a TWIC, before such access is granted. Federal officials are not required to obtain or possess a TWIC; provided,

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however that, except in cases of emergencies or other exigent circumstances, in order to gain unescorted access to a TWIC secure area, a federal official must present his/her agency's official credential. Properly credentialed state and local law enforcement officials, in the actual discharge of their official duty, are not required to obtain or possess a TWIC to gain unescorted access to TWIC secure areas. State and local emergency responders are exempt from the requirement to have a TWIC when they are responding to an emergency.

TARIFF SECTION 111 ENVIRONMENTAL COMPLIANCE, Code Section 10-91(1), shall be amended to read as follows:

Without limitation of any other provision herein, any person using the Facilities, and any employee or Agent of such person including any person performing any service on the property of the Facilities (collectively; "user"); by such user's operation; use; or performance; agrees; warrants and covenants that it shall comply at all times with the following provisions relating to environmental matters.

(1) Compliance with environmental statutes and regulations:

a. User shall conduct all of its activities at the Facilities in compliance with all federal; state and local statutes; ordinances; regulations; orders and requirements of common law ("Environmental Statutes") concerning; including without limitation;

1. Those activities;
2. Repairs or construction of any improvements;
3. Handling of any materials;
4. Discharges to the air; soil; waters of the State of Alabama; or other surface water or groundwater; and
5. Storage; treatment or disposal of any waste at or connected with any activity at the facilities.

b. User shall obtain all permits; licenses; or approvals and shall make all notifications and registrations required by Environmental Statutes. User shall at all times comply with the terms and conditions of any such permits; licenses; approvals; notifications; or registrations.

c. User shall provide to The City of Mobile Alabama Cruise Terminal copies of all of the following; to the extent they pertain to User's operations at the Facilities:

1. Applications or other materials submitted to any governmental agency in compliance with Environmental Statutes;
2. Any notification submitted to any person pursuant to Environmental Statutes;
3. Any permit; license; approval; or amendment or modification thereto granted pursuant to Environmental Statutes;
4. Any record or manifest required to be maintained pursuant to Environmental Statutes; and
5. Any correspondence; notice of violation; summons; order; complaint; or other document received by a User pertaining to compliance with Environmental Statutes.

d. User shall promptly comply with any request by The City of Mobile Alabama Cruise Terminal that a User provide information or access to the Facilities reasonably necessary to enable The City of Mobile Alabama Cruise Terminal to demonstrate to a third person or governmental agency that no violation of environmental statutes or contamination as defined in subpart e.1. of this section has existed or does exist at the Facilities; or provide signatures; acknowledgments, affidavits, or otherwise cooperate in a reasonable manner reasonably required by the City to obtain any governmental approvals necessary under environmental statutes to transfer any interest in the Facilities or to transfer any permit or approval held by The City of Mobile Alabama Cruise Terminal under environmental statutes.

e. Site Contamination: User shall not cause or allow its Passengers, employees, contractors or invitees to cause contamination of the Facilities, waters, or land. User

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shall at all times handle hazardous substances and cause hazardous substances to be handled in a manner which will not cause an undue risk of contamination of the Facilities.

1. For purposes of this Section, the term "contamination" shall mean the uncontained presence, above background levels, of hazardous substances at the Facilities, or arising from use of the Facilities which may require remediation under any applicable law.

2. For purposes of this Section, "hazardous substances" shall mean any and all "toxic substances," "toxic materials," "hazardous substances," "hazardous materials," "regulated substances" or "regulated materials" as defined by any statute administered, or regulation promulgated, by the U.S. Department of Transportation, including its constituent Administrations and the U.S. Coast Guard; U.S. Environmental Protection Agency; and the Alabama Department of Environmental Management.

3. Other Hazardous, Toxic or Radioactive Materials: Users shall not handle or permit polychlorinated biphenyls ("PCBs"), as defined pursuant to the Toxic Substances Control Act, substances containing PCBs, asbestos, or materials containing asbestos, or radioactive materials on the Facilities, without the prior, express written consent of The City of Mobile Alabama Cruise Terminal. Should the presence of asbestos, PCBs, or radioactive materials be discovered on the Facilities, the presence of which is attributable to User, its affiliates or any person or entity having either a direct or indirect contractual relationship with User and/or Visitor shall, at its sole cost, promptly remove and dispose of such materials in compliance with law; provided however, that regardless of causation. User shall promptly notify The City of Mobile Alabama Cruise Terminal of the discovery of any asbestos, PCBs or radioactive materials on the Facilities.

4. Disposal and Removal of Hazardous Substances: User shall, at its sole cost, contract with a reputable, private licensed refuse removal firm for the removal and disposal of any hazardous substances generated, manufactured, introduced allowed or used by User, from the Facilities in accordance with all environmental statutes. User shall under no circumstances store, treat or dispose of any hazardous, toxic or regulated material, substance, or waste at the Facilities.

5. Indemnification by User: Without limitation of any other provision herein, by its use of the Facilities, User agrees to indemnify, defend and hold the City, including its officers, employees, and agents, harmless of, from, and against any and all expenses, loss, or liability arising from or relating to User's generation, manufacture, introduction, use, handling, transportation or disposal of hazardous substances, or User's breach of any of the provisions of this Section including, but not limited to, 1) any and all expenses incurred in relation to User's noncompliance with any Environmental Statutes; 2) any and all costs incurred in relation to studying or remedying any contamination at or arising from the Facilities; 3) any and all costs incurred in studying, removing, disposing, or otherwise addressing any materials which are the subject of this Section; 4) any and all fines, penalties, judgments or other sanctions assessed upon the City, including its officers, employees, and agents, by reason of a failure of User to have ensured compliance with Environmental Statutes; 5) any and all loss of value of the Facilities by reason of (a) a failure of User to have ensured compliance with Environmental Statutes, (b) contamination of the Facilities, or (c) the presence on the Facilities of any other hazardous or toxic materials which are the subject of this Section; and 6) any and all legal and professional fees and costs incurred by the City in connection with the foregoing.

(2). Inspections: The City may, at reasonable times but without the necessity of notice, enter into or upon and/or inspect any property located at any portion of the Facilities to conduct reasonable inspections, tests, samplings, or other investigations to satisfy itself that User has complied with the provisions of this Section.

TARIFF SECTION 112 INDEMNIFICATION AND INSURANCE REQUIREMENTS FOR TERMINAL USERS Code Section 10-92(a)-(f)(l), shall be amended to read as follows:

(a) Indemnity. Every User shall indemnify, defend, and hold the City, including its elected officials, employees, agents, successors, and assigns, harmless from and against any

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and all claims, suits, actions, damages, liabilities, penalties, judgments, cost and expenses, including without limitation reasonable attorney's fees and litigation cost and expenses, incurred or asserted in connection with any loss of life, personal injury, property damage, including without limitation damage to any vessel or cargo, or claim of any type whatsoever, or violation of any federal, state, or local law, rule, or regulation, which is caused in whole or In part by such User, except that such person shall not be responsible for any damage, loss or injury caused solely by the City's negligence or willful misconduct.

(b) Environmental indemnity. The indemnity provided in the preceding paragraph shall include and extend to any and all claims, suits, actions, damages, liabilities, penalties judgments, cost and expenses, including without limitation reasonable attorney's fees and litigation expenses, incurred or asserted in connection with any environmental damage, clean-up, removal, response, assessment, or remediation required by or resulting from, any environmental condition or violation of any federal, state or local Environmental Statutes occurring in connection with any person's usage of the Facility or the performance of any service on the property of the City.

(c) Waiver of subrogation. Each User and each person performing any service on the property of the City waives any and all claims it may have against the City for injury, loss or damage covered under any insurance policy and each such person shall cause its insurance carriers to waive any right of subrogation with respect thereto and to so notify the City.

(d) Legal expense. In case it becomes necessary for the City to engage counsel and / or initiate or participate in a legal proceeding to collect any monies due, enforce any provision, or remedy any default, under this Tariff against a User or a person performing any service on the property of the City, such User or person shall pay all expenses incurred by the City in connection therewith, including reasonable attorneys' fees.

(e) Limits of Liability. No provision contained in this Tariff shall limit or relieve the City from liability for its own negligence nor require any person, vessel, or lessee to indemnify or hold harmless the City of Mobile from liability for its own negligence.

(f) Insurance. Each User agrees to obtain and maintain at the User's own cost and expense insurance as required under the following paragraphs.

(1) General requirements. All policies of insurance must be written with companies acceptable to the City of Mobile. Original Certificates of Insurance, which are signed by the licensed agent, and which provide evidence that the coverages are current and In place, shall be mailed or transmitted to: Mobile Alabama Cruise Terminal, ATTN: Terminal Director, 201 South Water Street, Mobile, AL 36602. Failure to provide current certificates within 10 days following policy expirations shall render null and void any agreements for facilities use. The City of Mobile reserves the right to require complete certified copies of any and all policies of insurance at any time.

a. The Facility User's Insurance certificate shall include a provision that at least 30 days' written notice will be given to the City of Mobile before limits and scope of coverage are materially altered or insurance protection is cancelled.

b. The Facility User's insurance policies shall include waiver of all rights of subrogation against the City of Mobile, Its officers, officials, employees, volunteers and Insurers for losses arising from Its use of the City's facilities.

c. The Facility User agrees that none of its subcontractors will be allowed to commence work on the City's property until:

1. the subcontractor has obtained all similar insurance, or
2. the Facility User has provided coverage for the subcontractor.

d. The Facility User may purchase an umbrella liability policy to provide the limits of coverage specified, so long as such umbrella provides coverage is at least as broad as

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specified for the individual policy and the umbrella applies directly above the individual policy, without gap in limit of liability.

e. The Facility User's insurance policies shall include endorsements providing that the City, its officers, officials, employees, and volunteers are to be covered as primary and non-contributory additional insured's, with respect to liability arising out of its use of the City's facilities. Except for the proven negligence of the City, the coverage shall contain no special limitations on the scope of protection afforded.

f. The Facility User's insurance shall be primary insurance, regardless of policy language to the contrary. All premiums and deductibles are the responsibility of the Facility User.

TARIFF SECTION 116 REQUIREMENTS FOR COMMERCIAL PASSENGER VEHICLES ACCESSING THE CITY OF MOBILE ALABAMA CRUISE TERMINAL, Code Section 10-96, shall be amended to read as follows:

All Transportation Network Companies and Taxi-cab companies must pay a one-time account set up fee of \$50 and \$50 per month to MACT for the privilege of picking up and dropping off passengers at the Terminal. All commercial passenger vehicles to include limousines, courtesy shuttles, shuttles, must pay a one-time account setup fee of \$50 per vehicle to terminal operator or its agent for the privilege of accessing the Terminal to pick up passengers. Commercial passenger vehicles accessing the terminal before terminal entry is allowed for embarkation and are engaged in on-loading of passengers are presumed to be picking up passengers. See section 10-113(d) for a schedule of fees for commercial passenger vehicles. All vehicles must be in compliance with the City of Mobile Code of Ordinances regarding vehicles for hire, including insurance requirements.

TARIFF SECTION 131 DELINQUENT INVOICES, Code Section 10-111, shall be amended to read as follows:

Any invoice issued by the City of Mobile, which is unpaid 30 days after the date the invoice is presented, shall become delinquent.

As to any invoices which are or shall become delinquent, an interest charge of twelve (12) percent per annum of the amount of such invoice shall be due and owing from the date of delinquency until paid.

Such interest charge shall compensate the City for loss of use of such delinquent amount, and shall be calculated on a daily basis based upon a per-annum basis of three hundred sixty-five (365) days.

If an invoice is questioned disputed in accordance with the provisions herein, then such interest shall be due and owing on the correct amount of such disputed invoice from the date of delinquency until paid.

TARIFF SECTION 132 DELINQUENT LIST, Code Section 10-112, shall be amended to read as follows:

All Vessels, their owners and/or agents, stevedoring companies, or other Users of the Facilities of the City of Mobile whose account becomes delinquent as set forth in item no. 130 may be placed on the delinquent list and may be denied use of the Facilities until all such charges together with any other charges due shall have been paid.

Users whose accounts remain on the delinquent list and unpaid for more than thirty (30) days may be placed on "cash in advance" status.

TARIFF SECTION 201 SCHEDULE OF FEES, Code Section 10-113(a)-(b) shall be amended to read as follows:

(a) Dockage Charges. The Water Front Coordinator or the Mayor's appointee shall assign vessels to their berth assignments. Dockage charges will be computed on Length

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Overall (LOA) of vessel as published in Lloyd's Register of Shipping; dockage will be based on an initial 24-hour period, after which a prorated charge will be assessed based on a 6-hour period or fraction thereof. Notwithstanding the foregoing, dockage charges will not be assessed to Small Commercial Passenger Vessels for Berth A located directly behind Alabama Cruise Ship Terminal.

In Feet Over	In Feet Not Over	Rate Per Foot Per 24 Hour Day
0	199.9	\$2.77
200	399.9	\$3.64
400	499.9	\$4.95
500	599.9	\$6.65
600	699.9	\$7.72
700	799.9	\$9.80
800	899.9	\$11.81
900	Above	\$14.12

Dockage charges for Berth B, located directly adjacent to and rear of the Mobile Convention Center are as follows:

0-12 hours: \$0
12-24 hours: \$50.00
24-48 hours: \$100.00

Berth B is normally available for temporary moorings only and transient vessels shall not remain there more than 48 hours without permission. If an extended mooring is required, permission and agreement from the City of Mobile shall be required.

The vessel will be charged a rate of \$7.00 charge per foot per for one month.

Barges: Barge dockage will be assessed at the rate of \$107.46 per barge, per day for standard barges not exceeding 195 LOA. All barges of or exceeding 195 feet LOA will be assessed vessel dockage rate per barge, per day. Dockage will be assessed against all barges whether in berth or moored alongside any vessel for the purpose of delivering or receiving cargo or otherwise.

The City is not a party to the various charter and/or cargo agreements between barge owners, shippers and/or agents involved with barge transportation and will hold the owner of each barge operating within its terminal, responsible for all dockage charges incurred by or against the barge to include barges working alongside any vessel berthed at its facilities.

(b) Wharfage charges.

Per passenger embarkation	\$10.00
Per passenger debarkation	\$10.00
Per passenger in transit	\$10.00

The Wharfage charges listed above do not apply to users of the Mobile Landing Boat Dock or Berth B. The City of Mobile reserves the right to assess Wharfage fees at any time.

TARIFF SECTION 203 SECURITY FEE, Code Section 10-113(c) shall be amended to read as follows:

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(c) Every vessel calling on the Terminal and not having regularly scheduled service to the Terminal under the terms of a Cruise Terminal Berthing Agreement, shall be assessed a security fee of \$1,500 per port of call day (or part thereof).

The security fee is assessed to recover costs incurred for security assessments, security plans, security audits, equipment purchase, installation and maintenance, and staffing required to implement and maintain surveillance and access controls mandated by the Maritime Transportation Security Act of 2002 and U.S. Coast Guard regulation 33 CFR 105.

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

SECTION III. It is hereby declared to be the intention of the City Council that the sections paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of his Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV. EFFECTIVE DATE: The amendment shall be effective following its adoption and publication.

SECTION V. PUBLICATION: A copy of this ordinance shall be published pursuant and according to law, after its adoption.

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

Councilmember Williams moved for the suspension of the rules to consider Consent Resolutions 03-248 – 60-255 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

RE-APPOINT MARY ZOGHBY TO THE ALTAPOINTE HEALTH BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-248-2019

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Council concurs with the re-appointment of Mary Zoghby to the AltaPointe Health Board, effective April 1, 2019, for a term ending April 1, 2025.

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

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

Nays: None

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

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APPROVE PURCHASE ORDERS FOR REQUISITIONS OVER \$7,500.00 (TOTAL OF \$323,771.31). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-249-2019

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>8077</u>	2019	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$15,962.35	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>8076</u>	2019	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED (SEALED BID 5216)	\$15,962.35	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>8074</u>	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL (AL STATE CONTRACT)	\$16,157.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>8073</u>	2019	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL (AL STATE CONTRACT)	\$16,157.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>8054</u>	2019	(1030) CITY CLERK	RENTAL 12 POSTAGE METERS (AL STATE CONTRACT)	\$9,494.64	<u>(273233) NEOPOST USA INC</u>
<u>7971</u>	2019	(F6020) CRUISE TERMINAL	HAWORTH WALL PANELS (US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT)	\$9,707.18	<u>(83241) HAWORTH INC</u>
<u>7849</u>	2019	(2050) EQUIPMENT SERVICES	REPAIR-COLLISION DAMAGE ASSET#	\$10,806.72	<u>(295747) GMGC, LLC</u>
			75293 / 2017 CHEVY TAHOE (PRICE QUOTE)		
<u>3952</u>	2019	(1510) FIRE ADMINISTRATION	4 SPIRIT CT 800 TREADMILLS (SEALED BID 5246)	\$8,400.00	<u>(279450) FITNESS PRO</u>
<u>3857</u>	2019	(F7000) MOTOR POOL	FORD E-350 HANDICAP ACCESSIBLE BUS (AL STATE CONTRACT)	\$109,986.00	<u>(295846) TRANSPORTATION SOUTH, INC.</u>
<u>2959</u>	2019	(F7000) MOTOR POOL	2018 FORD RANGER 4X2 CREW CAB PICKUP TRUCK (SEALED BID 5230)	\$27,203.50	<u>(270013) AUTONATION FORD MOBILE</u>
<u>1750</u>	2019	(F7000) MOTOR POOL	2019 INT. CREWCAB FLATBED DUMP BODY TRUCK (SEALED BID 5240)	\$83,934.57	<u>(232872) WARD INTERNATIONAL TRUCKS LLC</u>

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

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

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

APPROV ITEM BASED BIDS (MOTORCYCLE MOUNTS AND ALARMS; EXERCISE EQUIPMENT; MEALS READY TO EAT; AND TRAFFIC CONTROL ACCESSIBLE PEDESTRIAN SIGNAL). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-250-2019

Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5262	MOTORCYCLE MOUNTS &ALARMS	7	VARIOUS, SEE BID TAB	Current Model Year/Extendable for 2 additional model years.	GT DISTRIBUTORS/ TEAM ONE COMMUNICATIONS
5246	EXERCISE EQUIPMENT/ ROWERS/ TREADMILLS	2	VARIOUS, SEE BID TAB	Through Dec 31, 2019	FITNESS PRO / WRIGHT FITNESS
5256	MEALS READY TO EAT	1	\$69.80/CASE	For one year, renewable for 2 additional years	NEX-XOS WORLDWIDE
5255	TRAFFIC CONTROL ACCESSIBLE PEDESTRIAN SIGNAL	1	\$4,399	For one year, renewable for 2 additional years.	TEMPLE, INC

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE FOR MONTEGO'S BAR AND CAFÉ, 6601 AIRPORT BOULEVARD, SUITE C. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-251-2019

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Sponsored by: Councilmember Rich

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: Restaurant Retail Liquor License

Submitted by: Montego, LLC

Location: Montego's Bar and Cafe
6601 Airport Boulevard, Suite C
Mobile, AL 36608

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

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

Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE FOR TIMOTHY O'SULLIVAN'S, 5955 OLD SHELL ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-252-2019

Sponsored by: Councilmember Rich

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: Restaurant Retail Liquor License

Submitted by: Montego, LLC

Location: Timothy O' Sullivan's
5955 Old Shell Road
Mobile, AL 36608

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

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

Nays: None

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

ASSESS COST FOR REMOVAL OF WEEDS, GROUP #1584. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-253-2019

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A 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 cutting 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 #1584 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment/ so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

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WEED LIEN					
GROUP 1584					Res. No.
10/16/2018	LOTS TO BE DECLARED				58-735
11/20/2018	LOTS FOR PUBLIC HEARING				58-808
3/19/2019	LOTS TO BE ASSESSED FOR COST				58-
No.	Address	SRO No.	Amount Assessed	Dis	N/A
1	1313 Lola St	891245	\$ 240.00	2	
2	608 Good Pay St	891246	\$ 231.00	2	
3	610 Good Pay St	891247	\$ 237.00	2	
4	2954 Pages Lane	891248	\$ 50.00	1	CBO
5	2956 Pages Lane	891255	\$ 50.00	1	CBO
6	1904 Seale St	891256	\$ 209.00	1	
7	2419 Cone St	891257	\$ 50.00	1	CBO
8	1368 Persimmon St	891259	\$ 227.00	2	
9	2065 Kentwood Lane	891344	\$ 50.00	3	CBO
10	1814 Idell St	891349	\$ 218.00	1	
11	5050 Washington Blvd	891350	\$ 182.00	4	
12	704 Pillians St	891357	\$ 189.00	3	
13	1258 Seneca St	891360	\$ 50.00	3	CBO
14	2063 Kentwood Lane	894518	\$ 50.00	3	CBC
15	1406 Persimmon St	894519	\$ 196.00	2	
16	1404 Persimmon St	894520	\$ 196.00	2	
17	1308 Hercules St	894522	\$ -	2	UDL
18	2 Hathway Rd	894523	\$ 50.00	7	CBO
19	5590 Old Pascagoula Rd	894524	\$ 50.00	4	CBO
20	2217 Hoppin St	894525	\$ 322.43	3	
21	2457 Dauphin Island Pkwy	894526	\$ 210.00	3	
22	2201 Weaver Rd	894528	\$ 194.61	3	
Total			\$ 3,252.04		
District total for this group		Numbers of lots cut			
1	5	1	2		
2	7	2	6		
3	7	3	4		
4	2	4	1		
5	0	5	0		
6	0	6	0		
7	1	7	0		
	22		13		
*ADD Added in from other Groups		*UDL Undeveloped Lot			
*CBO Cut By Owner		* CBD Cut Before Declared			
*N/A Taken out by Inspector					

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

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

Nays: None

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

ASSESS COST FOR REMOVAL OF WEEDS, REPEAT WEED LIEN #27. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-254-2019

A 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

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work of cutting 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 #27 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.

REPEAT WEED LIEN									
GROUP 27								Res. No.	
12/26/2018	1st REPEAT WEED LIEN LETTERS SENT							11-058	
3/21/2019	REPEAT WEED LIEN LOTS TO BE ASSESSED FOR COST								
Item		Dis	SRO	Initial	Times	Amount	CBD		
No.	Address/Parcel No.		Repeat	Case	Nuisance	cut w/in 36 months	Assessed	CBO	
1	2456 Dubose St	1	893638	671	7/24/2018	1	\$ 986.10		
2	1814 Toulmin Ave	1	882252	672	10/24/2017	1	\$ 398.00		
3	1100 Wellington St	1	895277	673	10/24/2017	1	\$ 310.00		
4	702 Pillans St	3	896251	674	4/25/2017	1	\$ 309.00		
5	1117 Preston Ave	3	895111	675	6/13/2017	1	\$ 354.00		
6	7045 Smith Aly	4	890847	676	2/2/2017	1	\$ 737.43		
7	2536 Bataan Ave	1	897983	677	5/9/2017	1	\$ 434.00		
8	584 Reynolds Ave	1	888761	678	11/21/2017	1	\$ 328.00		
9	1200 Arlington St	3	897831	679	7/26/2016	3	\$ 502.00		
10	1069 Cottrell St	3	897827	680	8/15/2017	1	\$ 343.00		
11	Pecan St Aka Peach St	2	894868	681	6/14/2016	3	\$ 537.00		
	Parcel No. (29 06 13 0 003 226 XXX)								
12	551 English St	2	898839	682	6/14/2016	1	\$ 296.00		
13	160 Crenshaw St	1	898139	683	7/25/2017	1	\$ 303.00		
14	1247 Arcturus Lane	4	897068	684	2/14/2017	1	\$ 901.83		
15	2909 Fredrick St	1	899175	685	2/14/2018	1	\$ 282.00		
16	2026 Tucker St	1	885563	686	9/6/2016	1	\$ 302.00		
17	2417 Brewton Ave	1	900496	688	10/24/2017	1	\$ 331.00		
18	1227 Barcelona Dr	4	896186	689	11/21/2017	1	\$ 150.00	CBO	
19	1863 Butler St	1	898093	690	11/21/2017	2	\$ 646.58		
20	Wealthy St / Wellington St	1	899823	691	4/19/2016	2	\$ 907.63		
	Parcel No. (29 02 44 0 008 416XXX)								
21	658 South Carolina St	3	901154	692	5/17/2016	1	\$ 441.00		
22	1065 1/2 Cottrell St	3	897822	693	10/24/2017	1	\$ 282.00		
23	1113 Quigley St	3	900055	694	9/6/2016	2	\$ 480.00		
24	764 Chin St	2	903860	695	7/12/2016	1	\$ 838.00		
		Total						\$ 11,399.57	
District total for this group				Numbers of lots cut					
1	11			1	11				
2	3			2	3				
3	7			3	7				
4	3			4	2				
5	0			5	0				
6	0			6	0				
7	0			7	0				
	24				23				
*CBO Cut By Owner				*CBC Cut By Contractor					
*N/A Taken out by Inspector				*UDL Undeveloped Lot					
*ADD Added in from other Groups									

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE FIREFIGHTER OF THE MONTH AS PART OF THE MAYOR'S INCENTIVE PROGRAM, VICTOR BUMPERS, \$500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-255-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor, upon the nomination by City supervisors recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 each to the employees on the attached list marked as Exhibit A.

These employees are to be commended for their exemplary work performance or innovations that significantly reduce costs or result in an outstanding improvement in service to the public.

Firefighter of the Month			
Last Name	First Name	Award	Date
Bumpers	Victor	Firefighter of the Month	Mar-19

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

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

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

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

Councilmember Richardson moved for the suspension of the rules to consider Consent Resolutions 13-256 and 21-258 being introduced for the first time. The motion was seconded by Councilmember Williams, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CHANGE ORDER WITH GORAM AIR CONDITIONING COMPANY, INC. FOR DEARBORN YMCA CHILLER REPLACEMENT (MP-128-18), ADDITIONAL \$8,780.00 (C0345, 2018 CIP #2017-149, G-CPD3246). The following resolution was introduced by Councilmember Daves.

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RESOLUTION: 13-256-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Change Order, by and between the City of Mobile, and the company listed below, for work as outlined in the Change Order Number 001 and Justification Memo attached hereto and made a part hereof as though set forth in full. A copy of said Change Order and Justification Memo is on file in the office of the City Clerk.

Name of company: GORAM AIR CONDITIONING COMPANY, INC.

Project name: DEARBORN YMCA
CHILLER REPLACEMENT

Project number: MP-128-18

Amount of change order: ADDITIONAL \$8,780.00

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH DRIVEN ENGINEERING, INC. FOR 2019 CIP 2019 MISCELLANEOUS DRAINAGE REPAIRS-GROUP D, \$119,680.00 (D4 & D7) (#1116, 2017-438). The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 21-257-2019

Sponsored by: Councilmembers Williams and Gregory and Mayor Stimpson

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

Name of company: Driven Engineering, Inc.

Project name: 2019 CIP 2019 Miscellaneous Drainage Repairs - Group D

Estimated cost: \$119,680.00

AUTHORIZE CONTRACT WITH MAURIN ARCHITECTURE P. C. FOR LANGAN PARK-RESTROOM RENOVATIONS, \$20,187.50 (2018 CIP #2017-470, D7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-258-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

MINUTES OF MARCH 19, 2019

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: Maurin Architecture P.C.
Project name: Langan Park - Restroom Renovations
Project number: PR-071-18
Amount: \$20,187.50 (2018 CIP #2017-470, D7)

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider Consent Resolution 01-259 being introduced for the first time. The motion was seconded by Councilmember Gregory, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the item.

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH MOBILE COUNTY TO SUPPLEMENT CITY FUNDING FOR THE CONSTRUCTION OF MARTIN LUTHER KING BASKETBALL COURT. The following resolution was introduced by Councilmember Williams.

RESOLUTION: 01-259-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement between the City of Mobile and Mobile County, Alabama to supplement City funding for the construction of a public basketball court to be known as the Martin Luther King Basketball Court, and to sign any agreements or other documents in connection with the Agreement, and to perform all acts necessary in connection with the Agreement, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full. 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 Williams moved that the resolution be adopted, which was seconded by Councilmember Daves. Following comments from Councilmember Manzie the vote was as follows:

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

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Nays: None

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

AUTHORIZE AGREEMENT WITH THE MOBILE HOUSING BOARD FOR A PROPOSED PLAN OF OPERATIONS. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 01-260-2019

Sponsored by: Mayor Stimpson

WHEREAS, by Resolution No. 01-745, the Mobile City Council authorized an Agreement between the City of Mobile and the Mobile Housing Board for technical assistance to be provided to the Mobile Housing Board; and,

WHEREAS, Section V.(A.) of the Agreement required a Plan of Operations to be prepared within 60 days of the implementation of the Agreement beginning on December 14, 2018; and,

WHEREAS, the Plan of Operations was submitted to the City Council on February 11, 2019 for review; and,

WHEREAS, Section V.(B.) of the Agreement required that the Plan be approved by the City Council within 45 days after it was submitted;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Plan of Operations referenced In Section V of the Agreement between the City of Mobile, Alabama and The Mobile Housing Board is hereby adopted in substantially the same format as attached as Exhibit 1. Said Plan gives an outline of the process by which technical assistance and coordination efforts shall follow and the effort that will be made to retain existing tenants in their current neighborhood by reviewing the inventory of blighted, dilapidated, tax delinquent, and market rate housing as potential replacement units in the area of existing public housing.

A copy of this Plan shall remain on file in the office of the City Clerk.

REALLOCATE \$79,398.21 FROM CP MISCELLANEOUS BRIDGE IMPROVEMENTS TO PEDESTRIAN BRIDGE OVER WATER STREET CONVENTION CENTER BRIDGE REPAIRS (2019-3005-01). The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 09-261-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of \$79,398.21 be reallocated from Capital Project (C0048), Miscellaneous Bridge Improvements - Capital Fund 20002000.48010 Construction to Capital Project (C0439) Pedestrian Bridge over Water Street Convention Center Bridge Repairs - Capital Fund 20002000.48010 Construction for District 2.

RE-ALLOCATE \$19,511.01 FROM MISCELLANEOUS STREET IMPROVEMENTS, ALABAMA MUNICIPAL TRUST FUND, TO PEDESTRIAN BRIDGE OVER WATER STREET CONVENTION CENTER BRIDGE REPAIRS PROJ#C0439 (PART 2 FUNDING REQUEST) (2019-3005-01). The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 09-262-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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BE IT RESOLVED BY THE CIPT COUNCIL OF MOBILE, ALABAMA, that the sum of \$19,511.01 be reallocated from Capital Project (C0Q12), Miscellaneous Street Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 Construction (C0439) Pedestrian Bridge over Water Street Convention Center Bridge Repairs for District 2.

RE-ALLOCATE \$63,044.51 FROM CAPITAL PROJECT (C0012), MISCELLANEOUS STREET IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION; \$20,286.26 FROM CAPITAL PROJECT (C0049), ENGINEERING, RIGHT-OF-WAY AND TESTING-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION; \$26,669.23 FROM CAPITAL PROJECT (C0052), MISCELLANEOUS DRAINAGE IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION (C0388) 2018 TREE REMOVAL PHASE 1 AND 2, DISTRICTS 2, 3, 4 AND 5. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 09-263-2019

Sponsored by: Councilmembers, Manzie, Small, Williams and Daves
and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of \$63,044.51 be reallocated from Capital Project (00012), Miscellaneous Street Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction and the sum of \$20,286.26 be reallocated from Capital Project (C0049), Engineering, Right-of-Way and Testing - Alabama Municipal Trust Fund 20102010.48010 Construction, and the sum of \$26,669.23 be reallocated from Capital Project (C0052), Miscellaneous Drainage Improvements - Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 Construction (C0388) 2018 Tree Removal Phase 1 and 2, District 2,3,4 and 5.

AUTHORIZE CONTRACT WITH CANON SOLUTIONS OF AMERICA FOR MANAGED PRINT SERVICES FOR THE MOBILE POLICE DEPARTMENT, \$95,580.00 (3 YEARS). The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 21-264-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Canon Solutions America, Inc., for managed print service for Mobile Police Department, for three years as needed at unit pricing as outlined in the contract attached hereto and made a part hereof as though set forth in full.

A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC. FOR 2018 PAYGO (GROUP B) (D1, 2, 3, 4, 5), \$85,500.00. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 21-265-2019

Sponsored by: Councilmembers Richardson, Manzie, Small Williams,
Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City

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of Mobile and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as set forth in full, subject to the company signing the contract and furnishing the required bonds and insurance. A copy of said executed contract will be on file in the office of the City Clerk.

Name of company: Southern Earth Sciences, Inc.
Project name: 2018 PAYGO (Group B) (D1, 2, 3, 4 and 5)
COM project no.: 2019-3005-18
Estimated cost: \$85,500.00

AUTHORIZE CONTRACT WITH MEDICAL DISPOSAL SYSTEMS FOR DISPOSAL SERVICES FOR BLOOD CONTAMINATED PRODUCTS, \$40,500.00. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 21-266-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Medical Disposal Systems, Inc., and to approve the supporting bid award, for Disposal Service for Blood Contaminated Medical Products, Supplies and Sharps, for one year, renewable without further Council approval for two additional one-year periods, as outlined in the contract attached hereto and made a part thereof as though set forth in full.

A copy of said contract is on file in the Office of the City Clerk.

ACCEPT QUIT CLAIM DEED FROM THE VOLUNTEERS OF AMERICA SOUTHEAST, INC. FOR APPROXIMATELY 0.89 ACRES ALONG THREE MILE CREEK FOR THE THREE MILE CREEK GREENWAY TRAIL. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 23-267-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to accept the conveyance of a Quit Claim Deed from Volunteers of America Southeast, Inc. for approximately 0.89 acres of land located along Three Mile Creek for the purposes of acquiring property for the Three Mile Creek Greenway.

AUTHORIZE TEMPORARY CONSTRUCTION AGREEMENT FROM RUBIN FAMILY PARTNERSHIP FOR TIGER 2016 PHASE I-II. The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 25-268-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the attached Temporary Construction Easement from Rubin Family Partnership, needed for TIGER 2016 Phase I-II (Project No. 2018-3005-01):

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

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APPROVE THE APPLICATION OF WHC AL, LLC D/B/A ZTRIP FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXICAB SERVICE.

The following resolution was held over until the regular meeting of Tuesday, March 26, 2019.

RESOLUTION: 37-269-2019

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

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO APPROVE THE APPLICATION OF CURTAVIA HENDERSON D/B/A NEW BEGINNING MEDICAL TRANSPORTATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-270-2019

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 Curtavia Henderson d/b/a New Beginning Medical Transportation for a Certificate of Public Convenience and Necessity 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 Tuesday, the 2nd day of April, 2019, 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 Gregory then moved to call for the public hearing, which move was seconded by Councilmember Small, and the vote was as follows:

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

Nays: None

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 2, 2019.

ANNOUNCEMENTS:

Councilmember Richardson expressed his appreciation to the citizens of Mobile for their prayers and well wishes after his medical procedure.

Councilmember Small announced a meeting will be held Tuesday, March 26, 2019, at 6:00 p.m., at Gilliard Elementary School to provide information regarding the relocation of commercial flights to Brookley Aeroplex.

Councilmember Small invited the public to participate in Mobile United's Crepe Myrtle Trail Ride on Saturday, April 13, 2019.

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Councilmember Small noted that the district three Easter egg hunt will be held at Taylor Park on Saturday, April 20, 2019 from 3:00 p.m. – 5:00 p.m.

Councilmember Gregory stated that a district seven meeting will be held on Thursday, March 28, 2019, at Mobile Botanical Gardens.

Councilmember Gregory reported that Plantasia was a success and well attended.

Councilmember Gregory thanked Shayla Beaco for meeting with residents and working with them in regards to the Three Mile Creek plan.

Councilmember Gregory announced the Administrative Services Committee will meet this Friday at 2:00 p.m. to discuss Resolution 01-260, which authorizes an agreement between the City and the Mobile Housing Board for a proposed plan of operations.

Councilmember Rich reminded citizens that the Providence Hospital Festival of Flowers will be taking place this Thursday – Sunday.

Councilmember Daves announced a district five meeting will be held on Tuesday, April 2, 2019, 6:00 p.m., at Westminster Presbyterian Church.

Councilmember Manzie encouraged district two residents to attend tonight's meeting to discuss the new bridge over Mobile Bay. The meeting will be held at Union Baptist Church at 6:00 p.m.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 12:36 p.m.

Approved: March 26, 2019

COUNCIL VICE PRESIDENT

CITY CLERK