MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 14, 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 Thursday, March 14, 2019, at 9:00 a.m.

Present:	
Chairman:	Manzie
Councilmembers:	Small, Williams, Rich and Gregory
Absent:	Richardson, Daves

The meeting was called to order. The Council reviewed and discussed the agenda for their meeting to be held today at 10:00 a.m.

The Presiding Officer adjourned the meeting.

Approved: March 19, 2019

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 14, 2019

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Thursday, March 14, 2019, at 10:00 a.m., in regular meeting.

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

Council Vice President Levon Manzie, District Two, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Williams asked everyone to remain standing for a moment of silence in memoriam of Clarence Culbert Crutcher, the road crew worker struck and killed on Dauphin Island Parkway.

Present on Roll Call:

Chairman:	Manzie
Councilmembers:	Small, Williams, Rich and Gregory
Absent:	Richardson, Daves

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 6, 2019 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

None.

PRESENTATIONS BY THE COUNCIL:

Councilmember Rich presented a proclamation to Adoption Rocks and USA Mitchell Cancer Institute Pediatric Cancer in honor of the Touch A Truck event taking place this weekend.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS:

The Council considered the request of William H. Miller for a waiver of the Noise Ordinance at 254 St. Anthony Street on May 4, 2019 from 3:00 p.m. until 7:00 p.m. (District 2).

Councilmember Manzie moved to deny the waiver, which motion was seconded by Councilmember Rich. Following comments from Councilmember Manzie and the vote was as follows:

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

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

The Council considered the request of Mike F. Davis, Rho Alpha Chapter of Omego Psi Phi Fraternity, Inc. for a waiver of the Noise Ordinance at 1009 Dauphin Street on March 17, 2019 from 11:00 a.m. until 4:00 p.m. (District 2).

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

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

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 909 MINOR STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 909 Minor Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1260 AKA 1258 MICHIGAN AVENUE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1258 aka 1260 Michigan Avenue is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Warren Scott, 1258 aka 1260 Michigan Avenue, stated he has made arrangements to have the property repaired.

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 DETERMINE IF THE STRUCTURE AT 4862 CLEMSON DRIVE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 4862 Clemson Drive is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 905 BALTIMORE STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 905 Baltimore Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1073 COTTRELL STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1073 Cottrell Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 957 GORGAS STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 957 Gorgas Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 959 GORGAS STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 959 Gorgas Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1901 RIVERSIDE DRIVE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1901 Riverside Drive is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Margaret Richardson, 1901 Riverside Drive, stated she is trying to sell 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.

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 760 MARINE STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 760 Marine Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. George Krietemeyer, 6594 Lubarrett Way South, provided information regarding the Coast Guard in Mobile and presented a copy of his newly published book to the Council.

ORDINANCES HELD OVER:

ORDINANCE DEEMING VACANT PROPERTY ON DURANDE DRIVE NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE TO JPV-BTS, LLC. The following ordinance, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week, was called up by the Presiding Officer.

ORDINANCE: 88-010-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

AN ORDINANCE DEEMING CERTAIN PROPERTY NOT NOW NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE THEREOF

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

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property hereinafter described is not now needed for public or municipal purposes and that it is in the best interest of the City of Mobile and in the public interest that said property be sold to JPV-BTS, LLC.

SEE ATTACHED EXHIBIT "A"

SECTION TWO: The Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the attached Purchase and Sale Agreement for the property shown above.

SECTION THREE: The Mayor and City Clerk are also hereby authorized and directed to execute and attest, respectively, for an in the name and on behalf of the City of Mobile, the deed for the property shown above, when said deed is prepared.

SECTION FOUR: Michelle Melton, Deputy Director, Real Estate and Asset Management, of the City of Mobile, is hereby authorized and directed to negotiate, and 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.

SECTION FIVE: Said Purchase and Sale Agreement and Deed are by reference made a part of this ordinance as fully as if set forth herein and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Department, 4th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION SIX: The proceeds from this sale to be placed in The Public Facility Improvement Fund.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

EXHIBIT "A"

Legal Description

3.4 acres on Durande Drive, Key # 870249, **METES AND BOUNDS:** BEG NW COR LOT 22 DELWOOD SUB MBK 5/429 TH S ALG W/L SD SUB & W/L DELCAMP PPTY MBK 23/90 1490 FT(S) TH W 100 FT TH N ALG E/L DURANDE DR 1095 FT(S) TH W 10 FT(S) TH N 318 FT(S) TO S/L GRANT ST TH ALG S/L 109 FT(S) TO POB EXEMPT FOR CITY OF MOBILE #SEC 29 T4S R1W #MP29 09 29 2 000

The ordinance was read by the City Clerk; whereupon Councilmember Rich moved that the ordinance be held over until the regular meeting of Tuesday, April 15, 2019, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC. FOR 2019 CIP BALTIMORE STREET, STREET AND DRAINAGE REHABILITATION FROM ANN STREET TO I-10 SERVICE ROAD, $146,000.00 (D3, #2017-186). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-202-2019

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as 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: Geotechnical Engineering Testing, Inc.

Project name: Baltimore St., Street and Drainage Rehabilitation

COM project no.: 2016-202-17 (D3, #2017-186)

Estimated cost: $146,000.00

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

Ayes: Manzie, Small, Williams, 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 SPEAKS & ASSOCIATES CONSULTING ENGINEERS, INC. FOR 2019 CIP 2019 MISCELLANEOUS DRAINAGE REPAIRS-GROUP A FOR $68,000.00 (D2 #1119, D3 #1022, D4 #1055). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-203-2019

Sponsored by: Councilmembers Manzie, Small and Williams
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: Speaks & Associates Consulting Engineers, Inc.

Project name: 2019 CIP 2019 Miscellaneous Drainage Repairs - Group A
(D2-#1119, D3-#1022, D3-#1055)

COM project co.: 2019-3005-03

Estimated cost: $68,000.00

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

Ayes: Manzie, Small, Williams, 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 AEIKER CONSTRUCTION CORPORATION FOR TRIMMIER PARK-CHALLENGE COURSE, $218,700.00 (2018 CIP #1040 & 2019 CIP #1096, D3). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-205-2019

Sponsored by: Councilmember Small and Mayor Stimpson

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

Name of company: Aeiker Construction Corporation

Project name: Trimmier Park - Challenge Course

Project number: PR-174-17

Amount: $218,700.00

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

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

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

RESOLUTIONS HELD OVER:

AUTHORIZE TIGER 2016 PHASE I-II NON-REIMBURSIBLE AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PUBLIC ROW WITH UNITI FIBERS. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-207-2019

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, an agreement and any necessary amendments thereafter between Uniti Fiber. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: Uniti Fiber

COM Project name: TIGER 2016 Phase I-II

COM project number: 2018-3005-01

Agreement: Non-Reimbursable Agreement for Relocation of Utility Facilities on Public Right-of-Way

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

Council Vice President Manzie stated for the record:

"Several neighborhood associations in my district have voiced concern and apprehension with moving forward with the TIGER Grant as it relates to about sixty trees that have been slated to be taken down. They will be here for an appeal on Tuesday and we will hear them and make a decision as it relates to their opposition. We have been assured as a Council by Mayor William Stimpson, by Chief of Staff and Finance Director Paul Wesch and by City Engineer Nick Amberger that these particular contracts have absolutely nothing to do with cutting down, displacement or replacement of trees. They have assured us of that on several occasions. Is that accurate Mr. Wesch?"

Chief of Staff Paul Wesch replied:

"That is accurate Mr. Vice President."

Vice President Manzie:

"I want that affirmation to be put in the record as well, so that citizens will know that we will be moving forward with these items simply because it takes so long to get various signatures from a State and Federal level and we do not want to slow down the TIGER Grant process, particularly if it has nothing to do with cutting down of any trees. That is the only reason I will support moving forward with the items today."

Councilmember Rich stated:

"I would like to add to the record that knowing we will hear an appeal on Tuesday, the 19th, there were some changes that will have to go back to the Tree Commission because of working with this group, but if they do still proceed with their appeal I wanted to make sure that if we approve this today that we still had a recourse for those citizens.
I would like the record to reflect knowing that this public hearing is going to take place with the Government Street Collaborative, the same group that already met with the Mayor, their appeal is not moot and it is not. We still have recourse to work along with them if they make suggestions."

and the vote was as follows:

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

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

AUTHORIZE TIGER 2016 PHASE I-II NON-REIMBURSIBLE AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PUBLIC ROW WITH SPIRE GULF INC.
The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-208-2019

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 an agreement, and any necessary amendments thereafter between Spire Gulf Inc. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: Spire Gulf Inc.

COM project name: TIGER 2016 Phase I-II

COM project number: 2018-3005-01

Agreement: Non-Reimbursable Agreement for Relocation of Utility Facilities on Public Right-of-Way

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

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

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

AUTHORIZE TIGER 2016 PHASE I-II NON-REIMBURSIBLE AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PUBLIC ROW WITH AT&T ALABAMA. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-209-2019

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 an agreement, and any necessary amendments thereafter, between AT&T Alabama. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: AT&T Alabama

COM Project name: TIGER 2016 Phase I-II

COM Project number: 2018-3005-01

Agreement: Non - Reimbursable Agreement for Relocation of Utility Facilities on Public Right-of-Way

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

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

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

AUTHORIZE TIGER 2016 PHASE I-II NON-REIMBURSIBLE AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PUBLIC ROW WITH ALABAMA POWER COMPANY. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-210-2019

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 an agreement, and any necessary amendments thereafter, between Alabama Power Company. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: Alabama Power Company

COM Project name: TIGER 2016 Phase I-II

COM Project number: 2018-3005-01

Agreement: Non - Reimbursable Agreement for Relocation of Utility Facilities on Public Right-of-Way

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

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

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

AUTHORIZE TIGER 2016 PHASE I-II NON-REIMBURSIBLE AGREEMENT FOR RELOCATION OF UTILITY FACILITIES ON PUBLIC ROW WITH COMCAST CABLE CORPORATION. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-211-2019

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 an agreement, and any necessary amendments thereafter, between Comcast Cable Corporation. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of company: Comcast Cable Corporation

COM Project name: TIGER 2016 Phase I-II

COM Project number: 2018-3005-01

Agreement: Non - Reimbursable Agreement for Relocation of Utility Facilities on Public Right-of-Way

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

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

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

AUTHORIZE CONSTRUCTION AGREEMENT WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR TIGER 2016. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-212-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

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

Construction for Project ST-049-999-013, Project reference number 100066564 and Construction, Project reference number 100066565 for the One Mobile – Complete Streets initiative Phase I-II on Broad Street in the City of Mobile which Supplemental Agreement 1 is before this Council.

2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf.

3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

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

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

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

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

AUTHORIZE PRELIMINARY ENGINEERING AND CONSTRUCTION-SUPPLEMENTAL AGREEMENT 1 WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR TIGER 2016. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-213-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

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

Preliminary Engineering and Construction for Project ST-049-999-013, Project reference number 100066564 and Construction, Project reference number 100066565 for the One Mobile - Complete Streets initiative on Broad Street in the City of Mobile which Supplemental Agreement 1 is before this Council.

2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf.

3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

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

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

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

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

AUTHORIZE GRANT AGREEMENT-ADDENDUM NUMBER 1 WITH THE FEDERAL HIGHWAY ADMINISTRATION FOR TIGER 2016. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-214-2019

Sponsored by: Mayor Stimpson

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

1. That the City enters into an agreement with the U.S. Department of Transportation and the Federal Highway Administration relating to a project for:

FHWA FY 2016 TIGER Grant for the One Mobile – Complete Streets initiative on Broad Street in the City of Mobile which TIGER Grant Agreement ADDENDUM No. 1 is before this Council.

2. That the agreement be executed in the name of the City, by its Mayor, for and on its behalf.

3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

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

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

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

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

ADJUST GENERAL FUND PERFORMANCE CONTRACT DETAIL TO CORRECT ANOMALY IN ADOPTED 2019 GENERAL FUND BUDGET. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-215-2019

Sponsored by: Mayor Stimpson

WHEREAS, on September 25, 2018, the City Council for the City of Mobile adopted the 2019 General Fund Budget; and

WHEREAS, there exists in the 2019 General Fund Budget adopted by the City Council, a discrepancy between the Performance Contact line item in the General Fund Expenditures by Department and Cost Center, page 12, which is $4,806,413, and the General Fund Performance Contract Total on page 14, which is $4,809,637; and

WHEREAS, the Performance Contract Detail at page 12 budgets $120,000 for the Mobile City Youth Athletic Board; and

WHEREAS, that organization is funded with pass through funds distributed by the City of Mobile, and the $120,000 line item is an estimate of the amount of funds the City expects to distribute; and

WHEREAS, for 2016, 2017 and 2018 the budget line item for Mobile City Youth Athletic Board was $100,000 but the City distributed to it $116,204, $105,354, and $111,716, respectively; and

WHEREAS, a reduction in the line item for the Mobile City Youth Athletic Board will not affect the amount distributed to that organization and will be a more accurate estimate of the estimated funding for the Board in FY 2019; and

WHEREAS, reducing the line Item for the Mobile City Youth Athletic Board by $3,224 will cause the General Fund Performance Contract Total on page 14 to equal $4,806,413, which equals the Performance Contracts line item on page 12 of the General Fund Budget; and

WHEREAS, as amended, the anomaly in the 2019 General Fund Budget will be resolved, thus enabling, and the Mayor and City Clerk to certify it;

NOW, THEREFORE, BE IT RESOLVED that the 2019 General Fund Budget is amended as follows:

The Performance Contract Detail on page 14 is amended to decrease the Mobile City Youth Athletic line item by the amount of $3,224.00, from $120,000.00 to $116,776.00.

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

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

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

<u>RE-ALLOCATE $500.00 FROM DISTRICT 5 DISCRETIONARY ACCOUNT TO MOBILE MUSEUM OF ART FOR LEGISLATIVE LUNCH MEETING.</u> The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-216-2019

Sponsored by: Councilmember Daves

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $500.00 be transferred from the General Fund, District 5 Discretionary Account DSC-05, General Fund Account 10041020-42080 to the Mobile Museum of Art, General Fund Operating Account 10040560-44020, to reimburse them for their Legislative Lunch Meeting that was held on February 13, 2019.

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

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

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

AUTHORIZE CHANGE ORDER #1 WITH JOHN G. WALTON CONSTRUCTION, INC. FOR AIRWAY PARK DRIVE AT SCHILLINGER ROAD DRAINAGE IMPROVEMENTS IN THE AMOUNT OF $22,336.05 (D7, #344). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 13-217-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a change order, 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 and furnishing the required bonds and insurance.

A copy of said executed change order will be on file in the office of the City Clerk.

Name of company: John G. Walton Construction Co., Inc.

Project name: 2017 CIP Airway Park Drive at Schillinger Road Drainage Improvements (D7, #344)

COM project no.: 2016-202-15

Estimated cost: $22,336.05

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

Ayes: Manzie, Small, Williams, 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 KIMLEY-HORN AND ASSOCIATES, INC. FOR GOVERNMENT STREET CONGESTION MANAGEMENT PROJECT ENGINEERING DESIGN, $148,470.00 (STPMB-0016(525); G-STPMB-PE). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-218-2019

Sponsored by: Councilmember Manzie

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile, and the company listed below; for the engineering design of signal improvements on Government Street from Broad Street to Bankhead Tunnel and along Broad Street/Canal Street from Government Street to 1-10, 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: Kimley-Horn and Associates, Inc.

Project name: Congestion Management Project STPMB-0016(525)
Government Street from Broad Street to Bankhead Tunnel

Grant project no.: G-STPMB-PE

Amount: $148,470.00

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

Ayes: Manzie, Small, Williams, 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 BLUE ARBOR, INC. FOR PERSONNEL STAFFING SERVICES FOR YOUTH EMPOWERED FOR SUCCESS (YES) PROGRAM, NTE $125,000.00. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-219-2019

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 Blue Arbor, Inc., in an amount not to exceed $125,000 per year, for a one year period, and renewable without further Council approval for two additional years, for personnel staffing services for the Youth Empowered for Success summer intern program, attached hereto and made a part hereof as though set forth in full, and to approve the Supporting bid award. 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 Small moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

AUTHORIZE PERFORMANCE CONTRACT WITH MARINE ENVIRONMENTAL SCIENCES CONSORTIUM DBA DAUPHIN ISLAND SEA LAB, $40,100.00. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-220-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a performance contract, by and between the City of Mobile and Marine Environmental Sciences Consortium DBA Dauphin Island Sea Lab. 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 Small moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

AUTHORIZE PERFORMANCE CONTRACT WITH THE SOUTH ALABAMA REGIONAL PLANNING COMMISSION AREA AGENCY ON AGING, $53,000.00. The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-221-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a performance contract, by and between the City of Mobile and South Alabama Regional Planning Commission Area Agency on Aging. 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 Small moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

RESOLUTION TO APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS (ANGELA AND STEVEN WADE). The following resolution, which was introduced and read at the regular meeting of March 6, 2019 and held over for one (1) week until the regular meeting of March 14, 2019, was called up by the Presiding Officer.

RESOLUTION: 61-222-2019

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 Settlement Agreement and Release of Claims in the case styled Angela Wade and Steven Wade v. the City of Mobile, et al. Case No, 02-GV-2016-900963.00, pending in the Circuit Court of Mobile County, Alabama, requiring the City to pay $15,000.00, in return for a release of all of the Plaintiffs' respective claims, 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 Small moved that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Manzie, Small, Williams, 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 CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 03-224 – 60-240 being introduced for the first time. The motion was seconded by Councilmember Manzie, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

CONFIRM THE MAYOR’S APPOINTMENT OF CARLOS GANT TO THE MOBILE HOUSING BOARD. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 03-224-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY GOUNCIL OF MOBILE, ALABAMA, the Mayor's appointment of Carlos Gant to the Mobile Housing Board effective February 21, 2019 is hereby approved and confirmed.

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

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

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

APPOINT MEG GORDON TO THE MOBILE CITY-COUNTY YOUTH COUNCIL. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 03-246-2019

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Meg Gordon is appointed to the Mobile City-County Youth Council effective immediately.

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

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

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

APPOINT ABBY DAVIS TO THE ARCHITECTURAL REVIEW BOARD. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 03-247-2019

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE. ALABAMA, that Abby Davis is appointed to the Architectural Review Board effective immediately for a term ending December 31, 2023.

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

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

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

APPROVE PURCHASE ORDERS FOR REQUISITIONS OVER $7,500.00 (TOTAL OF $83,329.58). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 08-225-2019

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
52748	2019	(1510) FIRE ADMINISTRATION	6 HOLMATRO C44007 CUTTER CORES (HGAC-BUY COOPERATIVE PURCHASING AGREEMENT)	$18,474.00	(149290) NORTH AMERICAN FIRE EQUIPMENT CO INC
5148	2019	1510 FIRE ADMINISTRATION	70 PELICAN 9410 LIGHTS WITH 23 CHARGERS, INSTALLED (HGAC-BUY COOPERATIVE PURCHASING AGREEMENT)	$22,591.48	(149290) NORTH AMERICAN FIRE EQUIPMENT CO INC
7607	2019	(1510) FIRE ADMINISTRATION	KRONOS WORK FORCE SOFTWARE LICENSE RENEWAL (AL STATE CONTRACT)	$17,026.25	(294306) KRONOS INCORPORATED
7464	2019	(1510) FIRE ADMINISTRATION	TRAINING SEMINAR (PROF SERVICE)	$10,000.00	(295835) ON A MISSION
7761	2019	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	$15,237.85	(279229) PETROLEUM TRADERS CORPORATION

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

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

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

APPROVE ITEM BASED BIDS (NIGHT VISION GOGGLES AND ACCESSORIES AND EQUIPMENT FOR ZOLL DEFIBRILLATORS). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 08-226-2019

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) Awarded
5257	NIGHT VISION GOGGLES AND ACCESSORIES	3	VARIOUS, SEE BID TAB	One year upon award, renewable for two additional years.	GULF STATES DISTRIBUTORS
5258	ZOLL X DEFIBRILLATOR SURFACE MOUNT SYSTEM AND ACCESSORIES	7	VARIOUS, SEE BID TAB	One year upon award, renewable for two additional years	FERNO WASHINGTON, INC.; /BOUND TREE MEDICAL, LLC/; ONE BEAT CPR LEARNING CENTER/, ZOLL MEDICAL CORPORATION

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

Ayes: Manzie, Small, Williams, 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 RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR I AND F PETROLEUM, 3006 HALLS MILLS ROAD. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 37-227-2019

Sponsored by: Councilmember Small

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: I and F Petroleum, LLC

Location: I and F Petroleum

3006 Halls Mill Road
Mobile, AL 36606

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

Ayes: Manzie, Small, Williams, 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 SPECIAL RETAIL-MORE THAN 30 DAYS LICENSE FOR BALLCORPS BEVERAGE, 755 BOLLING BROTHERS BOULEVARD. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 37-248-2019

Sponsored by: Councilmember Williams

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

Type of application: Special Retail-More than 30 Days License

Submitted by: Ballcorps Beverage, LLC

Location: Ballcorps Beverage
755 Boiling Brothers Boulevard
Mobile, AL 36606

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

Ayes: Manzie, Small, Williams, Rich 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 909 MINOR STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-228-2019

Sponsored by: Councilmember Richardson

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code “Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the structure at 909 MINOR STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8 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 909 MINOR STREET described as:

LOT 5 BLK 5 TOULMINVILLE HGTS DBK 130 PG 276 44 T4S R1W#MP29 O2 44 0 024

Parcel number: 29 02 44 0 024 064

Last assessed to: NIMET S. MUHAMMAD C/O AMEENAH MUHAMMAD

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 Small moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 1260 AKA 1258 MICHIGAN AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-229-2019

Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Articie II of the Mobile City Code "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the structure at 1260 MICHIGAN 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. 3, 7, 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 1260 MICHIGAN AVENUE described as:

THAT PART OF LOTS 9 THRU 12 BLK 8 MELROSE PLACE BLK 134/562 LYING W OF MICHIGAN AVE #SEC 27 T4S RIW #MP2910 273 003

Parcel number: 2910 27 3 003 051

Last assessed to: WARREN DELROY SCOTT, JR

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 Small moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 4862 CLEMSON DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 4). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-230-2019

Sponsored by: Councilmember Williams

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 4862 CLEMSON DRIVE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code- Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 5, 7, 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 4862 CLEMSON DRIVE as:

LOT 204 UNIT 2 EVERGREEN GDNS MBK 5 P 699 #SEC 24 T5S R2W #MP33 06 24 3 002

Parcel number: 33 06 24 3 002 063

Last assessed to: CARMEN RUTH & CHARLES RAYMOND MOORE

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 Small moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

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

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

<u>DECLARE THE STRUCTURE AT 905 BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).</u> The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-231-2019

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 905 BALTIMORE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a .public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II. of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, and 8; 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 905 BALTIMORE STREET as:

THAT LOT OF LAND BDED BY A LINE DESC AS FOLL - BEG AT A PT ON THE S/S OF BALTIMORE ST PIS 120 FT FROM, THE PRESENT W/L OF WASHINGTON AVE FROM SD BEG PT EXT WLY ALG THE S/L OF BALTIMORE ST 63 FT & 10 IN TH SLY 156 FT & 1 IN TH E 41 FT & 6 IN TH NLY & PAR WITH WASHINGTON AVE 162 FT & 3 IN TO THE FOB THE SAME BEING LOT #5 ACC TO PLAN MADE BY D M N ROSS CITY SURVEYOR OF THE CITY OF MOBILE AL ON 07/01/84 & ALSO ACC TO PLAT OF BART REC IN 12/1908 IN DBK 137 PG 269 #SEC B7T4S RIW 10 37 0 007

Parcel number: 2910 37 0 007 177

Last assessed to: JO TENA JOHNSON

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 Small moved that the resolution be held over for two (2) weeks until the regular meeting of Tuesday, March 26, 2019, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 1073 COTTRELL STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-232-2019

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 1073 COTTRELL 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, 6, 7, 8 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1073 COTTRELL STREET as;

LOT 38 IN BLK 2 OF ARLINGTON ACC TO A MAP THEREOF REC IIM DBK 156 N S P 196 ALSO COM AT A PT ON M LINE OF LOT 7 IN BLK 4 OF BASCOMBE TRT ACC TO A MAP THEREOF REC IN DBK 128 N S P 150 FT E OF WW COR OF SD LOT FOR POB TH RUN ELWY ALG S/L OF COTTRELL ST 12 M/L TO FT WHICH PT IS MW COR OF LOT 38 BLK 2 OF ARLINGTON ACC TO A MAP REC IN DBK 156 N S P 196 OF TH RUN SWLY ALG E LINE OF SD LOT 7 OF SE COR THEREOF TH RU WLY ALG S/L OF SD LOT 7 TWO & 2.5 FT TO A PT WHICH PT IS 50 Ft E OF SW COR OF SD LOT 7 TH RUN NWLY IN A STGT LINE TO FOB LESS & EXCEPT THAT PT CONVEYED BY JOSEPH M STERUNG SR & JESSIE LSTERING HUSBAND & WIFE TO HARRY SWEETING & HILDA SWEETING BY DEED DTD JULY 9 1946 & REC IN DBK 692 P 594 #SEC 34 T4S RIW ftMP29 1134 1 002

Parcel number: 2911341002 029

Last assessed to: WENDELL LEE NICHOLSON

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 mall 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 Small moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 957 GORGAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-233-2019

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 957 GORGAS STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8 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 957 GORGAS STREET as:

THE EASTERN PT OF LOT 2I IN SQUARE 8 OFTHE EASTON DIV OF THE CHOCTAW PT TRACT MORE PARTICUIARLY DESC AS FOLL BEG AT A PT ON THE S SIDE OF GORGAS (FORMERLY FLORIDA) ST DIS 150 FT 6 IN W OF THE SW GOR OF GORGAS & MARINE ST RUN TH WLY ALG THE S /I OF GORGAS ST 36 FT FOR THE FRONT ORSD LOT & EXTENDING BACK SWLY136 FT 6 IN FOR THE DEPTH HAVING THE SAME WIDTH IN REAR AS IN FRONT BOUNDED NORTH BY GORGAS ST ON THE E BY LOt3 4 & 5 S BY LOT 6 ALL IN SQUARE 8 ON THE W BY LOT NOW OR FORMERLY OF A MADISON:#SEC 37 T4S RIW #MP29 10 37 0 007

Parcel number: 29 10 37 0 007134

Last assessed to REGINALD COLVIN WATSON
Re: SARAH E. COLVIN and REGINALD WATSON

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 Small moved that the resolution be held over for two (2) weeks until the regular meeting of Tuesday, March 26, 2019, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 959 GORGAS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-234-2019

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 959 GORGAS STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No, 4, 7, 8 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 959 GORGAS STREET as:

THAT CERTAIN LOT OF LAND ON S/S GORGAS ST -FLORIDA STBET MARINE & GAYLE STS DESC AS BEG AT Pt QN S/S GORGAS ST 388 FT E-LY OF SE COR GAYLE & GORGAS STS RUN TH E-LY AIG S/S GORGAS ST 40 FT TO PT TH S-LV & PAR WITH MARINE ST 136.5 FT TO PTTH W-LY PAR WITH GORGAS ST 40 FT TO PTTH NLY 136.5 FT TO POB #SEC 37 T4S RIW #MP2910 37 0 007

Parcel number: 2910 37 0 007 133

Last assessed to: ROVENA WELLS

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 mall 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 Small moved that the resolution be held over for two (2) weeks until the regular meeting of Tuesday, March 26, 2019, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 1901 RIVERSIDE DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-235-2019

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 1901 RIVERSIDE DRIVE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it Is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - Wo.4, 7, 8 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1901 RIVERSIDE DRIVE as:

LOT 8 RIVERSIDE WOODS UNIT 1 MBK 19 P 150 #SEC 40 T5S RIW #MP32 07400 002

Parcel number: 32 07 40 0 002 091

Last assessed to: MARGARET W. ROBINSON AKA
MARGARET W. RICHARDSON BROOME

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 Small moved that the resolution be adopted, which was seconded by Councilmember Rich and the vote was as follows:

Ayes: Manzie, Small, Williams, Rich 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 760 MARINE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3). The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-236-2019

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 760 MARINE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, In support of the determination that the structure is dangerous and unsafe to the extent that it Is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8 and 11; 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 760 MARINE STREET as:

LOT 6 & N 7 FT LOT 7 BLK 6 WILSONS 2ND ADD DBK 80 PG 190 #SEC 37 T4S R1W #MP29 10 37 0 004

Parcel number: 2910 37 0 004 049 Case # 6:17-bk07077

Last assessed to: INGERSOLL FINANCIAL MIDWEST LAND TRUST, LLC

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 mall 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 Small moved that the resolution be tabled, which was seconded by Councilmember Rich and the vote was as follows:

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

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

ADD SSS LAWN CARE, LLC TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 58-237-2019

WHEREAS, the City Council of Mobile, Alabama, on February 28, 1990, adopted Ordinance No. 24-014, entitled 'AN ORDINANCE AMENDING ORDINANCE NUMBER 24-074 ADOPTED JULY 5, 1988, PROVIDING THAT CERTAIN WEEDS AND DEBRIS WITHIN THE CITY OF MOBILE CONSTITUTE A PUBLIC NUISANCE; ABATEMENT AND PRIVATIZATION PROCEDURES; ASSESSMENT, COLLECTION, AND ENFORCEMENT PROCEDURES: and

WHEREAS, Article III, Section III, of said Ordinance provided that a "rotation list" of private contractors be established to abate properties declared public nuisances: and

WHEREAS, the following company has complied with ail requirements of said Ordinance, and all documentation required by said Ordinance is on file in the Lot Cleaning Division of the Land Use/Code Administration Department.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that SSS Lawn Care, LLC be added to the rotation list for utilization by the City of Mobile to abate properties declared as public nuisances.

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

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

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

APPROVE STIPEND FOR ASSISTANT CHIEF CLAY GODWIN TO ATTEND THE FBI NATIONAL ACADEMY IN QUANTICO, VIRGINIA FROM APRIL 1-JUNE 7, 2019, $3,000.00 (10041530-42200). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-238-2019

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 and directed to execute an attest, respectively, for and on behalf of the City of Mobile, a stipend in the amount of $3,000.00 to be trusted to Assistant Chief Clay Godwin of the Mobile Police Department, for expenses accrued while attending said training.

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

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

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

ACCEPT DONATION FROM THE MOBILE LAW ENFORCEMENT FOUNDATION FOR PURCHASE OF 8 BICYCLES FOR THE MOBILE POLICE DEPARTMENT, $11,415.60. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-239-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to accept and receive from the Mobile Law Enforcement Foundation, a donation for assistance in the amount of $11,415.60. Said financial donation is for the sole purpose of funding the purchase of eight (8) bicycles for the Mobile Police Department.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said donation and to sign any agreements or other documents in connection with the donation and to provide any information required by the Mobile Law Enforcement Foundation. All exhibits shall be filed with the City Clerk after donation and execution.

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

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

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

DETERMINE THE CITY OF MOBILE'S WELCOME RECEPTION DURING THE ALABAMA LEAGUE OF MUNICIPALITIES CONVENTION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT OF ALL EXPENSES. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-240-2019

Sponsored by: City Council and Mayor Stimpson

RESOLUTION TO DETERMINE CERTAIN EVENTS AND EXPENDITURES SERVE A PUBLIC PURPOSE AND APPROVE PAYMENT

WHEREAS, Mobile will serve as host city to the annual Alabama League of Municipalities Convention on May 4-7, 2019; and

WHEREAS, the Alabama League of Municipalities is the leading association serving cities and municipal leaders with resources, advocacy and training to help make Alabama's communities more vibrant; and

WHEREAS, the Annual Convention is the League's signature event, a three-day meeting bringing together more than 1,000 Alabama mayors, councilmembers, appointed municipal officials, municipal personnel and guests to share experiences and discuss current local, regional, and national trends affecting their community; and

WHEREAS, the City of Mobile has been asked by the League of Municipalities to host a welcome reception on Saturday, May 6, 2019, for attendees and their guests; and

WHEREAS, the Attorney General of the State of Alabama has opined that payment of certain expenses is proper if the City Council determines that the same serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that the City of Mobile's Welcome Reception during the Alabama League of Municipalities Convention serves a public purpose and further approves and directs the payment of all expenses of the reception.

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

Ayes: Manzie, Small, Williams, Rich and Gregory

Nays: None

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

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH INDUSTRY SERVICES COMPANY, INC. FOR FIRE TRAINING TOWE-REFRACTORY CONCRETE COATING, $15,000.00. The following resolution was held over until the regular meeting of Tuesday, March 19, 2019.

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

ACCEPT SIX TEMPORARY CONSTRUCTION EASEMENTS NEEDED FOR THE 2018-3005-04 MISCELLANEOUS GROUP A DRAINAGE IMPROVEMENTS PROJECT. The following resolution was held over until the regular meeting of Tuesday, March 19, 2019.

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.

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 was held over until the regular meeting of Tuesday, March 19, 2019.

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.

AUTHORIZE A MEMORANDUM OF AGREEMENT WITH JAMES ALLEN ESTES FOR SETTLEMENT OF ON-THE-JOB INJURY CLAIM. The following resolution was held over until the regular meeting of Tuesday, March 19, 2019.

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.

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO REZONE PROPERTY AT 3801 MOFFETT ROAD (WEST SIDE OF MOFFETT ROAD AT THE WEST TERMINUS OF STIMPSON LANE), FROM R-1, B-2 AND B-3 TO B-3 (DISTRICT 7). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-245-2019

Sponsored by; Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish the attached proposed amendment to the Zoning Ordinance at least once a week for two consecutive weeks in a newspaper of general circulation within the municipality, together with the attached notice stating the time and place that said proposed amendment 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 such amendment.

NOTICE OF HEARING ON PROPOSED AMENDMENT TO THE ZONING ORDINANCE

Notice is hereby given that the City Council of Mobile proposes to consider the adoption of the attached amendment to the Ordinance adopted on the 16th day of May, 1967, and known as the "Zoning Ordinance." The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on the 9th 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 amendment.' Furthermore, the City Council, at this public hearing, may consider zoning classification ns other than that sought by the applicant for this property.

This notice is published pursuant to a resolution of the City Council of Mobile adopted on the 14th day of March, 2019.

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

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

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

LOT 15 FRY TRACT AS RECORDED IN DEED BOOK 156, PAGE 268-270 PROBATE COURT RECORDS, MOBILE COUNTY ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential District, B-2, Neighborhood Business District, and B-3, Community Business District, to B-3, Community Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in a B-3, Community Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, Community Business District, until all of the conditions set forth below have been complied with: 1) Full compliance with all municipal codes and ordinances.

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as April 9, 2019.

NOTE: At approximately 10:45 a.m. Councilmembers Rich and Gregory excused themselves from the meeting.

ANNOUNCEMENTS:

Mayor Stimpson read a proclamation declaring "Cerebral Palsey Month" in Mobile.

The Presiding Officer declared the regular meeting adjourned at approximately 10:49 a.m.

Approved: March 19, 2019

COUNCIL VICE PRESIDENT

CITY CLERK