

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 1, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, February 1, 2022, at 9:00 a.m.

Present:

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

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 1, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, February 1, at 10:30 a.m., in the regular meeting.

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

Pastor Cleveland McFarland, St. Peter Missionary Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meetings of January 25, 2022, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson announced that Airbus and Lockheed Martin have partnered to build US Air Force tankers in Mobile.

Mayor Stimpson shared that on February 4, 2022, the Senior Bowl players will participate in a parade, and a concert will be held after the parade in Cathedral Square.

Mayor Stimpson announced that February is Black History Month.

Mayor Stimpson shared that Operation ECHO STOP, which has four key components: prevention, deterrence, compliance, and detection, will benefit from the passing of Resolution 21-096.

MINUTES OF FEBRUARY 1, 2022

Mayor Stimpson thanked the Environmental Engineering Department for a successful hazardous waste removal event at Seals Park.

Mayor Stimpson announced that the City recently conducted a recycling survey.

PRESENTATIONS TO THE COUNCIL:

Leslie Rey, Director of Human Resources, presented Victoria Williams as “Administrative Services Employee of the Month” for January 2022.

PRESENTATIONS BY THE COUNCIL:

Councilmember Penn presented the Trinity Garden Falcons football team with a certificate commending them on their 7U Alabama Youth State Championship and going to the National Championship game.

Mayor Stimpson presented the 2022 City Council Redistricting Proposal for the City of Mobile.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Request of Providence Foundation, Festival of Flowers, for a waiver of the Noise Ordinance at Cathedral Square on March 10-13, 2022, from 9:00 a.m. – 9:00 p.m. (District 2).

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

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

Nays: None

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

Request of Kendra Haskins, Distinguished Young Women, for a waiver of the Noise Ordinance at Cooper Riverside Park on June 13, 2022, from 6:30 p.m.- 7:30 p.m. (District 2).

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

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

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 118 KILMARNOCK STREET FROM R-1 TO B-2 (DISTRICT 2).

MINUTES OF FEBRUARY 1, 2022

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 118 Kilmarnock Street, and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing canceled.

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 117 NORTH CATHERINE STREET FROM R-1 TO B-2 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 117 North Catherine Street, 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 REZONE PROPERTY LOCATED AT 2621 RALSTON ROAD FROM R-1 AND B-2 TO B-2 (DISTRICT 5).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 2621 Ralston Road, 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 FIX THE COSTS FOR DEMOLITION OF THE STRUCTURE AT 1530 NORTHVIEW DRIVE, \$4,250.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for demolition of the structure at 1530 Northview Drive, 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 FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 624 CRAWFORD LANE, \$7,200.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for demolition of the structure at 624 Crawford Lane, 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 FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1306 PERSIMMON STREET, \$2,199.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for demolition of the structure at 1306 Persimmon Street, and asked if there was anyone present to speak for or against this matter.

MINUTES OF FEBRUARY 1, 2022

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 FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1801 PAKE AVENUE, \$1,700.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for demolition of the structure at 1801 Pake Avenue, 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 FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2006 STOCKTON AVENUE, \$3,125.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix the costs for demolition of the structure at 2006 Stockton Avenue, and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GEORGE AUSTIN ST. CLAIR, D/B/A MOB CITY RIDES, TO OPERATE A SEDAN SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a certificate of public convenience and necessity to George Austin St. Clair, d/b/a MOB City Rides, to operate a sedan service, and asked if there was anyone present to speak for or against this matter.

George Austin and Denise St. Clair, 1201 McArthur Place Court, provided information regarding the proposed golf cart shuttle service in Mobile.

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:

THE FOLLOWING SPOKE IN OPPOSITION TO ORDINANCE 39-003.

1. Reverend Tonny Algood, 214 A DeSales Avenue
2. Christy Deupree, 1604 Apex Court
3. Valenia Green, 603 Delaware Street

THE FOLLOWING SPOKE REGARDING RESOLUTION 60-099.

1. Reverend Willie Patterson, 1751 Myland Avenue
2. Reverend L. C. Green, 1500 Hillcrest Road
3. Reverend Cleveland, McFarland, 1525 West Carlisle Drive
4. Reverend Dr. Titus Thorn, 110 South Bayou Street

MINUTES OF FEBRUARY 1, 2022

5. Reverend Corey Brown, 7039 Doppel Lane
 6. Pastor Marvin C. Lue, Jr., 1266 Dr. Martin Luther King, Jr., Avenue
 7. Valorie Mitchell, 2358 Spring Hill Avenue
 8. Aisha Davis-Williams, 1108 North Drive
 9. Wade Perry, 2454 Eloong Drive
 10. Tiffany Harris-James, 6300 Grelot Road #119
 11. Barbara Caddell, 1321 Dauphin Street
 12. Reverend Jim Flowers, 922 Conti Street
13. Reggie Hill, 1007 Center Street, addressed the following resolutions/ordinances: 01-092; 08-094; 08-116; 21-096; 60-097; 60-098; 60-099; 64-004; 64-005; 31-101; 60-110; 09-118; 31-120; 31-121; 31-122; 08-115.

NON-AGENDA ITEMS:

1. Sabrina Mass, 1050 Belvedere Circle, West, introduced Terrence Spivey, playwright, along with descendants of the Clotilda.
2. Terri Mitchell, 117 West Tally Court, spoke about animal issues and the City's Animal Shelter.
3. Anna Bush, 21 Bienville Avenue, discussed the ad hoc Animal Shelter Citizens Advisory Committee's report.
4. Latoyna Patterson, 505 Bayshore Avenue, introduced the Ambitiously Him and Her Foundation which provides teenage and young adult parents with appropriate skills to live productive, positive, and contributing lives.
5. Fred Wheeler, 8405 Sterling Drive, asked the Council to support HB-24 (Handsfree Bill Distracted Driving) currently in the legislature.

ORDINANCES HELD OVER:

ORDINANCE REGARDING URBAN CAMPING AND IMPROPER USE OF PUBLIC PLACES. The following ordinance, which was introduced and read at the regular meeting of January 18, 2022, held over until the regular meetings of January 25, 2022, and February 1, 2022, was called up by the Presiding Officer.

ORDINANCE: 39-003-2022

Sponsored by: Councilmembers Reynolds and Daves

AN ORDINANCE REGARDING URBAN CAMPING AND IMPROPER USE OF PUBLIC PLACES

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

Section 1. Amendment of Chapter 39, Article IV.

Chapter 39, Article IV, of the Mobile City Code, 1991, is hereby amended to add a new Sec. 39-102 to be stated as follows:

(a) Definitions. The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

"Bridge" means a structure, including the approaches thereto, erected in order to afford passage over any obstruction in any public road, railroad, or other rights-of-way; or to afford passage under or over existing public roads, railroads, or other rights-of-way. As used in this section the definition of "Bridge" shall include a controlled-access highway overpass as defined herein.

MINUTES OF FEBRUARY 1, 2022

"Camp" or "Camping" means the use of a street, sidewalk, other rights-of-way, any area underneath a Bridge, any City-owned park, and/or any Public property, as defined herein, within the City of Mobile for living accommodation purposes such as sleeping activities, or making preparations to sleep (including the laying down of bedding for the purpose of sleeping), or storing personal belongings, or making a fire, or carrying on cooking activities, or using a tent or other structure for habitation. These activities constitute camping if, in light of all the circumstances, it reasonably appears that in conducting one or more of these activities, the participant is, in fact, using the area as living accommodation, regardless of the intent of the participant or the nature of any other activities in which s/he may also be engaging.

"City" means the City of Mobile.

"Controlled-access highway overpass" means a crossing of two controlled-access highways or of a controlled-access highway and other public roads, pedestrian path, railroad, or public right-of-way at different levels where clearance to traffic on the lower level is obtained by elevating the higher level.

"Interference (or "Interfere") with Ingress and Egress" means standing, sitting, lying down, using personal property, or performing any other activity on public property and/or in a City-owned park, where such activity: a) materially interferes with the ingress into and egress from buildings, driveways, streets, alleys, or any other real property that has a limited number of entrances/exits, regardless of whether the property is owned by the City, a private owner or another public entity; b) reasonably appears, in light of all of the circumstances, to have the purpose of blocking ingress and egress; and c) occurs without the express written permission of the owner of the property at issue. Where written permission has been granted, the individuals interfering with ingress and egress must have possession of the permission at the time of the activity in question.

"Park" or "Parks" means any City-owned park.

"Public Property" means any street, sidewalk, other rights-of-way, and/or any City-owned real property within the City of Mobile.

"Storing (or "Store") Personal Property" means leaving one's personal effects unattended on Public Property, in any area underneath a Bridge, and/or in a Park, such as but not limited to clothing, bedrolls, cookware, sleeping bags, luggage, knapsacks, or backpacks. This term does not include parking a bicycle or other mode of transportation in an area clearly designated for such parking.

(b) It shall be unlawful for any person to Camp.

(c) It shall be unlawful for any person to Store Personal Property.

(d) It shall be unlawful for any person to Interfere with Ingress and Egress.

(e) No person may be arrested or cited for violating this section until he or she has received an oral or written warning from the Mobile Police Department or other City enforcement officer to cease the conduct prohibited by this section and a reasonable time for compliance has passed. If the violator fails to comply with the warning issued, he or she may be arrested or cited for violation of this section.

(f) The prohibitions set forth in subsections (c) and (d) above shall not apply to City-permitted or approved construction, excavation, or other work in a public right-of-way or on Public Property or in a Park.

(g) The prohibitions set forth in this section shall not apply to city, state, or county officials or employees acting in their official capacity, performing the activities as part of their official city duties.

MINUTES OF FEBRUARY 1, 2022

(h) The prohibitions set forth in this section shall not apply to city, state, or county contractors or subcontractors where said activities are associated and performed in conjunction with the scope of work set forth in the city contract.

(i) It shall be unlawful for any person to violate any of the provisions of this section. Any person or entity found guilty of violating any provision of this section shall, upon conviction for such violation, be punished by a fine in a minimum amount of one hundred dollars (\$100.00), not to exceed a maximum amount of five hundred dollars (\$500.00), and, in addition thereto, such person, at the discretion of the court trying the case, may be imprisoned for a period not exceeding six (6) months.

Section 2. Further Amendments to City Code.

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

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

Section 3. Miscellaneous.

(a) All other provisions and sections of the Mobile City Code, 1991, not amended herein shall remain in full force and effect, and it is intended that this Ordinance be read in pari materia with all other existing City Ordinances.

(b) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(c) This Ordinance shall be effective within the city of Mobile immediately upon its adoption and publication as required by law.

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

Councilmember Reynolds moved to amend the ordinance as follows:

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

Section 1. Amendment of Chapter 39, Article IV.

Chapter 39, Article IV, of the Mobile City Code, 1991, is hereby amended to add a new Sec. 39-102 to be stated as follows:

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

"Bridge" means a structure, including the approaches thereto, erected in order to afford passage over any obstruction in any public road, railroad, or other right-of-way; or to afford passage under or over existing public roads, railroads, or other rights-of-way. As used in this section the definition of "Bridge" shall include a controlled access highway overpass as defined herein.

"Camp" or "Camping" means the use of a street, sidewalk, other right-of-way, any area underneath a Bridge, any city-owned park, and/or any Public property, as defined herein, within the City of Mobile for living accommodation purposes such as sleeping activities, or making preparations to sleep (including the laying down of bedding for the purpose of sleeping), or Storing Personal Property, or making a fire, or carrying on cooking activities, or using a tent or other structure for habitation. These activities constitute camping if, in

MINUTES OF FEBRUARY 1, 2022

light of all the circumstances, it reasonably appears that in conducting one or more of these activities, the participant is in fact using the area as a living accommodation, regardless of the intent of the participant or the nature of any other activities in which s/he may also be engaging.

"City" means the City of Mobile.

"Controlled access highway overpass" means a crossing of two controlled access highways or of a controlled access highway and other public road, pedestrian path, railroad or public right-of-way at different levels where clearance to traffic on the lower level is obtained by elevating the higher level.

"Interference (or 'Interfere') with Ingress and Egress" means standing, sitting, lying down, using personal property, or performing any other activity on public property and/or in a City-owned park, where such activity: a) materially interferes with the ingress into and egress from buildings, driveways streets, alley, or any other real property that has a limited number of entrances/exits, regardless of whether the property is owned by the City, a private owner or another public entity; b) reasonably appears, in light of all the circumstances, to have the purpose of blocking ingress and egress; and c) occurs without the express permission of the owner of the property at issue. Where written permission has been granted, the individuals interfering with ingress and egress must have possession of the permission at the time of the activity in question.

"Park" or "Parks" means any City-owned park.

"Public Property" means any street, sidewalk, other right-of-way, and/or any City-owned real property within the City of Mobile.

"Storing (or 'Store') Personal Property" means leaving one's personal effects unattended on Public Property, in any area underneath a Bridge, and/or in a Park, such as but not limited to clothing, bedrolls, cookware, sleeping bags, luggage, knapsacks, or backpacks. This term does not include parking a bicycle or other mode of transportation in an area clearly designate for such parking.

(b) It shall be unlawful for any person to Camp without a permit issued by the City's Executive Director of Public Works or his/her designee.

(c) It shall be unlawful for any person to Interfere with Ingress and Egress.

(d) The prohibitions set forth in subsection (c) above shall not apply to City-permitted or approved construction, excavation or other work in a public right-of-way or on Public Property or in a Park.

(e) The prohibitions set forth in this section shall not apply to city, state, or county officials or employees acting in their official capacity, performing the activities as part of their official city duties.

(f) The prohibitions set forth in this section shall not apply to city, state, or county contractors or subcontractors where said activities are associated and performed in conjunction with the scope of work set forth in the city contract.

(g) It shall be unlawful for any person to violate any of the provisions of this section. Any person or entity found guilty of violating any provision of this section shall, upon conviction for such violation, be punished by a fine up to and not to exceed five hundred dollars (\$500.00), and may be imprisoned for a period up to and not exceeding six (6) months.

Section 2. Miscellaneous.

(a) All other provisions and sections of the Mobile City Code, 1991, not amended herein shall remain in full force and effect, and it is intended that this Ordinance be read *in pari materia* with all other existing City Ordinances.

MINUTES OF FEBRUARY 1, 2022

(b) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(c) This Ordinance shall be effective within the City of Mobile immediately upon its adoption and publication as required by law.

The move was seconded by Councilmember Daves and the vote was as follows:

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

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

Councilmember Gregory moved to hold the ordinance over until the regular meeting of March 8, 2022, which move was seconded by Councilmember Reynolds and the vote was as follows:

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

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

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT BETWEEN THE CITY OF MOBILE, ALDOT, THE CITY OF SEMMES, AND MOBILE COUNTY FOR TRAFFIC SIGNAL IMPROVEMENTS ALONG THE SCHILLINGER ROAD/THEODORE DAWES ROAD CORRIDOR AND AIRPORT BOULEVARD. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 01-091-2022

Sponsored by: Councilmembers Jones and Gregory

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

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

TRAFFIC SIGNAL UPGRADES ALONG THE SCHILLINGER ROAD/THEODORE DAWES ROAD CORRIDOR AND AIRPORT BOULEVARD.

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

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

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

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

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

MINUTES OF FEBRUARY 1, 2022

AUTHORIZE AGREEMENT WITH JAKE EAKER TO PROVIDE TENNIS LESSONS AND CLINICS FOR PARKS AND RECREATION; \$40,000 PER YEAR. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 01-092-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with Jake Eaker to provide tennis lessons and clinics for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$40,000 per year 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 Daves moved that the resolution be adopted, which was seconded by Councilmember Jones vote was as follows:

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

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

APPROVE ITEM-BASED BID FOR STREET SWEEPER BROOMS. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-093-2022

Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5636</u>	STREET SWEEPER REPLACEMENT BROOMS	5	SEE BID TAB FOR UNIT PRICES	One year, renewable for two additional one year periods.	(206760) TRACTOR & EQUIPMENT COMPANY

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

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

MINUTES OF FEBRUARY 1, 2022

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

APPROVE PURCHASE ORDERS FOR FUEL. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-094-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>4444</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$19,959.40	(279229) PETROLEUM TRADERS CORPORATION
<u>4445</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$19,959.40	(279229) PETROLEUM TRADERS CORPORATION
<u>4447</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$19,959.40	(279229) PETROLEUM TRADERS CORPORATION
<u>4449</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$19,959.40	(279229) PETROLEUM TRADERS CORPORATION
<u>4450</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$19,959.40	(279229) PETROLEUM TRADERS CORPORATION
<u>4451</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$21,008.70	(279229) PETROLEUM TRADERS CORPORATION

MINUTES OF FEBRUARY 1, 2022

<u>4452</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,481.60	(279229) PETROLEUM TRADERS CORPORATION
<u>4453</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,481.60	(279229) PETROLEUM TRADERS CORPORATION
<u>4454</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,481.60	(279229) PETROLEUM TRADERS CORPORATION
<u>4455</u>	2022	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,481.60	(279229) PETROLEUM TRADERS CORPORATION
<u>4456</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$17,284.66	(279229) PETROLEUM TRADERS CORPORATION
<u>4457</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$17,284.66	(279229) PETROLEUM TRADERS CORPORATION
<u>4458</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$17,284.66	(279229) PETROLEUM TRADERS CORPORATION
<u>4459</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$17,284.66	(279229) PETROLEUM TRADERS CORPORATION
<u>4460</u>	2022	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID 5624)	\$17,284.66	(279229) PETROLEUM TRADERS CORPORATION

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

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

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR NETWORK CONTROL SOFTWARE FOR IT DEPARTMENT; \$15,677.00. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-095-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF FEBRUARY 1, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3347</u>	2022	(5000) INFORMATION TECHNOLOGY	NETWORK CONROL SOFTWARE (NATIONAL IPA COOPERATIVE PURCHASING AGREEMENT –NOT ON STATE CONTRACT)	\$15,677.00	<u>(272932) CDW GOVERNMENT LLC</u>

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

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

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

AUTHORIZE CONTRACT WITH SHOTSPOTTER, INC. FOR SUBSCRIPTION SERVICES FOR MANAGEMENT OF TECHNICAL, TECHNOLOGY, AND CONSULTING SERVICES, FUNDING FROM THE AMERICAN RESCUE PLAN (ARP); NOT TO EXCEED \$640,000.00. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-096-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a three-year agreement, by and between the City of Mobile and SHOTSPOTTER, INC., in an amount not to exceed \$640,000.00 for a period ending January 19, 2025, to begin upon execution, renewable, for the provision of proprietary and sole source subscription services in the deployment and management of technical services, technology services, and consulting services. A copy of said contract is on file in the office of the City Clerk.

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

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

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; NIVEN. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-097-2022

Sponsored by: Mayor Stimpson

MINUTES OF FEBRUARY 1, 2022

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

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

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

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

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; WILLIAMS. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-098-2022

Sponsored by: Mayor Stimpson

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

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

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

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

ESTABLISH REDISTRICTING GUIDELINES FOR COUNCIL DISTRICTS IN THE CITY OF MOBILE. The following resolution, which was introduced and read at the regular meeting of January 25, 2022, and held over until the regular meeting of February 1, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-099-2022

Sponsored by: Councilmembers Carroll & Jones and Mayor Stimpson

WHEREAS, the regular 2020 federal decennial census data for the State of Alabama and the City of Mobile was published and released on August 12, 2021;

WHEREAS, the Zoghby Act, *Ala. Code* §11-44C-90(1) (hereafter the “Zoghby Act”) provides that:

(1) The mayor shall within six months after the publication of the 1990 federal census, and each decennial federal census thereafter, file with the council a report containing a

MINUTES OF FEBRUARY 1, 2022

recommended plan for the reapportionment of the council district boundaries to comply with the following specifications:

- a. Each district shall be formed of contiguous, and to the extent reasonably possible, compact territory, and its boundary lines shall be the centerlines of streets or other well-defined boundaries.
- b. Each district shall contain as nearly as is reasonable the same population.

The report shall include a map and description of the districts recommended and shall be drafted as a proposed ordinance and considered by the council as other ordinances are considered. Once filed with the clerk, the report shall be treated as an ordinance introduced by a council member.

WHEREAS, the Zoghby Act, §§11-44C-90(2) and (3) also provides:

- (2) The council shall enact a redistricting ordinance within six months after receiving such a report. If the council fails to enact the redistricting ordinance within the said six months, the redistricting plan submitted by the mayor shall become effective without enactment by the council, as if it were a duly enacted ordinance.
- (3) Such redistricting ordinance shall apply to the first regular election held more than six months after it's becoming effective and to all municipal elections, regular or special, held after the first regular election. No incumbent council member shall be deprived of his or her unexpired term of office because of such redistricting.

WHEREAS, the Council deems it is necessary, desirable, and in the public interest to adopt guidelines that will ensure compliance not only with the Zoghby Act but also the requirements of the United States Constitution and the Voting Rights Act;

WHEREAS, the Council further finds it is necessary, desirable, and in the public interest for such guidelines to incorporate procedures to encourage and facilitate public participation in the redistricting process and to ensure that the process is open and transparent;

WHEREAS, the Guidelines for Redistricting of Districts for the City of Mobile, Alabama (hereinafter "Guidelines"), attached hereto as Exhibit A, have been prepared to carry out the objectives of this Resolution; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile, Alabama, that the Guidelines for Redistricting attached hereto as Exhibit A are adopted by the City Council as the guidelines for the City's redistricting efforts.

EXHIBIT "A"

GUIDELINES FOR THE REAPPORTIONMENT OF THE CITY COUNCIL DISTRICTS FOR THE CITY OF MOBILE, ALABAMA

Section A. Mayor's Report

Upon the Mayor's filing with the City Clerk of a report, recommendation, map, and proposed ordinance concerning redistricting as required by the Zoghby Act, Ala. Code §11-44C-90(1) the Clerk will then place the Mayor's proposal on the next regularly scheduled Council agenda. The Council will take no action on the Mayor's proposal until the Council has conducted the community meetings described in Section B, below.

Section B. District Meetings

- 1. In order to actively seek public participation and maximize public input, the Council will conduct a community meeting in each of the seven council districts (the "Community Meetings").

MINUTES OF FEBRUARY 1, 2022

2. The Community Meetings will be held between March 2 and June 30, 2022, at a time and place determined by the Councilor for each respective district; provided, however, that all Community Meetings shall begin no sooner than 5 p.m.

3. All Community Meetings will be open to the public so that all citizens may provide comments about the current districts, characteristics desired to be changed or left unchanged, the locations of neighborhoods and communities of interest, criteria for public submission of plans, and any other general concerns of the public which should be considered by the Council before adopting a redistricting plan

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

Councilmember Carroll moved to amend the resolution as follows:

WHEREAS, the regular 2020 federal decennial census data for the State of Alabama and the City of Mobile was published and released on August 12, 2021;

WHEREAS, the Zoghby Act, Ala. Code §11-440-90(1) (hereafter the "Zoghby Act") provides that:

(1) The mayor shall within six months after the publication of the 1990 federal census, and each decennial federal census thereafter, file with the council a report containing a recommended plan for the reapportionment of the council district boundaries to comply with the following specifications:

a. Each district shall be formed of contiguous, and to the extent reasonably possible, compact territory, and its boundary lines shall be the centerlines of streets or other well-defined boundaries.

b. Each district shall contain as nearly as is reasonable the same population.

The report shall include a map and description of the districts recommended and shall be drafted as a proposed ordinance and considered by the council as other ordinances are considered. Once filed with the clerk, the report shall be treated as an ordinance introduced by a council member.

WHEREAS, the Zoghby Act, §§11-44C-90(2) and (3) also provides:

(2) The council shall enact a redistricting ordinance within six months after receiving such report. If the council fails to enact the redistricting ordinance within the said six months, the redistricting plan submitted by the mayor shall become effective without enactment by the council, as if it were a duly enacted ordinance.

(3) Such redistricting ordinance shall apply to the first regular election held more than six months after it's becoming effective and to all municipal elections, regular or special, held after the first regular election. No incumbent council member shall be deprived of his or her unexpired term of office because of such redistricting.

WHEREAS, the Council deems it is necessary, desirable, and in the public interest to adopt guidelines that will ensure compliance not only with the Zoghby Act, but also the requirements of the United States Constitution and the Voting Rights Act;

WHEREAS, the Council further finds it is necessary, desirable, and in the public interest for such guidelines to incorporate procedures to encourage and facilitate public participation in the redistricting process and to ensure that the process is open and transparent;

WHEREAS, the Guidelines for Redistricting of Districts for the City of Mobile, Alabama (hereinafter "Guidelines"), attached hereto as Exhibit A. have been prepared to carry out the objectives of this Resolution; and

MINUTES OF FEBRUARY 1, 2022

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mobile, Alabama, that the Guidelines for Redistricting attached hereto as Exhibit A are adopted by the City Council as the guidelines for the City's redistricting efforts.

The move was seconded by Councilmember Daves and the vote was as follows:

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

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

The Presiding Officer then called for the vote on the resolution as amended. Following comments by each Councilmember the vote was as follows:

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

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

ORDINANCES BEING INTRODUCED:

ORDINANCE TO REZONE PROPERTY LOCATED AT 118 KILMARNOCK STREET FROM R-1 TO B-2 (DISTRICT 2). The following ordinance was held over until the regular meeting of February 8, 2022.

ORDINANCE: 64-004-2022

Sponsored by: Councilmember Carroll

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

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

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

COMMENCING AT THE SOUTHEAST CORNER OF SPRINGHILL AVENUE AND KILMARNOCK STREET, THENCE SOUTHWARDLY ALONG THE EAST LINE OF KILMARNOCK STREET 197.5 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE NORTH 89° - 25' - 16" EAST 145.31 FEET TO A POINT ON THE WEST LINE OF CATHERINE STREET; THENCE SOUTH 04° - 52' - 27" WEST ALONG SAID WEST LINE 49.60 FEET; THENCE NORTH 89° -51'- 09" WEST 141.81 FEET TO THE EAST LINE OF KILMARNOCK STREET; THENCE NORTH 00° - 52' - 24" EAST 47.59 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District, to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building 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

MINUTES OF FEBRUARY 1, 2022

herein above described shall be used for any use allowed in a B-2, Neighborhood Business District until all of the conditions set forth below have been complied with:

- 1) compliance with the Traffic Engineering comments: (Driveway number, size, location, and design to be approved by Traffic Engineering and conform to AASHTO standards. Any required on-site parking, including ADA handicap spaces, shall meet the minimum standards as defined in Section 64-6 of the City's Zoning Ordinance.);
- 2) modification of the privacy fence along the north side of the site to be no more than three feet in height within the first 25 feet from the North Catherine Street and Kilmarnock Street property lines; 3) presentation of a pre-1962 legal description for the site, or the completion of a one-lot subdivision to make the site a legal lot of record prior to the issuance of permits; 4) exterior modifications will require approval of the Architectural Review Board; and 5) 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.

ORDINANCE TO REZONE PROPERTY LOCATED AT 117 NORTH CATHERINE STREET FROM R-1 TO B-2 (DISTRICT 2). The following ordinance was held over until the regular meeting of February 8, 2022.

ORDINANCE: 64-005-2022

Sponsored by: Councilmember Carroll

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

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

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

COMMENCING AT THE SOUTHEAST CORNER OF SPRINGHILL AVENUE AND KILMARNOCK STREET, THENCE SOUTHWARDLY ALONG THE EAST LINE OF KILMARNOCK STREET 245.09 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTH 89° - 51' - 09" EAST 141.81 FEET TO A POINT ON THE WEST LINE OF CATHERINE STREET; THENCE SOUTH 04° - 52' - 27" WEST ALONG SAID WEST LINE 50.00 FEET; THENCE NORTH 89° -55'- 17" WEST 138.32 FEET TO THE EAST LINE OF KILMARNOCK STREET; THENCE NORTH 00° - 52' - 24" EAST 50.00 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District, to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building 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-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) compliance with the Traffic Engineering comments: (Driveway number, size, location, and design to be approved by Traffic Engineering and conform to AASHTO standards. Any required on-site parking, including ADA handicap spaces, shall meet the minimum standards as defined in Section 64-6 of the City's Zoning Ordinance.); 2) removal of the

MINUTES OF FEBRUARY 1, 2022

existing aggregate driveway along North Catherine Street; 3) paving of the proposed driveway along Kilmarnock Street in concrete, asphalt, or an approved alternative paving surface; 4) revision of the site plan to indicate that the privacy fence along the South property line is six feet high where the site adjoins zoning, and dropping to no more than three feet in height within 25 feet of the Kilmarnock Street property line; 5) revision of the site plan to indicate that the existing privacy fence along the North side of the site is no more than three feet in height within 25 feet of the Kilmarnock Street and North Catherine Street property lines, if currently higher; 6) presentation of a pre-1962 legal description for the site, or the completion of a one-lot subdivision to make the site a legal lot of record prior to the issuance of permits; 7) any exterior modifications will require approval of the Architectural Review Board; and 8) 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.

ORDINANCE TO REZONE PROPERTY LOCATED AT 2621 RALSTON ROAD FROM R-1 AND B-2 TO B-2 (DISTRICT 5). The following ordinance was held over until the regular meeting of February 8, 2022.

ORDINANCE: 64-006-2022

Sponsored by: Councilmember Daves

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

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

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

LOT 1 GOFORTH MEDIA SUBDIVISION AS RECORDED IN MAP BOOK 64 PAGE 124 IN THE RECORDS OF PROBATE, MOBILE COUNTY ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential District, and B-2, Neighborhood Business District to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building 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-2, Neighborhood 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.

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 31-100 through 60-110, being introduced for the first time. The motion was seconded by Councilmember Daves. Following comments by Councilmember Jones the vote was as follows:

MINUTES OF FEBRUARY 1, 2022

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

AUTHORIZE A GRANT APPLICATION TO ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (ADEM) FOR ALABAMA RECYCLING FUND GRANT; \$350,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-100-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the Alabama Department of Environmental Management (ADEM) grant assistance in the amount of \$350,000.00 for the Alabama Recycling Fund (ARF) Grant. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Alabama Department of Environmental Management (ADEM). Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

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

AUTHORIZE A GRANT APPLICATION TO THE ALABAMA LAW ENFORCEMENT AGENCY (ALEA) FOR THE HOMELAND SECURITY ENHANCING CYBERSECURITY GRANT; \$297,901.60 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-101-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the Alabama Law Enforcement Agency (ALEA), grant assistance in the amount of \$297,901.60 for the Homeland Security Enhancing Cybersecurity Grant. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Alabama Law Enforcement Agency. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

MINUTES OF FEBRUARY 1, 2022

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

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

AUTHORIZE A GRANT APPLICATION TO BLOOMBERG PHILANTHROPIES FOR CITIES FOR FINANCIAL EMPOWERMENT FUND; \$75,000.00 (NO LOCAL MATCH).
The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-102-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive grant assistance in the amount of \$75,000.00 from Bloomberg Philanthropies for Cities for Financial Empowerment Fund supporting CityStart engagement. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Bloomberg Philanthropies.

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1530 NORTHVIEW DRIVE; \$4,250.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-103-2022

Sponsored by: Councilmember Penn

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1530 Northview Drive and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1530 Northview Drive to be \$4,250.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$4,250.00 shall constitute a special assessment against the property at 1530 Northview Drive and being that property more particularly described as follows:

LOT 26 SCHUTZ PPTY MBK 4 P 53 #SEC 02 T4S R2W #MP28 01 02 4 001

Parcel No.: 28 01 02 4 001 080

MINUTES OF FEBRUARY 1, 2022

Owner: AOK LLC
8210 CAMBRIDGE WAY
MOBILE, AL 36695

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 624 CRAWFORD LANE; \$7,200.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-104-2022

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 624 Crawford Lane and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 624 Crawford Lane to be \$7,200.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$7,200.00 shall constitute a special assessment against the property at 624 Crawford Lane and being that property more particularly described as follows:

LOT 21 BLK A CARVER HOMES MBK 4 P 74 #SEC 44 T4S R1W #MP29 02 44 0 022

Parcel No.: 29 02 44 0 022 289

Owner: DAVIS, SHELIA L C/O STALLWORTH, DEVONYA
P.O. BOX 81822
MOBILE, AL 36689

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

MINUTES OF FEBRUARY 1, 2022

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: None

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1306 PERSIMMON STREET: \$2,199.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-105-2022

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1306 Persimmon Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1306 Persimmon Street to be \$2,199.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$2,199.00 shall constitute a special assessment against the property at 1306 Persimmon Street and being that property more particularly described as follows:

LOT 4 BLK 35 TISDALE SUB OF FISHER TRT MBK 75/260 COM N/S PERSIMMON ST 120 FT W FROM NW COR LIVE OAK & PERSIMMON STS CONT W 40 FT TH N & PAR WITH LIVE OAK ST 95 FT TH E 40 FT TH S 95 FT TO BEG #SEC 13 T4S R1W #MP29 06 13 0 002

Parcel No.: 29 06 13 0 002 582

Owner: CLARKE FLOYD & JERMAINE
7040 REMINGTON DR.
MOBILE, AL 36618

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

MINUTES OF FEBRUARY 1, 2022

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1801 PAKE AVENUE;
\$1,700.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-106-2022

Sponsored by: Councilmember Small

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1801 Pake Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1801 Pake Avenue to be \$1,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$1,700.00 shall constitute a special assessment against the property at 1801 Pake Avenue and being that property more particularly described as follows:

LOT 25 BLK 6 1ST ADD TO PINEDA PL MBK 3 P 547 #SEC 40 T5S R1W #MP32 10 40 0 002

Parcel No.: 32 10 40 0 002 065

Owner: BURKE PATRICIA J
2320 BOOYKIN BLVD.
MOBILE, AL 36605

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

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

FIX COSTS OF DEMOLITION OF THE STRUCTURE AT 2006 STOCKTON AVENUE;
\$3,125.00. The following resolution was introduced by Councilmember Daves.

MINUTES OF FEBRUARY 1, 2022

RESOLUTION: 40-107-2022

Sponsored by: Councilmember Small

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 2006 Stockton Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 2006 Stockton Avenue to be \$3,125.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of \$3,125.00 shall constitute a special assessment against the property at 2006 Stockton Avenue and being that property more particularly described as follows:

LOT 4 BLK 7 FULTON RIDGE ES TS MBK 4 P 110 #SEC 32 T4S R1W #MP29 11 32 4 002

Parcel No.: 29 11 32 4 002 030.01

Owner: ELLIS ASHLEY
810 DUDLEY AVE.
MOBILE, AL 36612

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the demolition of the structure upon said property is hereby in all respects confirmed.

Section 2. It is directed that a certified copy of this resolution shall be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

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

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1616. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-108-2022

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council

MINUTES OF FEBRUARY 1, 2022

Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group 1616 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

MINUTES OF FEBRUARY 1, 2022

WEED LIEN						
1616						Res. No.
7/20/2021	LOTS TO BE DECLARED					58-552
8/24/2021	LOTS FOR PUBLIC HEARING					58-685
2/1/2022	LOTS TO BE ASSESSED FOR COST					58-
		OLD CASE/		Amount	Dis	N/A
No.	Address	SROW	CASE #	Assessed		CBO
1	1254 Cook Ave	12200	12921	\$ 250.11	3	
2	1268 Dauphin Island Pkwy	12223	12922	\$ 50.00	3	CBO
3	1100 Gimon Cir W	12226	12923	\$ 50.00	3	CBO
4	2651 Faure Dr S	7858	12924	\$ 254.45	4	
5	1612 Marengo Dr	7754	12925	\$ 251.00	3	
6	126 Covin St	7597	12927	\$ 175.00	1	
7	1001 Houston St	7594	12928	\$ 175.00	2	
8	1553 Orange St	7578	12929	\$ 175.00	2	
9	1552 Orange St	7577	12930	\$ 50.00	2	CBO
10	1100 Arlington St	7195	12931	\$ 525.00	3	
11	1003 B Houston St	7595	12932	\$ 175.00	2	
12	325 Border Dr W	7674	12933	\$ 175.00	7	
13	566 Belsaw St	12135	12934	\$ 175.00	2	
14	6404 Biloxi St	12832	12935	\$ 199.68	1	
15	283 Jackson Blvd	11759	12936	\$ 50.00	5	CBO
16	4219 Moffett Rd	9931	12937	\$ 777.95	7	
17	1701 Sandstone Ct	12542	12938	\$ 50.00	1	CBO
18	458 Cedar Ave	10539	12939	\$ 189.00	2	
19	1416 Garland St	12467	12940	\$ 50.00	7	CBO
				\$ 3,797.19		
District total for this group		Numbers of lots cut				
1	3	1	2			
2	6	2	5			
3	5	3	3			
4	1	4	1			
5	1	5	0			
6	0	6	0			
7	3	7	2			
	19		13			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector		*CBD Cut By Declared				

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

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE ADMINISTRATIVE SERVICES EMPLOYEE OF THE MONTH AS PART OF THE MAYOR’S INCENTIVE PROGRAM; WILLIAMS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-109-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City Supervisors, recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 to the following employee:

MINUTES OF FEBRUARY 1, 2022

December 2021 – Victoria Williams (Employee # 6644)
Administrative Services (Information Technology)

This employee is to be commended for her exemplary work performance or innovations that significantly reduce costs or results in an outstanding improvement in service to the public.

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

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

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

DETERMINE AN APPROPRIATION TO THE CHILD ADVOCACY CENTER SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-110-2022

Sponsored by: Councilmember Reynolds

WHEREAS, Councilmember Reynolds wishes to appropriate \$2,500.00, to The Child Advocacy Center, Inc., from his discretionary funds; and

WHEREAS, The Child Advocacy Center, Inc., is a/an non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to The Child Advocacy Center, Inc., will be used to assist with their “SERVE IT UP WITH LOVE” Charity Tennis Tournament to be held on April 3-5, 2022 at the Copeland-Cox Tennis Center and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to The Child Advocacy Center, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

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

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 08-115 and 21-125, being introduced for the first time. The motion was

MINUTES OF FEBRUARY 1, 2022

seconded by Councilmember Daves. Comments by Councilmember Jones and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE AGREEMENT WITH DESIGN FORCE, INC. FOR AN EXHIBIT AT THE GULFQUEST NATIONAL MARITIME MUSEUM; \$76,800.00, FUNDED BY A GOMESA GRANT. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 01-111-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with Design Force Incorporated, for a museum exhibit in the amount of \$76,800.00 in support of the GOMESA Grant funded by the Alabama Department of Conservation and Natural Resources, and as outlined in the agreement attached hereto and made a part as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

APPROVE ITEM BASED BID FOR FIRE NOZZLES. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-112-2022

Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5638</u>	FIRE NOZZLES	2	SEE BID TAB FOR UNIT PRICES	One year, renewable for two additional one year periods.	(198904) SUNBELT FIRE INC

APPROVE ITEM BASED BID FOR FIRE BUNKER GEAR. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-113-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein,

MINUTES OF FEBRUARY 1, 2022

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)
<u>5637</u>	FIRE BUNKER GEAR	3	SEE BID TAB FOR UNIT PRICES	One year, renewable for two additional one-year periods.	(198904) SUNBELT FIRE INC

APPROVE PURCHASE ORDER TO SUNBELT FIRE INC. FOR FIRE TURNOUT COATS AND PANTS; \$148,775.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-114-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>5036</u>	2022	(1510) FIRE ADMINISTRATION	55 GLOBE EXCEL FIRE TURNOUT COATS; 55 GLOBE FIRE TURNOUT PANTS (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$148,775.00	(198904) <u>SUNBELT FIRE INC</u>

APPROVE PURCHASE ORDER TO CARRIER CORPORATION FOR CHILLER FOR ART MUSEUM; \$182,970.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-115-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF FEBRUARY 1, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>4606</u>	2022	(3035) FACILITY MAINTENANCE	NEW CARRIER 30XHC CHILLER FOR ART MUSEUM (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$182,970.00	<u>(297060) CARRIER CORPORATION</u>

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

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

Nays: None

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

APPROVE PURCHASE ORDERS FOR FUEL FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-116-2022

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>4943</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$22,590.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>4945</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$22,590.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>4947</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$22,590.00	<u>(279229) PETROLEUM TRADERS CORPORATION</u>

APPROVE PURCHASE ORDER TO TOTER, LLC FOR TRASH CONTAINERS AND LIDS; \$128,818.27. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 08-117-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF FEBRUARY 1, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>4541</u>	2022	(2090A) TRASH COLLECTION	624 96GAL TRASH CONTAINERS, 4000 TRASH CONTAINER LIDS, 10,000 HINGES (OMNIA/NATIONAL IPA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$128,818.27	<u>(205975) TOTER LLC</u>

TRANSFER FUNDS FROM GENERAL FUND (UNASSIGNED FUND BALANCE) TO NEIGHBORHOOD DEVELOPMENT FOR AFRICATOWN REDEVELOPMENT; \$250,000.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 09-118-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$250,000.00 in General Fund unassigned fund balance be allocated within the General Fund (Fund 1000) to Neighborhood Development. Professional and Technical 10043500.42200. These monies will be contracted to the Africatown Redevelopment Corporation.

AUTHORIZE CONTRACT WITH CANON SOLUTIONS AMERICA, INC. FOR COPIER RENTAL & SUPPORT; MPD; \$218,037.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 21-119-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized 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 rental of multifunction copier devices and support services and supplies for Mobile Police Department in an approximate amount of \$218,037.00 for three years 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.

UPDATE THE AMERICAN RESCUE PLAN TO ALLOCATE FUNDS TO VARIOUS SOCIAL SERVICES ORGANIZATIONS; \$1,539,050.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 31-120-2022

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds from the United States Department of Treasury (Treasury) American Rescue Plan, under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

MINUTES OF FEBRUARY 1, 2022

WHEREAS, the City has processed proposal responses from a Request for Proposals for the below referenced services and in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated in accordance with the table below to reflect the award of funds to subrecipients:

ARP Action Plan Social Services Assistance		
United Methodist Inner City Mission	Disproportionately Impacted Area	150,000
Dearborn YMCA	Youth Program	25,000
Mobile Area Interfaith Conference, Inc.	Disproportionately Impacted Clientele	150,000
Victory Health Partners	Healthcare	250,000
Africatown Redevelopment Corporation	Disproportionately Impacted Clientele	250,000
Franklin Primary Health Center, Inc.	Healthcare	173,450
The Food Pantry at Central	Disproportionately Impacted Clientele	205,600
Commonwealth CDFI	Disproportionately Impacted Clientele	250,000
The Historic Avenue Foundation	Youth Program	85,000
SUBTOTAL – SOCIAL SERVICES		1,539,050

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the subrecipient award to the American Rescue Plan Action Plan with Treasury, and that this authorization extends to the execution of all required certifications, agreements, and loan documents as well as all other actions required by said Federal funds.

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

UPDATE THE AMERICAN RESCUE PLAN TO ALLOCATE FUNDS TO THE BOYS & GIRLS CLUB OF SOUTH ALABAMA, INC.; \$260,000.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 31-121-2022

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds from the United States Department of Treasury (Treasury) American Rescue Plan, under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the City has processed proposal responses from a Request for Proposals for the below referenced services and in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated in accordance with the table below to reflect the award of funds to subrecipients:

ARP Action Plan Social Services Assistance		
Boys & Girls Club of South Alabama, Inc.	Youth Program	260,000
SUBTOTAL – SOCIAL SERVICES		260,000

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the subrecipient award to the American Rescue Plan Action Plan with Treasury, and that this authorization extends to the execution of all required certifications, agreements, and loan documents as well as all other actions required by said Federal funds.

MINUTES OF FEBRUARY 1, 2022

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

UPDATE THE AMERICAN RESCUE PLAN TO ALLOCATE FUNDS FOR SMALL BUSINESS ASSISTANCE; \$2,000,000.00. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 31-122-2022

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds from the United States Department of Treasury (Treasury) American Rescue Plan, under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the City has processed proposal responses from a Request for Proposals for the below referenced services and in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated in accordance with the table below to reflect the award of funds to subrecipients:

ARP Action Plan Small Business Assistance		
Commonwealth National Bank	Small Business Assistance	2,000,000
SUBTOTAL - SMALL BUSINESS ASSISTANCE		2,000,000

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the subrecipient award to the American Rescue Plan Action Plan with Treasury, and that this authorization extends to the execution of all required certifications, agreements, and loan documents as well as all other actions required by said Federal funds.

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

CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GEORGE AUSTIN ST. CLAIR, D/B/A MOB CITY RIDES, TO OPERATE A SEDAN SERVICE. The resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 37-123-2022

Sponsored by: Mayor Stimpson

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, TOLBERT. The following resolution was held over until the regular meeting of February 8, 2022.

RESOLUTION: 60-124-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized and directed to execute for and on behalf of the City of Mobile and the City Council of the

MINUTES OF FEBRUARY 1, 2022

City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Jermaine Tolbert, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH ROBERT J. BAGGETT, INC. FOR MOBILE ALABAMA CRUISE TERMINAL REPAIR/RECOAT FLOORING; \$30,160.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-125-2022

Sponsored by: Councilmember Carroll and Mayor Stimpson

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

Name of Company: ROBERT J. BAGGETT, INC.

Project Name: MOBILE ALABAMA CRUISE TERMINAL –
REPAIR AND RECOAT BALCONY FLOORING

Project Number: CT-007-22

Amount: \$30,160.00

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

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

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

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO CONSIDER THE APPLICATION OF RUBY SMITH, D/B/A S.U.R.E. TRANSPORTATION, LLC TO OPERATE A SHUTTLE SERVICE. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-126-2022

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Ruby Smith, d/b/a S.U.R.E. Transportation, LLC, 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 February 15, 2021, 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.

MINUTES OF FEBRUARY 1, 2022

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as February 15, 2022.

ANNOUNCEMENTS:

Councilmember Jones commended Councilmember Penn and the Boys and Girls Club for the remarkable learning experience the Center provides for children.

NOTE: At approximately 12:59 p.m., Councilmember Gregory excused herself from the meeting.

Councilmember Jones announced that there will be a community meeting tonight at the Connie Hudson Senior Center at 6:00 p.m.

Councilmember Penn reminded citizens about the District 1 community meeting on February 8, 2022, at the Dumas Wesley Community Center, at 6:00 p.m.

Councilmember Daves shared that the District 5 redistricting meeting will be held on February 2, 2022, at Westminster Presbyterian Church at 6:00 p.m.

Councilmember Carroll informed the Council that District 2 redistricting meeting was held on January 31, 2022, at the VIA Center, at 6:00 p.m. and was well attended.

Councilmember Carroll announced that the District 2 community meeting will be held on February 15, 2022, at the Harmon Recreation Center at 6:00 p.m.

Councilmember Carroll shared that the Parks and Recreation department will be hosting a series of movies to commemorate Black History Month every Wednesday at the Seals Community Center.

Councilmember Small announced that a redistricting meeting will be held at the Christ Apostolic Church on February 9, 2022, at 6:00 p.m.

Councilmember Small shared in honor of Black History Month, Dr. Yvonne Kennedy’s life accomplishments.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 1:08 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK