

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 22, 2018

The Council of the City of Mobile, Alabama, met in the City Council's Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, January 22, 2018, at 9:00 a.m.

Present:

Chairman: Richardson

Councilmembers: Small, Williams, Daves, Rich and Gregory

Absent: Manzie

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

The Presiding Officer adjourned the meeting.

Approved: January 29, 2019

TEMPORARY CHAIR

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 22, 2018

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, January 22, 2019, at 10:30 a.m., in regular meeting.

The meeting was called to order by Assistant City Clerk Mary Ann Merchant.

Councilmember Fred Richardson, District one, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Richardson asked the audience to remain standing in honor and memoriam of Officer Sean Tudor who was killed in the line of duty January 20, 2019.

Present on Roll Call:

Chairman:

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

Absent: Manzie

Councilmember Daves moved that Councilmember Richardson be appointed Temporary Chair, which move was seconded by Councilmember Rich, and the vote was as follows:

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

Nays: None

The vote was then announced by the Assistant City Clerk whereupon the Presiding Officer declared Councilmember Richardson as Temporary Chair.

STATEMENT OF RULES BY PRESIDING OFFICER:

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

APPROVAL OF MINUTES:

The minutes of the meeting of January 15, 2018 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

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Mayor Stimpson offered his condolences and provided remarks regarding the recent killing of Mobile Police Officer Sean Tudor.

MONTHLY FINANCE REPORT:

Paul Wesch, Executive Director of Finance, stated:

“We didn’t have a financial report meeting in December because of Christmas, so this will cover November and December. The last time we talked about this we’d had a flat, unremarkable October, but November and December bounced back nicely. For the first quarter sales taxes into all funds are up about \$1.3 million, that’s about 2.8% above budget and 3.8% above the same quarter last year. State sales taxes were up about the same, about 4.1% ahead of us. We are roughly in line with what’s happening in the state of Alabama’s economy. Total revenues are up about \$2.3 million for the quarter and two of the largest contributors to that are \$520,000.00 additionally in ad valorem taxes and about \$320,000.00 in engineering permit fees. That indicates that property values are rising and so is economic activity. While it’s too early to make any predictions about expenditures because a lot of large overages in the early months and large underages in the early months tend to even out throughout the year, but as of today every single department is well under or within their budget. For the first quarter of fiscal year 2019 the financial ship is sailing rather smoothly.”

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

PUBLIC HEARINGS:

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 71 ALLEN DRIVE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 71 Allen Drive is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary ordinance authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 461 DRIVER STREET IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 461 Driver Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Allen French, Mobile, Alabama, stated he was sent a letter regarding the property; however, he has not owned it since 1998. David Daughenbaugh, Deputy Director of Municipal Enforcement, advised that a title search returned Mr. French’s name as possibly having an interest in the property.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

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PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1166 AKA 1170 NEWMAN LANE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 1166 aka 1170 Newman Lane is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 176 THIRD AVENUE IS A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 27).

The Presiding Officer announced that today was the day for the public hearing to determine if the structure at 176 Third Avenue is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

The Presiding Officer declared the hearing concluded and that the necessary resolution authorizing the proper action would be introduced at a later date.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. David Clark, Visit Mobile, presented Louvenia Tolbert with a plaque on the occasion of her retirement from Visit Mobile. The Council also presented Ms. Tolbert with a resolution.
2. Velma Dale Jackson, 1552 Jay Drive, offered ideas to curb youth violence in Mobile.
3. Pastor Minyon Perrin, 351 Conti Street, Apartment 1109, requested assistance with a drainage issue on Conti Street which causes flooding in the parking lot of her apartment complex.

ORDINANCES HELD OVER:

REZONE PROPERTY AT 5205, 5225 AND 5245 BUSINESS PARKWAY (EAST SIDE OF BUSINESS PARKWAY, 475' ± NORTH OF MOBILE SOUTH STREET), FROM B-5 TO I-1 (DISTRICT 4). The following ordinance, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

ORDINANCE: 64-003-2019

Sponsored by: Councilmember Williams

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:

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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 16, MOBILE SOUTH BUSINESS PARK, UNIT ONE, AS RECORDED IN MAP BOOK 78 PAGE 75, IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA
PARCEL 2:

BEGIN AT THE NORTHERNMOST CORNER OF LOT 16, MOBILE SOUTH BUSINESS PARK, UNIT ONE, AS RECORDED IN MAP BOOK 78 PAGE 75, IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA, THENCE SOUTH 59°37'46" WEST, (ALABAMA STATE PLANE - WEST ZONE GRID), ALONG THE NORTHWEST LINE OF SAID LOT 16 AND THE PROJECTION THEREOF A DISTANCE OF 304.00 FEET TO A POINT; THENCE NORTH 12°32'50" WEST A DISTANCE OF 63.16 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF INTERSTATE HIGHWAY 10; THENCE NORTH 89°59'47" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 32.81 FEET TO A POINT; THENCE NORTH 01°53'51" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 18.89 FEET TO THE P.C. (POINT OF CURVE) OF A CURVE TO THE LEFT HAVING A RADIUS OF 7801.44 FEET AND A CENTRAL ANGLE OF 1°41'27", A CHORD OF 230.21 FEET AND A CHORD BEARING OF NORTH 58°36'01" EAST; THENCE ALONG THE ARC OF SAID CURVE AND ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 230.22 FEET TO THE P.T. (POINT OF TANGENT) OF SAID CURVE; THENCE NORTH 53°49'26" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 272.86 FEET TO A POINT; THENCE NORTH 83°29'33" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 104.93 FEET TO THE P.C. (POINT OF CURVE) OF A CURVE TO THE LEFT HAVING A RADIUS OF 7839.44 FEET, A CENTRAL ANGLE OF 13°32'04", A CHORD OF 1847.52 FEET AND A CHORD BEARING OF NORTH 48°03'53" EAST; THENCE ALONG THE ARC OF SAID CURVE AND ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 1851.83 FEET; THENCE, LEAVING SAID RIGHT OF WAY LINE RUN NORTH 89°48'54" EAST A DISTANCE OF 775.93 FEET TO A POINT ON THE EAST LINE OF SECTION 27, TOWNSHIP 5 SOUTH, RANGE 2 WEST; THENCE SOUTH 00°21'34" WEST ALONG SAID EAST LINE A DISTANCE OF 1994.48 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 27, BEING THE NORTHEAST CORNER OF LOT 2 ACCORDING TO THE RESUBDIVISION OF LOT 5 & 6 AND ADDITION TO MOBILE SOUTH BUSINESS PARK UNIT TWO, PHASE ONE AS RECORDED IN MAP BOOK 112, PAGE 33 IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA; THENCE NORTH 89°39'28" WEST ALONG THE NORTH LINE OF SAID LOT 2 A DISTANCE OF 759.44 FEET TO THE NORTHWEST CORNER OF LOT 2, THENCE SOUTH 00°20'32" WEST ALONG THE WEST LINE OF SAID LOT 2 A DISTANCE OF 360.46 FEET TO THE P.C. (POINT OF CURVE) OF A CURVE TO THE RIGHT HAVING A RADIUS OF 160.00 FEET, A CENTRAL ANGLE OF 44°50'27", A CHORD OF 122.05 FEET AND A CHORD BEARING OF SOUTH 22°45'45" WEST; THENCE ALONG THE ARC OF SAID CURVE AND ALONG THE WEST LINE OF SAID LOT 2 A DISTANCE OF 125.22 FEET TO A POINT, THENCE NORTH 44°49'01" WEST A DISTANCE OF 60.00 FEET TO A POINT ON THE SOUTHEASTERLY LINE OF LOT 4-B, RESUBDIVISION OF LOT 4 MOBILE SOUTH BUSINESS PARK, UNIT TWO, PHASE ONE, REVISION AND ADDITION TO LOTS 2, 3 & 4 AS RECORDED IN BOOK 5809, PAGE 205 IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA, SAID POINT LYING ON A CURVE TO THE LEFT HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 44°50'27", A CHORD OF 76.28 FEET AND A CHORD BEARING OF NORTH 22°45'45" EAST; THENCE ALONG THE ARC OF SAID CURVE AND ALONG THE SOUTHEASTERLY LINE OF SAID LOT 4B A DISTANCE OF 78.26 FEET TO THE P.T. (POINT OF TANGENT) OF SAID CURVE; THENCE NORTH 00°20'32" EAST ALONG THE EAST LINE OF SAID LOT 4B A DISTANCE OF 240.46 FEET TO THE NORTHEAST CORNER OF SAID LOT 4B; THENCE NORTH 89°58'37" WEST ALONG THE NORTH LINE OF SAID LOT 4B AND 4A OF SAID SUBDIVISION A DISTANCE OF 207.10 FEET TO THE SOUTHEAST CORNER OF A COMMON AREA, MOBILE SOUTH BUSINESS PARK UNIT TWO, PHASE ONE REVISION AND ADDITION TO LOTS 2, 3, & 4 AS RECORDED IN BOOK 4884, PAGE 1177 IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA; THENCE NORTH 00°19'35" EAST ALONG THE

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EAST LINE OF SAID COMMON AREA A DISTANCE OF 60.00 FEET TO THE NORTHEAST CORNER OF SAID COMMON AREA; THENCE NORTH 89°58'16" WEST ALONG THE NORTH LINE OF SAID COMMON AREA, THE NORTH LINE OF LOTS 2-B AND 2-A ACCORDING TO THE RESUBDIVISION OF LOT 2, MOBHE SOUTH BUSINESS PARK, UNIT TWO, PHASE ONE, REVISION AND ADDITION TO LOTS 2, 3 & 4 AS RECORDED IN BOOK 5909, PAGE 1759 IN THE PROBATE OFFICE OF MOBHE COUNTY, ALABAMA AND ALONG THE NORTH LINE OF LOT 1, MOBHE SOUTH BUSINESS PARK UNIT TWO, PHASE ONE AS RECORDED IN MAP BOOK 87, PAGE 20 IN THE PROBATE OFFICE OF MOBHE COUNTY, ALABAMA A DISTANCE OF 1020.04 FEET TO A POINT ON THE EAST LINE LOT 19, MOBILE SOUTH BUSINESS PARK UNIT ONE AS RECORDED IN MAP BOOK 78, PAGE 75 IN THE PROBATE OFFICE OF MOBILE COUNTY, ALABAMA; THENCE NORTH 00°24'21" EAST ALONG THE EAST LINE OF SAID LOT 19 A DISTANCE OF 105.11 FEET TO THE NORTHEAST CORNER OF SAID LOT 19; THENCE NORTH 36°51'22" WEST ALONG THE NORTHEASTERLY LINE OF LOTS 18 AND 17 OF SAID MOBILE SOUTH BUSINESS PARK UNIT ONE A DISTANCE OF 614.83 FEET TO THE POINT OF BEGINNING.

TOTAL ACREAGE: 82.965 ACRES.

MOBILE COUNTY TAX ID:

R023308271000002
R023308271000003.001
R023308271000003.004
R023308271000003
R023308271000003.005
R023308274000001.033
R023308274000001.034

The classification of said property is hereby changed from B-5, Office-Distribution District, to I-1, Light Industry District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in a I-1, Light Industry District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a I-1, Light Industry District, until all of the conditions set forth below have been complied with: 1) completion of the Subdivision process; and 2) full compliance with all municipal codes and ordinances.

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

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

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

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

STATE OF ALABAMA)
COUNTY OF MOBILE)

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I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 64-003 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on January 25, 2019

IN WITNESS WHEREOF, I have hereunto set my hand on this 25th day of January, 2019.



City Clerk

CONSENT RESOLUTIONS HELD OVER:

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE FOR BOTTLES UP MOBILE, 4128 GOVERNMENT BOULEVARD. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-045-2019

Sponsored by: Councilmember Williams

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

Type of application: Special Events Retail License

Submitted by: Bottles Up, LLC

Location: Bottles Up Mobile
4128 Government Boulevard
Mobile, AL 36693

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

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

Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS II (PACKAGE STORE) LICENSE FOR B AND D PACKAGE STORE, 510 SOUTH BROAD STREET. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 37-046-2019

Sponsored by: Councilmember Manzie

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

Type of application: Lounge Retail Liquor Class II License

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Submitted by: Bernard A. Wright, Jr.

Location: B and D Package Store
510 South Broad Street
Mobile, AL 36603

The resolution was read by the Assistant City Clerk; whereupon Councilmember Small moved, that the resolution be held over for one (1) week until the regular meeting of Tuesday, January 29, 2019, which was seconded by Councilmember Rich and the vote was as follows:

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

Nays: None

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

CIP RESOLUTIONS HELD OVER:

AUTHORIZE CONTRACT WITH MCCRORY & WILLIAMS, INC. FOR AIRPORT BOULEVARD REHABILITATION FROM WILLIAMS STREET TO HOUSTON STREET, \$195,000.00 (COM PROJECT NO. 2019-3005-11; C0418; 20002000-48020; D2, 2017-78). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-056-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: McCrory & Williams, Inc.

Project name: Airport Boulevard Rehabilitation from
Williams Street to Houston Street

Estimated cost: \$195,000.00

COM project co.: 2019-3005-11

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

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

Nays: None

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

RESOLUTIONS HELD OVER:

RE-ALLOCATE \$310,000.00 FROM CAPITAL PROJECT (C0048), STORMWATER-MISCELLANEOUS BRIDGE IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION TO ALABAMA MUNICIPAL TRUST FUND

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20102010.48010 (C044) 2019-20 BI-ANNUAL CITYWIDE BRIDGE INSPECTION, DISTRICTS 1-7, 20102010.48010 CONSTRUCTION. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-057-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of \$310,000.00 be reallocated from Capital Project (C0048), Stormwater - Miscellaneous Bridge Improvements-Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 (00444) 201&-20 Bi-Annual Citywide Bridge Inspection, Districts 1-7, 20102010.48010 Construction.

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH SAWGRASS CONSULTING, LLC FOR 2018 PAYGO (GROUP A) (D1, 2, 4, 5 AND 6), \$463,800.00 (COM PROJECT NO. 2019-3005-17; C0433). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-058-2019

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

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

Name of company: Sawgrass Consulting, LLC

Project name: 2018 PAYGO (Group A) (D1, 2, 4, 5 and 6)

COM project no.: 2019-3005-17

Estimated cost: \$463,800.00

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

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

Nays: None

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

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AUTHORIZE CONTRACT WITH DCD CONSTRUCTION, INC. FOR POLICE ACADEMY-SHOWER WALL AND FLOOR REPAIRS, \$11,356.00 (PD-047-18; C0185).

The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-059-2019

Sponsored by: Councilmember Small and Mayor Stimpson

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

Name of company: DCD Construction, Inc.

Project name: Police Academy - Shower Wall and Floor Repairs

Project number: PD-047-18

Amount: \$11,356.00

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH COASTAL GLASS, LLC FOR MOBILE MUSEUM OF ART-CURTAIN WALL GASKET AND GLAZING STRIP REPLACEMENT, \$97,428.25 (MU-134-17C0289). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-060-2019

Sponsored by: Councilmember Gregory and Mayor Stimpson

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

Project name: Mobile Museum of Art - Curtain Wall Gasket and Glazing Strip Replacement

Project number: MU-134-17

Amount: \$97,428.25

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

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

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

AMEND LEASE AGREEMENT WITH MOBILE COMMUNITY ACTION, INC. ("MCA") ADDING FOUR ADDITIONAL ROOMS TO THE SAIL CENTER (SENIOR ASSISTANCE FOR INDEPENDENT LIVING) AT THE SOUTH BROOKLEY LOCATION, 1600 BOYKIN BOULEVARD. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 15, 2019 and held over for one (1) week until the regular meeting of January 22, 2019, was called up by the Presiding Officer.

RESOLUTION: 35-061-2019

Sponsored by: Councilmember Small and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an amendment to the lease agreement between Mobile Community Action, Inc. ("MCA"), and the City of Mobile, as Lessee, adding four additional rooms to the SAIL Center (Senior Assistance for Independent Living) at the South Brookley location, 1600 Boykin Blvd., Mobile, AL.

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider Consent Resolutions 08-086 – 58-075 being introduced for the first time. The motion was seconded by Councilmember Williams, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED:

APPROVE PURCHASE ORDERS FOR THE WEEK OF JANUARY 14, 2019, \$153,023.39. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-086-2019

Sponsored by: Mayor Stimpson

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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	Department	Description	Amount	Vendor
<u>2567</u>	(1510) FIRE ADMINISTRATION	ELITE RESCUE PATIENT-MANAGEMENT SOFTWARE (GSA CONTRACT)	\$93,911.64	<u>(295732) IMAGETREND, INC.</u>
<u>4654</u>	(F6130) AZALEA CITY GOLF COURSE	FERTILIZER W/PRE-EMERGE HERBICIDE INCL. SPREADING (PRICE QUOTE)	\$10,920.00	<u>(183650) REGAL CHEMICAL COMPANY</u>
<u>5370</u>	(2050) EQUIPMENT SERVICES	4TH PRECINCT UNLEADED FUEL (SEALED BID)	\$12,117.75	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>5373</u>	(2050) EQUIPMENT SERVICES	GARAGE UNLEADED (SEALED BID)	\$11,315.25	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>5374</u>	(2050) EQUIPMENT SERVICES	GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$14,873.50	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>5375</u>	(2050) EQUIPMENT SERVICES	MOTOR POOL UNLEADED FUEL (SEALED BID)	\$11,315.25	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
5417	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT DIESEL (AL STATE CONTRACT)	\$14,722.50	(279229) PETROLEUM TRADERS CORPORATION
5415	(2050) EQUIPMENT SERVICES	PRE ORDER 4TH PRECINCT UNLEADED FUEL (SEALED BID)	\$12,920.25	(279229) PETROLEUM TRADERS CORPORATION
5413	(2050) EQUIPMENT SERVICES	LANGAN PARK UNLEADED FUEL	\$12,920.25	(279229) PETROLEUM TRADERS CORPORATION
5410	(2050) EQUIPMENT SERVICES	PRE ORDER MOTOR POOL UNLEADED FUEL (SEALED BID)	\$11,315.25	(279229) PETROLEUM TRADERS CORPORATION
5408	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE DIESEL (AL STATE CONTRACT)	\$14,722.50	(279229) PETROLEUM TRADERS CORPORATION
5405	(2050) EQUIPMENT SERVICES	PRE ORDER GARAGE NON ETHANOL UNLEADED FUEL (SEALED BID)	\$12,721.50	(42474) DAVISON OIL COMPANY INC
5399	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL	\$12,920.25	(279229) PETROLEUM TRADERS CORPORATION

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

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

Nays: None

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

AUTHORIZE THE MAYOR TO APPLY, ACCEPT AND RECEIVE FUNDING FROM THE BROWNFIELDS ASSESSMENT GRANT, \$300,000.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-065-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor is hereby authorized to file with the United States Environmental Protection Agency, a grant application for a Brownfields Assessment Grant to provide funding for developing inventories, prioritizing sites, conducting community involvement activities, conducting planning, conducting site assessments, developing specific cleanup plans, and developing reuse plans related to Brownfields sites. The Brownfields grant is for \$300,000.00.

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

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

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

Nays: None

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

AUTHORIZE THE MAYOR TO APPLY, ACCEPT AND RECEIVE FUNDING FROM THE GRAND CHAPTER OF ALABAMA, ORDER OF THE EASTER STAR GRANT, FOR THE MOBILE POLICE DEPARTMENT'S K-9 UNIT, \$5,325.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-066-2019

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 Grand Chapter of Alabama, Order of the Eastern Star, a Notice of Award for grant assistance in the amount of \$5,325.00 for Mobile Police Department's K-9 Unit.

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. The Memorandum of Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

Nays: None

MINUTES OF JANUARY 22, 2019

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

AUTHORIZE THE MAYOR TO APPLY, ACCEPT AND RECEIVE FUNDING FROM THE GRAND CHAPTER OF ALABAMA, ORDER OF THE EASTER STAR GRANT, FOR THE MOBILE POLICE DEPARTMENT'S K-9 UNIT, \$1,915.00 (NO LOCAL MATCH). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-067-2019

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 Grand Chapter of Alabama, Order of the Eastern Star, a Notice of Award for grant assistance in the amount of \$1,915.00 for Mobile Police Department's K-9 Unit.

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. The Memorandum of Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

Nays: None

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

AMEND THE MEMORANDUM OF AGREEMENT WITH THE UNIVERSITY OF SOUTH ALABAMA TO PARTNER ON THE FY 2015 SEXUAL ASSAULT KIT INITIATIVE (SAKI) GRANT AWARDED, IN ORDER FOR COMPLETION OF THE SCOPE OF WORK. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-068-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to amend the original Memorandum of Understanding with the University of South Alabama as partner on the FY2015 Sexual Assault - Kit initiative (SAKI) Grant awarded in the amount of \$828,203.00 in order for completion of the scope of work.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to sign any agreements or other documents in connection with the grant and to provide any information required by the U. S. Department of Justice and any other federal agency. The Amended Memorandum of Agreement for grant assistance; together with the exhibits, shall be filed with the City Clerk after execution.

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

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

Nays: None

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

AUTHORIZE THE MAYOR TO ACCEPT AND RECEIVE FROM THE MOBILE COUNTY COMMISSION AS THE GRANTEE, A SUB AWARD FROM THE U. S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FY 2017 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG), \$66,293.25 (NO LOCAL MATCH).

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-069-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to accept and receive from the Mobile County Commission as the grantee, a sub award in the amount of \$66,293.25 from the U.S. Department of Justice, Bureau of Justice Assistance, the FY 2017 Edward Byrne Memorial Justice Assistance Grant (JAG).

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the U.S. Department of Justice. The Memorandum of Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 71 ALLEN DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 6). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-070-2019

Sponsored by: Councilmember Rich

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 71 ALLEN DRIVE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 7, 8 and 15, and;

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 71 ALLEN DRIVE as:

ALL THAT PI OF LOTS 34 & 35 BLK 2 OF KAHN DIVISION OF WESTERN HILLS MBK 3/390-1 BOUNDED BY A LINE DESC AS POLLS: COMM AT A PI ON E/L OF LOT 35

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57 FT N OF SE COR OF SD LOT 35 TH RUN N ALG E/L OF SD LOT 35 57 FT TO A PT TH WLY & PAR TO S/L OF SD LOTS 35 & 34 200 FT TO A PT ON E/L OF A PUBLIC RD TH SLY ALG E/L OF SD RD 57 FT TO A PT TH ELY ALG N/L OF SD PT & PAR TO S/L OF SD LOT 34 & 35 200 FT TO POB #SEC 21T4S R2W #IVIP28 05 211 OOP

Parcel number: 28 05 211000 051

Last assessed to: PIPKIN RONNIE BYRON

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

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

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 461 DRIVER STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-071-2019

Sponsored by: Councilmember Richardson

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 461 Driver Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 7, 8, and 15 and;

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 461 Driver Street as:

LOT 7 RUFFIN S/D MBK 3/648 #SEC 42 T4S RIW #IVIP29 07 42 0 004

Parcel number: 29 07 42 0 004 109.001

Last assessed to: STEPHENS WETHA L

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

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

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 1166 AKA 1170 NEWMAN LANE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-072-2019

Sponsored by: Councilmember Manzie

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances," adopted December 5, 2017, the accessory structure at 1166 AKA 1170 NEWMAN LANE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 6, and 7 and;

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1166 AKA 1170 NEWMAN LANE as:

LOT 69 & 70 BATTOTTI PLACE DBK 9 3 P 428 #SEC 44 T3S RIW #MP22 08 44 0 019

Parcel number: 22 08 44 0 019 107

Last assessed to: MITCHELL PINKIE MCLAIN

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

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for

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the publication of municipal ordinances, and a certified copy of this resolution shall also be filed in the Office of the Judge of Probate of Mobile County, Alabama.

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 176 THIRD AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-073-2019

Sponsored by: Councilmember Gregory

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances." adopted December 5, 2017, the accessory structure at 176 THIRD AVENUE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 176 THIRD AVENUE as:

LOTS 6, 7, 8, 9, 10, 11, 12, 13, 18, 19 & 20 BLK 3 WEST MOBILE TERRACE DBK 156 P 570 #SEC 18 T4S R2W #IVIP28 04 18 3 001

Parcel number: 28 0418 3 001086

Last assessed to: BOGGAN LANCE

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

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

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

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

Nays: None

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

DECLARE WEEDS NOXIOUS, GROUP 1589. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-074-2019

A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES.

WHEREAS, a survey has been made to determine the properties upon which or in front of which noxious or dangerous weeds are growing and the agents or employees of the City of Mobile have obtained the legal description of parcels of property in the City of Mobile upon which or in front of which such weeds are growing, and it has been determined to follow the provisions of Act No. 329 of the Legislature of the State of Alabama, approved on April 28, 1988, and to have caused such weeds to be cut or otherwise abated as public nuisances;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE AS FOLLOWS:

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as Group #1589 under the caption "NOXIOUS OR DANGEROUS WEEDS GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above described parcels of property shall be abated by the removal of such noxious or dangerous weeds or they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the 26th day of February, 2019, at ten thirty a.m., for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile; and it is directed that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS," such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

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WEED LIEN						
GROUP 1589						Res. No.
1/22/2019	LOTS TO BE DECLARED					58-
2/26/2019	LOTS FOR PUBLIC HEARING					58-
//2018	LOTS TO BE ASSESSED FOR COST					58-
No.	Address	SRO No.	CASE #	Amount Assessed	Dis	N/A
1	2907 Fredrick St	902146	734		1	
2	2713 College St	897285	735		1	
3	559 Belsaw Ave	897897	736		2	
4	1655 Belfast St	896028	737		2	
5	160 Page Ave	896028	738		1	
6	164 Page Ave	895923	739		1	
7	469 Creek Circle Dr W.	896278	740		1	
8	2655 Farnell Dr	896853	741		4	
9	1422 Tampa Dr	901401	742		3	
10	2055 Victory Dr E.	900581	743		3	
11	2163 Robinson Dr	900885	816		3	
12	367 Chin St	901157	793		2	
13	1464 B St	903188	794		3	
14	857 Marine St	903543	795		3	
15	1907 Pinecrest Ln	903039	796		3	
16	202 Cuba St	900967	797		2	
17	1110 Congress St	900954	798		2	
18	909 Minor St	898711	800		1	
19	664 Burden St	898071	801		1	
20	754 Holcombe Ave	902045	802		5	
21	5361 Raines Dr	898801	803		4	
22	1011 McRae Ave	903674	804		3	
23	2663 Betbeze St	899358	805		1	
Total				\$ -		
District total for this group		Numbers of lots cut				
1	8		1			
2	5		2			
3	7		3			
4	2		4			
5	1		5			
6	0		6			
7	0		7			
	23			0		
*ADD Added in from other Groups		1				
*CBO Cut By Owner						
*N/A Taken out by Inspector						

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

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

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

ADD KINGDOM BUILDERS TO THE LIST OF PRIVATE CONTRACTORS TO ABATE PROPERTIES DECLARED PUBLIC NUISANCES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-075-2019

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

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

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

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

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

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

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

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

Councilmember Daves moved for the suspension of the rules to consider CIP Resolutions 21-076 and 21-077 being introduced for the first time. The motion was seconded by Councilmember Williams, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CIP RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH NEEL-SCHAFFER, INC. FOR 2018 CIP COTTAGE HILL ROAD CULVERT REPAIRS AT MILKHOUSE CREEK, \$45,000.00 (D6, #384; COM PROJECT NO. 2018-3005-31; C0311). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 21-076-2019

Sponsored by: Councilmember Rich and Mayor Stimpson

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

Name of company: Neel-Schaffer, Inc.

Project name: 2018 CIP Cottage Hill Road Culvert Repairs at
Milkhouse Creek (06, #384)
COM project no. 2018-3005-31

Estimated cost: \$45,000.00

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

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

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Nays: None

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

AUTHORIZE CONTRACT WITH CHRISTIAN PREUS LANDSCAPE ARCHITECTURE FOR LYONS PARK-IMPLEMENTATION AND PHASING PLAN, \$21,175.00 (2019 CIP #1089; D2; PR-024-19; C0202). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 21-077-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Project name: Lyons Park - Implementation & Phasing Plan

Project number: PR-024-19

Amount: \$21,175.00 (2019 CIP# 1089, D2)

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

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

Nays: None

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

RESOLUTIONS BEING INTRODUCED:

AUTHORIZE CONTRACT WITH GORAM AIR CONDITIONING COMPANY, INC. FOR CITY OF MOBILE, ALABAMA CRUISE TERMINAL-SEAPORT PASSENGER BOARDING BRIDGE HVAC AND CANOPIES, \$367,335.00 (CT-003-19; C0259). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

REOSLUTION: 21-078-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of company: Goram Air Conditioning Company, Inc.

Project name: City of Mobile, Alabama Cruise Terminal
Seaport Passenger Boarding Bridge HVAC and Canopies

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Project number: CT-003-19

Amount: \$367,335.00

AUTHORIZE CONTRACT WITH THOMAS INDUSTRIES, INC. FOR CIVIC CENTER ARENA-WEST LOW ROOF REPAIRS, \$14,462.00 (CC-012-19C0040). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

RESOLUTION: 21-079-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Project name: Civic Center Arena - West Low Roof Repairs

Project number: CC-012-19

Amount: \$14,462.00

AUTHORIZE CONTRACT WITH R. CARTER & ASSOCIATES, INC. FOR FIRE SUPPRESSION SYSTEMS INSPECTIONS-VARIOUS CITY OF MOBILE LOCATIONS, \$20,670.00 (3-YEAR CONTRACT) (SC-016-19; 10043037-42150). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

RESOLUTION: 21-080-2019

Sponsored by: Mayor Stimpson

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

Name of company: R. Carter & Associates, Inc.

Project name: Fire Suppression Systems Inspections
Various City of Mobile Locations

Project number: SC-016-19

Amount: \$6,530.00 (Year 1 - Initial Term)
\$6,900.00 (Year 2 -1st Additional Term)
\$7,240.00 (Year 3 – 2nd Additional Term)
\$20,670.00 3 Year Contract

AUTHORIZE CONTRACT WITH ALLEN CONSULTING FOR ANNUAL INDEPENDENT ACTUARIAL ANALYSIS FOR THE CITY'S WORKER'S COMPENSATION PROGRAM, \$10,000.00 OVER 3 YEARS (10049050.42200). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

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RESOLUTION: 21-082-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract with Allen Consulting, for the purposes of conducting an annual independent actuarial analysis for the City of Mobile's worker's compensation program as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH CONNIE DEAS TO PROVIDE SERVICES AS A PAYMENT CLERK IN THE CIRCUIT AND MUNICIPAL COURTS. The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

RESOLUTION: 21-082-2019

Sponsored by: Mayor Stimpson

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

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH CYNTHIA CURRY TO PROVIDE SERVICES AS A DRUG LAB TECHNICIAN IN THE CIRCUIT AND MUNICIPAL COURTS. The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

RESOLUTION: 21-083-2019

Sponsored by: Mayor Stimpson

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

AUTHORIZE CONTRACT WITH THOMPSON ENGINEERING, INC. FOR 2018 PAYGO (GROUP B) (D1, 2, 3, 4 AND 5), \$425,000.00 (COM PROJECT NO. 2019-3005-17). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 29, 2019.

RESOLUTION: 21-084-2019

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

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

MINUTES OF JANUARY 22, 2019

Name of company: Thompson Engineering, Inc.
Project name: 2018 PAYGO (Group B) (D1, 2, 3, 4 and 5)
COM project no.: 2019-3005-18
Estimated cost: \$425,000.00

CALL FOR PUBLIC HEARINGS:

CALL FOR PUBLIC HEARING TO REZONE PROPERTY AT 1564 AND 1568 HURTEL STREET AND 1577 FORRESTS STREET (NORTHEAST CORNER OF HURTEL STREET AND ANTWERP STREET, EXTENDING TO THE SOUTHEAST CORNER OF FORREST STREET AND ANTWERP STREET), FROM R-1 AND B-2 TO R-1 (DISTRICT 3). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 41-085-2019

Sponsored by: Councilmember Small

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

NOTICE OF HEARING ON PROPOSED AMENDMENT TO THE ZONING ORDINANCE

Notice is hereby given that the City Council of Mobile proposes to consider the adoption of the attached amendment to the Ordinance adopted on the 16th day of May, 1967, and known as the "Zoning Ordinance." The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Mobile Government Plaza located at 205 Government Street, Mobile, Alabama, on the 19th day of February, 2019, at 10:30 a.m. At such time and place all persons who desire shall have an opportunity to be heard in opposition to, or in favor of the amendment. Furthermore, the City Council, at this public hearing, may consider zoning classification ns other than that sought by the applicant for this property.

This notice is published pursuant to a resolution of the City Council of Mobile adopted on the 22nd day of January, 2019.

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:

LOTS 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 AND 21, BLOCK 10, OLLINGER & STEIN SUBDIVISION, PART OF SQUARE 5 MANDVILLE TRACT DEED BOOK 128, PAGE 101.

The classification of said property is hereby changed from R-1, Single-Family Residential District and B-2, Neighborhood Business District, to R-1, Single-Family Residential District, and it shall hereafter be lawful to construct on such property any structures

MINUTES OF JANUARY 22, 2019

permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in a R-1, Single-Family Residential 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 R-1, Single-Family Residential District, until all of the conditions set forth below have been complied with: 1) Completion of the Subdivision process; and 2) Full compliance with all municipal codes and ordinances

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as February 19, 2019.

ANNOUNCEMENTS:

Each Councilmember offered their condolences to the Mobile Police Department and the family of Officer Sean Tudor.

Councilmember Small stated that Mr. and Mrs. Randy McShan were awarded the district three Yard of the Month.

Councilmember Small reported that the Dr. Martin Luther King, Jr. Day events held in district three were well attended.

Councilmember Small invited the public to attend the annual spaghetti dinner sponsored by Our Lady of Lourdes Knights of Columbus Saturday, January 26, 2019, 11:30 a.m. – 1:30 p.m. Proceeds benefit the Parkway Senior Center Foundation, Inc.

Councilmember Gregory announced that the first Three Mile Creek Greenway community meeting will be held from 4:00 – 6:00 p.m. on Wednesday, January 30, 2019, at the Mobile Museum of Art.

Councilmember Richardson remarked that he attended the Dr. Martin Luther King, Jr. Memorial Breakfast at Bishop State.

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

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:33 a.m.

Approved: January 29, 2019

TEMPORARY CHAIR

ASSISTANT CITY CLERK