MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 15, 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 15, 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 22, 2019

COUNCIL VICE PRESIDENT

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 15, 2018

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, January 15, 2019, at 10:30 a.m., in regular meeting.

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

Pastor Ronald O. McCants, Retired Elder of the United Methodist Church, offered an invocation.

The Presiding Officer led the Pledge of Allegiance.

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 8, 2018 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson read a proclamation declaring January 15, 2019 as "Reggie Copeland Day" in Mobile in honor of Mr. Copeland's 90th birthday.

Mayor Stimpson and the City Council presented a Certificate of Recognition to Officer Joshua Nix naming him Officer of the Month for December 2018.

Mayor Stimpson spoke of the importance of the City supporting Airbus in relation to Resolution 01-040.

Mayor Stimpson invited the public to attend the introduction of the new Director of Parks and Recreation, Shonnda Smith. The meet and greet with Ms. Smith will be held at noon today at the Seals Community Center.

REPORTS OF COMMITTEES:

None.

ADOPTION OF THE AGENDA:

Councilmember Rich moved to adopt the agenda, which move 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 agenda adopted.

APPEALS:

The Council considered the request of Daniel Loper, Discount Locksmith, for a waiver of the Noise Ordinance at 3750 Moffett Road, on February 2, 2019, from 12:00 p.m. until 4:00 p.m. (District 1).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Richardson 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 waiver granted.

The Council considered the request of Margaret Smith for a waiver of the Noise Ordinance at 172 South Georgia Avenue, on February 9, 2019, from 6:30 p.m. until 10:00 p.m. (District 2).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Richardson 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 waiver granted.

The Council considered the request of Tuan Le, St. Monica Catholic Church, for a waiver of the Noise Ordinance at 1131 Dauphin Island Parkway, on February 17, 2019, from 12:00 p.m. until 10:00 p.m. (District 3).

Councilmember Daves moved to grant the waiver, which motion was seconded by Councilmember Richardson 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 waiver granted.

PUBLIC HEARINGS:

PUBLIC HEARING TO 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 Presiding Officer announced that today was the day for the public hearing to rezone property at 5205, 5225 and 5245 Business Parkway from B-5 to I-1 and asked if there was anyone present to speak for or against this matter.

Ward Henneker, Alabama Power Company, 600 North 10th Street Birmingham, Alabama, offered to answer the Council's questions regarding the application.

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 2071 CLINTON 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 2071 Clinton Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 2073 CLINTON 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 2073 Clinton Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 621 ENGLISH STREET 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 621 English Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 309 ERWIN 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 309 Erwin Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1864 LUCKIE AVENUE 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 1864 Luckie 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.

PUBLIC HEARING TO DETERMINE IF THE STRUCTURE AT 1014 DAUPHIN STREET 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 1014 Dauphin Street is a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None.

NON-AGENDA ITEMS:

1. Annice Pettway, 3208 Wynnfield Drive, East, addressed the Council regarding a drainage ditch behind her property.

2. Sharon Ingram, 200 Van Buren Street, Spanish Fort, Alabama, expressed her concerns for what she views as the gentrification of Texas Street and surrounding areas.

ORDINANCES HELD OVER:

REZONE PROPERTY AT 5188 AND 5208 MOBILE SOUTH STREET (NORTH SIDE OF MOBILE SOUTH STREET, 650' ± EAST OF BUSINESS PARKWAY), FROM B-5 TO I-1 (DISTRICT 4). The following ordinance, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

ORDINANCE: 64-001-2019

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:

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 2A & 2B, RESUBDIVISION OF LOT 2 MOBILE SOUTH BUSINESS PARK, UNIT TWO PHASE ONE, REVISIONS & ADDITION TO LOTS 2, 3, & 4 AS RECORDED IN MAP BOOK 110, PAGE 59, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed fi-om 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.

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 64-001 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on January 20, 2019

IN WITNESS WHEREOF, I have hereunto set my hand on this 21st day of January, 2019.

Lisa C. Lambert
City Clerk

The ordinance was read by the Assistant City Clerk; whereupon Councilmember Daves moved, that the ordinance be adopted, 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 ordinance adopted.

AUTHORIZE THE EXECUTION OF THE CONTRACT FOR LOAN GUARANTEE ASSISTANCE UNDER SECTION 108 WITH THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT (REFINANCING RESULTING IN AN ESTIMATED SAVINGS OF $104,914.00). The following ordinance, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

ORDINANCE: 84-002-2019

Sponsored by: Mayor Stimpson

AN ORDINANCE AUTHORIZING THE EXECUTION OF THE CONTRACT FOR LOAN GUARANTEE ASSISTANCE UNDER SECTION 108 WITH THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT.

BE IT ORDAINED by the City Council of the City of Mobile, Alabama (the “City”), as follows:

Section 1. Findings of Council. Having made due and proper investigation of the matters hereinafter referred to the Council hereby finds and determines:

(a) that it is necessary, advisable and in the interest of the public that the City refinance outstanding Section 108 obligations: Note Number B-03-MC-01-0006-A (Series 2006-A) which has an outstanding balance of $1,220,000 (the “HUD 108 Loan Obligations”);

(b) that the refinancing of the HUD 108 Loan Obligations would have a net savings of approximately $104,914 for Note Number B-03-MC-01-006-A (series 2006-A);

(c) that it is necessary, advisable and in the public interest that the City execute certain warrants on the City which will be guaranteed by the Secretary of Housing and Urban Development (“HUD”) UNDER SECTION 108 OF THE Housing AND Community Development Act of 1974, as amended, 42 U.S.C. 5308 (“Section 108”) and will be included in a trust created by HUD (together with other Section 108 Notes issued by other borrowers), and trust certificates based on the trust will be sold in the Series 2019-A public offering by underwriters selected by HUD, HUD’s guarantee of the warrants will be governed by Contracts for Loan Guarantee Assistance under Section 108 between the City and HUD (the “Contracts”) in which the City pledges Community Development Block Grants pursuant to 24 CFR 570.705(b)(2), as well as any other security specified in the Contract, as security for HUD’s guarantee; and

(d) that is necessary, advisable and in the interest of the public that the City entered into the Contracts and execute the Warrants hereinafter authorized as evidence of its obligations.

Section 2. Authorization and execution of the Warrants. There is hereby authorized those certain warrants of the City, referred to as No. B-03-MC-01-0006-A (Series 2006-A) in the principal amount of $1,220,000 (the “Warrants”). The Warrants shall be dated the date of delivery and shall contain and be subject to the terms and conditions set forth in the Contract attached as Exhibit “A” and made a part hereof. The Warrants shall be executed in the name of the City by the Mayor of the City.

Section 3. Authorization of the Contracts. The execution and delivery of the Contracts by and between the City and HUD, be, and the same is, hereby authorized and approved. The Mayor of the City if hereby authorized to execute and deliver the Contracts, and the Contracts shall be in substantially the form attached hereto as Exhibit “A” and by this reference incorporated herein and made a part hereof, subject to such changes as shall be approved by the Mayor, which approval shall be evidenced by his execution thereof.

Section 4. Further Acts. From and after the execution and delivery of the documents hereinabove authorize the proper officers, directors, agents and employees of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as executed and are further authorized to take any and all further actions and execute and deliver any and all other documents as may be necessary as contemplated by this Ordinance.

Section 5. Severability. The various provisions of this Ordinance are hereby declared to be severable. In the event any provisions hereof shall be held invalid for a court of competent jurisdiction, such invalidity shall not affect any other portion of this Ordinance.

EXHIBIT "A"

FORM OF CONTRACTS

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

CONTRACT FOR LOAN GUARANTEE ASSISTANCE UNDER SECTION 108 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, 42 U.S.C. §5308

This Contract for Loan Guarantee Assistance ("Contract") is entered into between the City of Mobile, Alabama as Borrower (the "Borrower"), and the Secretary of Housing and Urban Development ("Secretary"), as guarantor for the Guarantee made pursuant to section 108 ("Section 108") of title I of the Housing and Community Development Act of 1974, as amended (the Act) and 24 CFR Part 570, Subpart M, of the promissory note executed contemporaneously herewith and numbered B-03-MC-01-0006-A, in the Maximum Commitment Amount of $ 1,220,000, and any amended note or note issued in substitution for such note and having the same note number [the "Note"). The funds paid or credited to the account of the Borrower pursuant to the Note are referred to herein as the "Guaranteed Loan Funds." The Note (including the Fiscal Agency Agreement and the Trust Agreement as defined in Section I.A. of the Note and incorporated therein) is hereby incorporated into the Contract. Terms used in the Contract with initial capital letters and not otherwise defined in the text hereof shall have the respective meanings given thereto in the Note. The Fiscal Agency Agreement and the Trust Agreement are sometimes collectively referred to herein as the "Fiscal Agency/Trust Agreements," and the Fiscal Agent and the Trustee respectively are sometimes collectively referred to as the Fiscal Agent/Trustee.

PART I

A. The Note: Advances and Records. The Note provides that Advances and Conversion Date Advances shall be made thereunder upon the written request of the Borrower and the approval of the Secretary, pursuant to this Contract and the Fiscal Agency Agreement. The Commitment Schedule attached to the Note represents the principal repayment schedule for the Maximum Commitment Amount of the Note. At all times, the total amount of all Advances and Conversion Date Advances under the Note for all Principal Due Dates shall not exceed the Maximum Commitment Amount of the Note. Prior to the Conversion Date (as defined in the Note, Section I.A.), the total amount of Advances made by the Holder for each Principal Due Date under the Note shall not exceed the applicable Commitment Amount for such Principal Due Date set forth in the Commitment Schedule of the Note. Prior to the Conversion Date, the Borrower agrees that the Fiscal Agent pursuant to the Fiscal Agency Agreement shall record the date and amount of each payment and Advance under the Note and shall maintain the books and records of all Advances and Conversion Date Advances for each Principal Due Date, interest rates on Advances, payments, and Principal Amounts outstanding for each Principal Due Date. On and after the Conversion Date, the Borrower agrees that the Trustee pursuant to the Trust Agreement will maintain the books and records of all payments on the Note and all Principal Amounts and interest rates on such Principal Amounts (each as to be set forth on Schedule P&I to the Note). No advances of any kind may be made on the Note after its Conversion Date.

B. Borrower's Requests for Advances. All requests for Advances or Conversion Date Advances by the Borrower under the Note shall: be in writing; specify the amount of the Advance requested; identify the Note by Borrower, number and Maximum Commitment Amount; be addressed to the Secretary at the address for notices specified in paragraph 12(f) of this Contract; be signed by an authorized official of the Borrower; and otherwise be in the form prescribed by the Secretary. Advances and Conversion Date Advances shall be requested and will only be approved and made in increments of not less than

$1,000 for any Principal Due Date. A request for an initial Advance under a Note, or a request for a Conversion Date Advance, shall be received by the Secretary at least ten Business Days prior to the Borrower's proposed Funding Date or Conversion Date, as applicable. All other requests for Advances shall be received by the Secretary not less than five Business Days prior to the proposed Funding Date. The Borrower may not deliver a Note or a request for an Advance or Conversion Date Advance to the Secretary more than two calendar months prior to the Borrower's proposed Funding Date. At least two Business Days prior to the proposed Funding Date or Conversion Date if the Borrower's request was timely received, or the next available Funding Date for which the request was timely received, the Secretary shall, except as otherwise provided in paragraph 11(c) or 12 hereof, deliver a corresponding Authorization Order or Advance Order (as applicable) to the Fiscal Agent in accordance with Section 2.03 or 2.04 of the Fiscal Agency Agreement for the applicable Funding Date or Conversion Date. If the Borrower requests an Advance or Conversion Date Advance of less than the outstanding Maximum Commitment Amount under the Note, the Borrower may also specify in its written request the amount of the Advance or Conversion Date Advance to be allocated to each Commitment Amount or Principal Amount per Principal Due Date under the Note. If the Borrower does not specify how the Advance or Conversion Date Advance should be allocated among Commitment Amounts/Principal Due Dates, the Borrower hereby authorizes the Secretary to direct the Fiscal Agent to allocate the Advance to the respective Commitment Amounts or Principal Amounts in order of the earliest Principal Due Date{s}.

C. Conversion; Public Offering. On the Conversion Date (if any), trust certificates backed by the Note (and similar notes issued by other Section 108 borrowers) will be purchased for a purchase price of the full principal amount thereof by underwriters selected by the Secretary (the "Underwriters") pursuant to an Underwriting Agreement between the Underwriters and the Secretary, at a closing on such Conversion Date as determined by the Secretary and the Underwriters. The Borrower agrees that the interest rate at which the trust certificate of a specified maturity is sold to the Underwriters shall govern the interest rate inserted on the Conversion Date in Schedule P&I of the Note for the Principal Amount of corresponding maturity.

D. Consents. By execution of this Contract, the Borrower ratifies and consents to the Secretary's selection of the Underwriters and authorizes the Secretary to negotiate with the Underwriters the terms of the Underwriting Agreement and of the public offering of interests in the trust certificates to investors (including the applicable interest rates). In addition, by execution hereof the Borrower ratifies and consents to the Secretary's selection of the Fiscal Agent/Trustee and agrees to the respective terms of the Fiscal Agency/Trust Agreements. If Advances have been made in the Maximum Commitment Amount of the Note not less than ten Business Days prior to the proposed Conversion Date, or if the Borrower requests a Conversion Date Advance, the Borrower authorizes the Secretary to deliver Schedule P&I to the Note completed in accordance herewith to the Fiscal Agent/Trustee on the Conversion Date in accordance with the Fiscal Agency/Trust Agreements, concurrent with delivery of the Secretary's Guarantee of the trust certificates at the closing on the Conversion Date, and thereafter the Note shall be enforceable in accordance with its terms including Schedule PSI. In addition, the Secretary reserves the right to notify the Borrower not less than one calendar month in advance of a specified Conversion Date that the Note will be sold to the Underwriters on such date, if the Secretary in his sole discretion determines that market conditions or program needs require the participation in the proposed public offering of all or substantially all Borrowers with outstanding Advances.

E. Prior Contracts. This Contract governs actions taken Contract, including actions under paragraph this Contract that were taken before the date of the Note. As of the date of the Secretary's Guarantee of the Note, this Contract supersedes any prior Contract or Contracts for Loan Guarantee Assistance entered into between the parties with respect to the Guaranteed Loan Funds, the terms of the Secretary's Guarantee, and any other matter covered by this Contract, provided that the prior contract or prior contracts continue to apply in the following instances;

1. Any prior contract or prior contracts continue to govern any action taken by the Borrower or the Secretary pursuant hereto and prior to the Secretary's Guarantee of the Note;

2. This Contract does not supersede any prior contract or prior contracts with respect to any note having the same note number other than the promissory note identified in paragraph 15(a); and

3. The provisions for security or other Borrower-specific terns for the benefit of the Secretary or to ensure program compliance contained in any prior contract or prior contracts continue to remain in force and are not superseded by this Contract. These additional security provisions or other Borrower-specific terms of the prior contract (typically found in paragraphs 5., 12., 13 or 15.) are hereby incorporated in this Contract and shall be deemed a part hereof. These incorporated provisions apply as security for repayment of the Note, and such other charts as may be authorized in this Contract in addition o the security identified in paragraphs 5(a), 5(b), 5(d), or 5(e) hereof.

PART II

1. Receipt, Deposit and Use of Guaranteed Loan Funds.

(a) Except for funds deducted on the Conversion Date pursuant to paragraph 4(b) and fees and charges deducted by the Fiscal Agent/Trustee pursuant to paragraph 4(a), or funds used to pay off any note refinanced by the Note, the Guaranteed Loan Funds shall be electronically transferred in accordance with the Borrower's instructions for deposit in a separate, identifiable account (the "Guaranteed Loan Funds Account") with a financial institution whose deposits or accounts are Federally insured. The Guaranteed Loan Funds Account shall be established and designated as prescribed in the attached form document entitled "Letter Agreement for Section 108 Loan Guarantee Program Deposit Account" (Attachment 1) and shall be continuously maintained for the Guaranteed Loan Funds. Such Letter Agreement must be executed and submitted to the Secretary when the Guaranteed Loan Funds Account is established.

The Borrower shall make withdrawals from said account only for payment of the costs of approved Section 108 activities for transfer to the Loan Repayment Account or for the temporary investment of funds pursuant to this paragraph 1(a). Such temporary investment of funds into the Guaranteed Loan Funds Investment Account shall be required within three Business Days after the balance of deposited funds exceeds the amount of the Federal deposit insurance on the Guaranteed Loan Funds Account. At that time, any balance of funds in the Guaranteed Loan Funds Account exceeding such insurance coverage shall be fully (100%) and continuously invested in Government Obligations, as defined in paragraph 10 hereof, held in the Guaranteed Loan Funds Investment Account.

All temporary investments whether or not required as above, shall be limited to Government Obligations having maturities that are consistent with the cash requirements of the approved activities. In no event shall the investments mature on or after December 31, 2019, or have maturities which exceed one year. All such investments shall be held in trust for the benefit of the Secretary by the above financial institution in an account (the "Guaranteed Loan Funds Investment Account") established and designated as prescribed in the attached form document entitled "Letter Agreement for Section 108 Loan Guarantee Program Investment Account" (Attachment 2), which account shall be maintained for all Government Obligations purchased with funds from the Guaranteed Loan Funds Account. The Guaranteed Loan Funds Investment Account need only be established if and when the Borrower is required to invest, or otherwise invests, the Guaranteed Loan Funds in Government Obligations. Such Letter Agreement must be executed and submitted to the Secretary when the Guaranteed Loan Funds Investment Account is established. All proceeds and income derived from such investments shall be returned to the Guaranteed Loan Funds Account.

All funds in the Guaranteed Loan Funds Account or the Guaranteed Loan Funds Investment Account must be withdrawn and disbursed by the Borrower for approved activities by December 31, 2019. Any funds remaining in either Account after this date shall be immediately transferred to the Loan Repayment Account established pursuant to paragraph 6 of this Contract.

(b) The Borrower shall by the fifteenth day of each month provide the Secretary with an electronic copy of a statement showing the balance of funds in the Guaranteed Loan Funds Account and the withdrawals from such account during the preceding calendar month, and an electronic copy of a statement identifying the obligations and their assignments in the Guaranteed Loan Funds Investment Account. Borrower shall email the electronic copies to 108reports@hud.gov.

(c) Upon the Secretary giving notice that the Borrower is in Default under this Contract or the Note, all right, title, and interest of the Borrower in and to the Guaranteed Loan Funds and Guaranteed Loan Funds Investment Accounts shall immediately vest in the Secretary for use in making payment on the Note, purchase of Government Obligations in accordance with paragraph 10, or payment of any other obligations of the Borrower under this Contract or the Fiscal Agency/Trust Agreements.

2. Payments Due on Note: Final Payment and Discharge. The Borrower shall pay to the Fiscal Agent/Trustee, as collection agent for the Note, all amounts due pursuant to the terms of the Note. In accordance with the Note and the Fiscal Agency/Trust Agreements, payment shall be made by 3:00 P.M. (New York City time) on the seventh Business Day (the "Note Payment Date") preceding the relevant Interest Due Date or Principal Due Date (each as defined in the' Note). If any Note Payment Date falls on a day that is not a Business Day, then the required payment shall be made on the next Business Day. Payment may be made by check or wire transfer.

Upon final payment of all amounts due to Holders under the Note, including any payment made by the Secretary pursuant to the Guarantee, the Fiscal Agent/Trustee is required by the Fiscal Agency/Trust Agreements to return the Note to the Secretary. Upon final payment to the Secretary of any amounts due as a result of Guarantee Payments or otherwise due under this Contract, the Secretary will cancel and return the Note to the Borrower in discharge of the Borrower's obligations under the Note.

3. Selection of New Fiscal Agent or Trustee. The Secretary shall select a new Fiscal Agent or Trustee if the Fiscal Agent or Trustee resigns or is removed by the Secretary.

(a) The Borrower hereby consents in advance to any such selection and to any changes in the Fiscal Agency/Trust Agreements agreed to by any Fiscal Agent or Trustee and the Secretary, subject to paragraph 4(e) of this Contract.

Payments Due Fiscal Agent or Trustee; Documents to the Secretary.

(b) The Borrower agrees to pay the fees of the Fiscal Agent as required by Exhibit G to the Fiscal Agency Agreement, and that may be due pursuant to Section 6.01 of the Fiscal Agency Agreement. If not paid by the Borrower by any other means prior thereto, the Borrower agrees that any such fees or additional amounts that have been incurred prior to an Advance or a Conversion Date Advance may be deducted by the Fiscal Agent/Trustee from the proceeds of the Advance or Conversion Date Advance, as applicable.

(b) The Borrower agrees to pay the Borrower's share, as determined by the Secretary, of the customary and usual issuance, underwriting, and other costs related to the public offering and future administration of the Note and the trust certificates, as approved by the Secretary, including the cost of reimbursement and/or compensation of the Trustee pursuant to the Trust Agreement, including Sections 3.11 and 7.01 thereof. In connection with the public offering on the Conversion Date, such payment shall either be made by wire transfer to the Trustee on the day prior to the Conversion Date or shall be deducted from the Guaranteed Loan Funds on the Conversion Date.

(c) The Borrower shall submit to the Secretary not later than five Business Days prior to the Funding Date for the initial Advance hereunder, or if not submitted earlier, prior to any Conversion Date or Public Offering Date applicable to the Note, this executed Contract, the executed Note, a request for an Advance or a Conversion Date Advance (as applicable) in proper form, and an opinion acceptable to the Secretary from the Borrower's counsel to the effect that: (i) the governing body of the Borrower has authorized by resolution or ordinance, in accordance with applicable State and local law, the issuance of the Note and the execution of this Contract; (ii) the Note and this Contract are valid, binding, and enforceable obligations of the Borrower; (iii) the pledge of funds pursuant to 24 CFR 570.705(b)(2) and paragraph 5(a) of this Contract is valid and binding; and (iv) there is no outstanding litigation that will affect the validity of the Note or this Contract. In addition, the Borrower shall submit any other additional documents or opinions specifically required by this Contract (e.g., paragraph 5(c), or paragraph 15, et seq.), at the time required thereby.

(d) The Borrower agrees to reimburse the Underwriters upon demand by the Secretary for the Borrower's share, as determined by the Secretary, of all reasonable out-of-pocket expenses (including reasonable fees and disbursements of counsel) incurred in connection with a proposed public offering, if the Underwriters incur such additional costs for the public offering because of any refusal, inability, or failure on the part of the Borrower timely to submit in acceptable form any document required by this Contract (including paragraph 4(c)), or because of any withdrawal by the Borrower from the public offering, after the Borrower has submitted a request for a Conversion Date Advance hereunder. By execution and delivery of this Contract to the Secretary, the Borrower hereby expressly authorizes the Secretary to pay amounts due under this paragraph from funds pledged under paragraph 5(a) of this Contract.

(e) The undertakings in paragraphs 3 and 4 of this Contract are expressly subject to the requirement that the Fiscal Agency/Trust Agreements shall in no event require payment of fees or charges, reimbursement of expenses, or any indemnification by the Borrower from any source other than funds pledged pursuant to paragraphs 5 or 15 et seq. of this Contract.

5. Security. The Borrower hereby pledges as security for repayment of the Note, and such other charges as may be authorized in this Contract, the following:

(a) All allocations or grants which have been made or for which the Borrower may become eligible under Section 106 of the Act, as well as any grants which are or may become available to the Borrower pursuant to Section 108(q).

(b) Program income, as defined at 24 CFR 570.500(a) (or any successor regulation}, directly generated from the use of the Guaranteed Loan Funds.

(c) Other security as described in or incorporated by paragraphs E and paragraph 15, et seq.

(d) All proceeds (including insurance and condemnation proceeds) from any of the foregoing.

(e) All funds or investments in the accounts established pursuant to paragraphs 1 and 6 of this Contract.

6. Loan Repayment Account.

(a) All amounts pledged pursuant to paragraphs 5(b), 5(c), and 5(d) of this Contract shall be deposited immediately on receipt in a separate identifiable account (the "Loan Repayment Account") with a financial institution whose deposits or accounts are federally insured. The Loan Repayment Account shall be established and designated as prescribed in the attached form document entitled "Letter Agreement for Section 108 Loan Guarantee Program Deposit Account" (Attachment 1) and shall be maintained for such pledged funds. The Loan Repayment Account need only be established if and when the Borrower receives amounts pledged pursuant to paragraph 5(b), 5(c) or 5(d). Such Letter Agreement must be executed and submitted to the Secretary when the Loan Repayment Account is established. Borrower shall make withdrawals from said account only for the purpose of paying interest and principal due on the Note (including the purchase of Government Obligations in accordance with paragraph 10 hereof), for payment of any other obligation of the Borrower under this Contract or the Fiscal Agency/Trust Agreements, or for the temporary investment of funds pursuant to this paragraph, until final payment and discharge of the indebtedness evidenced by the Note, unless otherwise expressly authorized by the Secretary in writing. Such temporary investment of funds shall be required within three Business Days after the balance of deposited funds exceeds the amount of the Federal deposit insurance on the Loan Repayment Account. At that time, the balance of funds in the Loan Repayment Account exceeding such insurance coverage shall be fully (100%) and continuously invested in Government Obligations, as defined in paragraph 10 hereof.

All temporary investments, whether or not required as above, shall be limited to Government Obligations having maturities that are consistent, with cash requirements for payment of principal and interest as required under the Note. In no event shall the maturities of such investments exceed one year. All such investments shall be held in trust for the benefit of the Secretary by the above financial institution in an account (the "Loan Repayment Investment Account") established and designated as prescribed in the attached form document entitled "Letter Agreement for Section 108 Loan Guarantee Program Investment Account" (Attachment 2), which account shall be maintained for all Government Obligations purchased with funds from the Loan Repayment Account. Such Letter Agreement must be executed and submitted to the Secretary when the Loan Repayment Investment Account is established. All proceeds and income derived from such investments shall be returned to the Loan Repayment Account.

(b) Borrower shall by the fifteenth day of each month, provide the Secretary with an electronic copy of a statement showing the balance of funds in the Loan Repayment Account and the deposits and withdrawals of all funds in such account during the preceding calendar month and an electronic copy of a statement identifying the obligations and their assignments in the Loan Repayment Investment Account. Borrower shall email the electronic copies to 108reports@hud.gov.

(c) Upon the Secretary giving notice that the Borrower is in Default under this Contract or the Note, all right, title, and interest of the Borrower in and to the Loan Repayment and Loan Repayment Investment Accounts shall immediately vest in the Secretary for use in making payment on the Note, purchase of Government Obligations in accordance with paragraph 10, or payment of any other obligation of the Borrower under this Contract or the Fiscal Agency/Trust Agreements.

8. Secretary's Right to Restrict Use of CDBG Funds to Repayment Upon a determination by the Secretary that payments required by paragraph 2 and/or paragraph 4 of this Contract are unlikely to be made as specified, the Secretary may give the Borrower notice that the availability to the Borrower of funds pledged under paragraph 5(a) of this Contract for purposes other than satisfaction of the pledge is 'being restricted. This restriction shall be in an amount estimated by the Secretary to be sufficient to ensure that the payments referred to in paragraph 2 and/or paragraph 4 hereof are made when due. This restriction may be given effect by conditioning the restricted amounts to prohibit disbursement for purposes other than satisfaction of the pledge at the time such restricted funds are approved as grants, by limiting the Borrower's ability to draw down or expend the restricted funds for other purposes, and by disapproving payment requests submitted with respect to such grants for purposes other than satisfaction of the pledge.

9. Secretary's Right to Use Pledged Funds for Repayment. The Secretary may use funds pledged under paragraph 5(a) of this Contract or funds restricted under grants pursuant to paragraph of this Contract to make any payment required of the Borrower under paragraph 2 and/or paragraph 4, if such payment has not been timely made by the Borrower.

10. Defeasance. For purposes of this Contract, after the Conversion Date the Note shall be deemed to have been paid (defeased) if there shall have been deposited with the Trustee either moneys or Government Obligations (as defined below), which in the sole determination of the Secretary, mature and bear interest at times and in amounts

sufficient, together with any other moneys on deposit with the Trustee for such purpose, to pay when due the principal and. interest to become due on the Note. The Aggregate Principal Amount of the Note or any unpaid Principal Amount may be so defeased, in whole or in part, as of any Interest Due Date, or any other Business Day acceptable to both HUD and the Borrower. In accordance with the Note and the Trust Agreement, the Borrower shall give timely notice and written instructions to the Secretary and the Trustee concerning any principal amounts proposed to be defeased, including any Optional Redemptions proposed, which instructions shall be approved by the Secretary. If the unpaid Aggregate Principal Amount of the Note guaranteed pursuant to this Contract shall be defeased and deemed to have been paid in full, then the Borrower shall be released from all agreements, covenants, and further obligations under the Note.

"Government Obligation" means a direct obligation of, or any obligation for which the full and timely payment of principal and interest is guaranteed by, the United States of America, including but not limited to, United States Treasury Certificates of Indebtedness, Notes and Bonds - State and Local Government Series or certificates of ownership of the principal of or interest on direct obligations of, or obligations unconditionally guaranteed by, the United States of America, which obligations are held in trust by a commercial bank which is a member of the Federal Reserve System and has capital and surplus (exclusive of undivided profits) in excess of $100,000,000.

11. Default, (a) A Default under the Note and this Contract shall occur upon failure by the Borrower to:

(i) pay when due an installment of principal or interest on the Note; or (ii) punctually and properly perform, observe, and comply with any covenant, agreement, or condition contained in: (A) this Contract, (B) any security agreement, deed of trust, mortgage, assignment, guarantee, or other contract securing payment of indebtedness evidenced by the Note, or (C) any future amendments, modifications, restatements, renewals, or extensions of any such documents.

(b) The Borrower waives notice of Default and opportunity for hearing with respect to a Default under paragraph 11(a).

(c) In addition to Defaults under paragraph 11(a), the Secretary may declare the Note in Default if the Secretary makes a final decision in accordance with the provisions of section 111 of the Act and 24 CFR 570.913 (or any successor provisions), including requirements for reasonable notice and opportunity for hearing, that the Borrower has failed to comply substantially with title I of the Act. Notwithstanding any other provision, following the giving of such reasonable notice, the Secretary may, in the Secretary's sole discretion pending the Secretary's final decision, withhold the guarantee of any or all obligations not yet guaranteed on behalf of the Borrower under outstanding commitments, suspend approval of any further Advances or Conversion Date Advances under the Note, and/or direct the Borrower's financial institution to: refuse to honor any instruments drawn upon, or withdrawals from, the Guaranteed Loan Funds Account or the Loan Repayment Account initiated by the Borrower, and/or refuse to release obligations and assignments by the Borrower from the Guaranteed Loan Funds Investment Account or the Loan Repayment Investment Account.

12. Remedial Actions. Upon a Default or declaration of Default under this Contract, the Secretary may, in the Secretary's sole discretion, take any or all of the following remedial actions:

(a) With any funds or security pledged under this Contract, the Secretary may: (i) continue to make payments due on the Note, (ii) make a prepayment under Section I.D. of the Note or make an acceleration payment with respect to the principal amount of the Note subject to Optional Redemption as provided in Section III of the Note, (iii) purchase Government Obligations in accordance with paragraph 10 of this Contract, (iv) pay any interest due for late payment as provided in the Note, this Contract, or the Fiscal Agency/Trust Agreements, (v) pay any other obligation of the Borrower under this Contract or the Fiscal Agency/Trust Agreements, and/or (vi) pay any reasonable expenses incurred by the Secretary or the Fiscal Agent/Trustee as result of the Borrower's Default.

(b) The Secretary may withhold the guarantee of any or all obligations not yet guaranteed or the disbursement of any or all grants not yet disbursed in full under outstanding guarantee commitments or grant approvals for the Borrower under Sections 108 and/or 106 of the Act.

(c) The Secretary may withhold approval of any or all further Advances or Conversion Date Advances under the Note (if applicable); direct the Borrower's financial institution to refuse to: honor any instruments drawn upon, or withdrawals from, the Guaranteed Loan Funds Account or the Loan Repayment Account by the Borrower, and/or to release obligations and assignments by the Borrower from the Guaranteed Loan Funds Investment Account or the Loan Repayment Investment Account; and/or direct the Borrower and/or the Borrower's financial institution to transfer remaining balances from the Guaranteed Loan Funds Account to the Loan Repayment Account.

(d) Until the Conversion Date, or with respect to amounts subject to Optional Redemption, the Secretary may accelerate the Note.

(e) The Secretary may exercise any other appropriate remedies or sanctions available by law or regulation applicable to the assistance provided under this Contract, or may institute any other action available under law to recover Guaranteed Loan Funds or to reimburse the Secretary for any payment under the Secretary's Guarantee or any reasonable expenses incurred by the Secretary as a result of the Default.

(f) All notices and submissions provided for hereunder shall be in writing (including by telex, telecopier or any other form of facsimile communication) and mailed or sent or delivered, as to each party hereto, at its address set forth below or at such other address as shall be designated by such party in a written notice to the other party hereto. All such notices and other communications shall be effective when received as follows: (i) if sent by hand delivery, upon delivery; (ii) if sent by mail, upon the earlier of the date of receipt or five Business Days after deposit in the mail, postage prepaid; (iii) if sent by telex, upon receipt by the sender of an answer back; and (iv) if sent by telecopier, upon receipt.

The Secretary:

U.S. Dept. of Housing and Urban Development
Attention; Paul Webster, Director
Financial Management Division
451 7th Street SW, Room 7180
Washington, DC 20410

Borrower:

13. Limited Liability. Notwithstanding any other provision of this Contract, the Fiscal Agency/Trust Agreements or the Note, any recovery against the Borrower for any liability for amounts due pursuant to the Note, the Fiscal Agency/Trust Agreements or this Contract shall be limited to the sources of security pledged in paragraph 5 or any Special Conditions of this Contract.

14. Incorporated Grant Agreement. The Contract and the Note are hereby incorporated in and made a part of the Grant Agreement authorized by the Secretary on under the Funding Approval for grant number B-03-MC-01-0006-A to the Borrower. In carrying out activities with the Guaranteed Loan Funds hereunder, the Borrower agrees to comply with the Act and 24 CFR Part 570, as provided in Subpart M thereof.

15. Special Conditions and Modifications:

(a) The Guaranteed Loan Funds shall be used only to redeem principal amounts due or payable on or after August 1, 2019, under that certain promissory note issued by the Borrower and identified as Note Number B-03-MC-01-0006-A Series 2006-A.

(b) Neither the general credit nor the taxing power of the Borrower, or of the State in which the Borrower is located, is pledged for any payment due under the Note, the Contract, or the Fiscal Agency/Trust Agreements, unless the Borrower or the State in which the Borrower is located agreed in this Contract or a prior Contract to pledge its full faith and credit, moral obligation, or similar pledge of its general credit or taxing power.

(c) Additional Grounds for Default. Notice of Default. Restriction of Pledged Grants. Availability of Other Remedial Actions.

(1) The Borrower acknowledges and agrees that the Secretary's guarantee of the Note is made in reliance upon the availability of grants pledged pursuant to paragraph 5(a) (individually, a "Pledged Grant" and, collectively, the "Pledged Grants") in any Federal fiscal year subsequent to the Federal fiscal year ending September 30, 2018 to: (A) pay when due the payments to become due on the Note, or (B) defease (or, if permitted, prepay) the full amount outstanding on the Note. The Borrower further acknowledges and agrees that if the Secretary (in the Secretary's sole discretion) determines that Pledged Grants are unlikely to be available for either of such purposes, such determination shall be a permissible basis for any of the actions specified in paragraphs (ii) and (iii) below (without notice or hearing, which the Borrower expressly waives)

(ii) Upon written notice from the Secretary to the Borrower at the address specified in paragraph 12(f) above that the Secretary (in the Secretary's sole discretion) has determined that Pledged Grants are unlikely to be available for either of the purposes specified in (A) and (B) of paragraph (i) above (such notice being hereinafter referred to as the "Notice of Impaired Security"), the Secretary may limit the availability of Pledged Grants by withholding amounts at the time a Pledged Grant is approved or by disapproving payment requests (drawdowns) submitted with respect to Pledged Grants.

(iii) If after 60 days from the Notice of Impaired Security the Secretary (in the Secretary's sole discretion) determines that Pledged Grants are still unlikely to be available for either of the purposes specified in (A) and (B) of paragraph (i) above, the Secretary may declare the Note in Default and exercise any and all remedies available under paragraph 12. This paragraph (iii) shall not affect the right of the Secretary to declare the Note and/or this Contract in Default pursuant to paragraph 11 and to exercise in connection therewith any and all remedies available under paragraph 12.

(iv) All notices and submissions provided for hereunder shall be submitted as directed in paragraph 12(f) above.

THE UNDERSIGNED, as authorized officials on behalf of the borrower or the Secretary, have executed this Contract for Loan Guarantee Assistance, which shall be effective as of the date of execution hereof on behalf of the Secretary.

The City of Mobile, AL
BORROWER
BY: (Signature)

SECRETARY OF HOUSING AND URBAN DEVELOPMENT
BY: Stanley Gimont
Deputy Assistant Secretary for Grant Programs

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 84-002 Series 2019, was published in the Press-Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on, January 20, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand on this 21st day of January , 2019.

Lisa C. Lambert
City Clerk

The ordinance was read by the Assistant City Clerk; whereupon Councilmember Daves moved, that the ordinance be adopted, 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 ordinance adopted.

RESOLUTIONS HELD OVER:

AUTHORIZE A MASTER SERVICES AGREEMENT WITH MCCRORY & WILLIAMS, INC. FOR PROFESSIONAL SURVEYING SERVICES, $50,000.00 (C0441; 20002000-42200). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-031-2019

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

Name of company: McCrory & Williams, Inc.

Project name: Master Services Agreement

Estimated cost: $50,000.00

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.

APPROVE AGREEMENT WITH THE ALABAMA AVIATION EDUCATION CENTER REGARDING THE FLIGHT WORKS ALABAMA EDUCATION CENTER, $150,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-039-2019

Sponsored by: City Council and Mayor Stimpson

A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF MOBILE AND THE ALABAMA AVIATION EDUCATION CENTER REGARDING THE FLIGHT WORKS ALABAMA EDUCATION CENTER

WHEREAS, Airbus Americas, Inc. and the State of Alabama intend to provide finding for the design, construction, and equipping of the Flight Works Alabama Education Center, Inc. (the "Education Center") located at the Mobile Aeroplex at Brookley, which will celebrate the past, present, and future of aviation and innovation in Mobile, Alabama, and the U.S. and feature exhibition areas, classrooms, innovation rooms, workshop/laboratory space, programs and traveling exhibitions, and other educational amenities; and

WHEREAS, the Alabama Aviation Education Center (the "Flight Works Alabama") is a nonprofit entity organized to manage the Education Center; and

WHEREAS, the mission of the Flight Works Alabama is to educate multiple generations of students through hands-on, aviation-themed experiences, activities, and educational programs and to encourage students to pursue a career in the aerospace industry; and

WHEREAS, the City Council has determined that the operation of the Education Center will serve a public purpose that benefits the City of Mobile (the "City") by encouraging students to learn more about STEM subjects and the aerospace sector and by educating teachers, students, parents, and others about the opportunities that exist in the aerospace and aviation industry; and

WHEREAS, the City desires to engage the Flight Works Alabama to provide certain educational services further described in an agreement between the City and the Flight Works Alabama (the "Agreement"), which Agreement is attached hereto as Exhibit A. made a part hereof, and incorporated herein by reference.

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

1. That the Agreement between the City and the Alabama Aviation Education Center, Inc. which is attached hereto and incorporated herein shall be and is hereby approved;

2. That the Mayor of the City of Mobile (the "Mayor") shall be and is hereby authorized and directed to execute, acknowledge, and deliver the Agreement, in substantially the form and of substantially the content as attached hereto and made part hereof as Exhibit A, with such revisions thereto as the Mayor shall approve; and

3. That the Mayor shall further be authorized to make such revisions to the text or form of the Agreement as necessary prior to such execution, provided that any such revision shall not alter the material terms of the Agreement.

4. A copy of the executed agreement shall be filed in the office of the City Clerk.

The resolution was read by the Assistant City Clerk; whereupon Councilmember Daves moved, that the resolution be adopted, which was seconded by Councilmember Small. Following comments from Councilmembers Small and Rich 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.

APPROVE SPECIAL ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH MOBILE COUNTY AND CSALP US INC. ($400,000 PER YEAR FOR 10 YEARS). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 01-040-2019

Sponsored by: City Council and Mayor Stimpson

A RESOLUTION APPROVING THE PROJECT AGREEMENT BETWEEN THE CITY OF MOBILE, ALABAMA, MOBILE COUNTY, ALABAMA, AND CSALP US INC.

BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF MOBILE, ALABAMA (the "City") as follows:

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

(a) CSALP US INC. (the "Company") proposes to develop and operate a new final assembly line facility for the assembly and manufacture of A220 aircraft at the Brookley Aeroplex on property owned by the Mobile Airport Authority and execute and deliver a multiparty Project Agreement (the "Project Agreement") with the City and the County of Mobile, Alabama (the "County") with respect to the incentives described therein.

(b) The Project Agreement will be executed and delivered by the Company to the City and the County. The beneficiary of the Project Agreement is the Company.

(c) Pursuant to Amendment No. 772 to the Constitution of Alabama of 1901, as amended ("Amendment No. 772"), the City has caused the Notice attached hereto as Exhibit A (the "Notice" to be published on December 30, 2018, in The Mobile Press-Register with respect to certain actions proposed to be taken, and certain agreements proposed to be made and delivered, by the City, to provide for incentives for the development of the Project and the economic development in the City thereby.

(d) The expenditure of public funds for the purposes specified in the Notice and the Project Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

(e) It is necessary, desirable, and in the best interests of the taxpayers and citizens of the City for the City to deliver and perform the agreements and undertakings of the City set forth in the Project Agreement to which the City is a party.

Section 2. The City does hereby approve, ratify, and confirm (i) the form and content of, and the statements set forth in, the Notice and (ii) the publication of the Notice as set forth in Section 1 of this resolution.

Section 3. The City does hereby approve, adopt, authorize, direct, ratify, and confirm the representations, warranties, agreements, and covenants of the City set forth in, and the actions to be undertaken by the City pursuant to, the Project Agreement.

Section 4. The Project Agreement is approved in substantially the form and of substantially the content as presented to and considered by the City, with such changes or additions thereto or deletions therefrom as the officer of the City executing the Project Agreement to which the City is a party signatory thereto shall approve, which approval shall be conclusively evidenced by execution of the Project Agreement by such officer as hereinafter provided.

Section 5. The Project Agreement presented to, considered, and adopted by the City Council shall be filed in the permanent records of the City.

Section 6. The Mayor of the City is hereby authorized and directed to execute, acknowledge, and deliver the Project Agreement for and on behalf of and in the name of the City. The City Clerk and Assistant City Clerk of the City are each hereby authorized and directed to attest the same.

Section 7. The officers of the City, or any one or more of them, are hereby authorized and directed to do and perform or cause to be done or performed in the name and on behalf of the City such other acts, and execute, deliver, file, and record such other instruments, documents, certificates, notifications, and related documents, all as shall be required by law or necessary or desirable to carry out the provisions and purposes of this Resolution and the Project Agreement.

Section 8. Any prior actions taken or agreements made or documents executed by any officers of the City in connection with the Project Agreement and the transactions therein authorized and approved are hereby ratified and confirmed.

Section 9. This resolution shall take effect immediately.

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.

RE-ALLOCATE $3,400.00 FROM THE GENERAL FUND, DISTRICT 3 DISCRETIONARY ACCOUNT DSC-03, GENERAL FUND ACCOUNT 10041020-42080 TO THE MOBILE POLICE DEPARTMENT TRAFFIC SAFETY UNIT, GENERAL FUND OPERATING ACCOUNT 10001530-34180, TO REIMBURSE THEM FOR POLICE SECURITY DURING THE 2018 DISTRICT 3 HOLIDAY PARADE. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-032-2019

Sponsored by: Councilmember Small

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $3,400.00 to be transferred from the General Fund, District 3 Discretionary Account DSC-03, General Fund Account 10041020-42080 to the Mobile Police Department Traffic Safety Unit, General Fund Operating Account 10001530-34180, to reimburse them for police security during the 2018 District 3 holiday parade.

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

RE-ALLOCATE $50,000.00 FROM CAPITAL PROJECT (COO49), ENGINEERING, RIGHT-OF-WAY AND TESTING-ALABAMA MUNICIPAL TRUST FUND 20102010.48010 CONSTRUCTION, TO ALABAMA MUNICIPAL TRUST FUND 20102010.48010 (C0441) PROFESSIONAL SURVEYING/MASTER SERVICES, CITY-WIDE (DISTRICTS 1-7), 20102010.42200 PROFESSIONAL/TECHNICAL SERVICES. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-034-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the sum of $50,000.00 be reallocated from Capital Project (C0049), Engineering, Right of Way, and Testing - Alabama Municipal Trust Fund 20102010.48010 Construction to Alabama Municipal Trust Fund 20102010.48010 (C0441) Professional Surveying/Master Services, Citywide (Districts 1-7), 20102010.42200 Professional/Technical Services.

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.

RE-ALLOCATE $200,000.00 FROM CAPITAL PROJECT (C0052), MISCELLANEOUS CITY-WIDE DRAINAGE-ALABAMA MUNICIPAL TRUST FUND AND $80,000.00 FROM CAPITAL PROJECT (C0012), MISCELLANEOUS STREET IMPROVEMENTS-ALABAMA MUNICIPAL TRUST FUND TO CONCEPTION STREET CULVERT REPLACEMENT, DISTRICT 2 AND MCNALLY SPOIL REMOVAL DISTRICT 3. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 09-041-2019

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF IWOBILE, ALABAMA, that the sum of $200,000.00 be reallocated from Capital Project (C0052), Miscellaneous Citywide Drainage-Alabama Municipal Trust Fund 20102010.48010 Construction and the sum of $80,000.00 be reallocated from Capital Project (C0012), Miscellaneous Street Improvements - Alabama Municipal Trust Fund 20102010.18010 Construction to Alabama Municipal Trust Fund 20102010.48010 (00440) Conception St Culvert Replacement, District 2 and McNally Spoil Removal District, 20102010.48010 Construction.

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 CONTRACT WITH BFI WASTE SERVICES, LLC D/B/A REPUBLIC SERVICES OF MOBILE FOR DUMPSTER SERVICE-VARIOUS CITY OF MOBILE LOCATIONS, $55,824.00 (3-YEAR CONTRACT) (SC-010-19; 10042025-42140; 10042040-42140; 61306130-42140; 10045000-42140; 10040560-42140; 10041542-42140; 100441532-42140; 10049000-42140). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 21-035-2019

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: BFI Waste Services. LLC
d/b/a Republic Services of Mobile

Project name: Dumpster Service
Various City of Mobile Locations

Project number: SC-010-19

Amount: $18,060.00 (Year 1 - Initial Term)
$18,600.00 (Year2- 1st Additional term)
$19.164.00 (Year 3 – 2nd Additional Term)
$55,824.00 3-Year Contract

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.

ACCEPT A RIGHT-OF-WAY DEED AND TEMPORARY CONSTRUCTION EASEMENT NEEDED FOR THE MCGREGOR AVENUE SIDEWALK PROJECT PHASE II #M5710-2159. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 25-036-2019

Sponsored by: Councilmember Daves and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following as needed for the McGregor Ave. Sidewalk Project Phase II #M5710-2159.

1. Right-of-Way Deed and Temporary Construction Easement from Elizabeth P. Vrachalus, as Trustee of the Elizabeth P. Vrachalus Revocable Living Trust.

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 PY 2018 ACTION PLAN-ESG TO CHANGE THE ELIGIBILITY TYPE FOR THE DUMAS WESLEY SYBIL SMITH CONTRACT ($61,739.00). The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 31-037-2019

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds form the United States Department of Housing and Urban Development (HUD) Emergency Solutions Grant (ESG) Program, under the Stewart B. McKinney Vento Homeless Assistance Act of 1987, as amended by The Homeless Emergency and Rapid Transition to Housing (HEARTH) Act, and the Stewart B. McKinney Homeless Assistance Amendments Act, and the Cranston-Gonzalez National Affordable Housing Act of 1990 for the provision of services for the homeless population; and

WHEREAS, the City periodically reallocates funds between eligible activities within the ESG program in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the 2018 Action Plan is amended in accordance with the table below to reflect reallocation of funds:

ACTIVITY – PY 2018 ACTION PLAN	REDUCTION	INCREASE
PY 2018 ESG Emergency Shelter-Dumas Wesley	($22,000.00)	
PY 2018 ESG Homeless Prevention-Dumas Wesley	($39,739.00)	
PY 2018 ESG Rapid Rehousing-Dumas Wesley		$61,739.00
TOTAL	($61,739.00)	$61,739.00

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 Amendment to the 2018 Action Plan with HUD, 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.

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 LEASE AGREEMENT WITH THE WILLIAM G. BUCHANNAN RESIDUAL SHARE TRUST FOR TWO PARKING SPACES BEHIND THE DAUPHIN STREET CENTRAL EVENTS BUILDING. The following resolution, which was introduced and read at the regular meeting of Tuesday, January 8, 2019 and held over for one (1) week until the regular meeting of January 15, 2019, was called up by the Presiding Officer.

RESOLUTION: 35-038-2019

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

William G. Buchanan Residual Share Trust, and the City of Mobile, as Lessee, for the two (2) parking spaces behind the Dauphin Street Central Events building.

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.

ORDINANCES BEING INTRODUCED:

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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:

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 SAD) 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 SAH) 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 RESUBDTVISION OF LOT 5 & 6 AND ADDITION TO MOBILE SOUTH BUSINESS PA3RK 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, RESUBDTVISION 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, SAH) 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 LONG 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 SAH) 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 EAST LINE OF SAID COMMON AREA A DISTANCE OF 60.00 FEET TO THE NORTHEAST CORNER OF SAID COMMON AREA; TMNCE NORTH 89°58'16" WEST ALONG THE NORTH LINE OF SAH) COMMON AREA, THE NORTH LINE OF LOTS 2-B AND 2-A ACCORDING TO THE RESUBDTVISION 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 SAD) 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.

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 03-042 – 08-064, with the exception of Resolutions 37-045 and 37-046, being introduced for the first time. The motion was seconded by Councilmember Rich, 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:

APPOINT GREY REDDITT, JR. TO THE MOBILE MUSEUM OF ART BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-042-2019

Sponsored by: Councilmember Daves

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Grey Redditt, Jr. is appointed to the Mobile Museum of Art Board effective immediately for a term ending December 31, 2021.

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

Ayes: Richardson, 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.

RE-APPOINT LEWIS GOLDEN (D4) AND WILLIAM GUESS (D6) TO THE BOARD OF ADJUSTMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-062-2019

Sponsored by: Councilmembers Williams and Rich

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the following are re-appointed to the Board of Adjustment effective February 7, 2019 for a term ending February 7, 2022.

Lewis Golden (04)

William Guess (D6)

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

Ayes: Richardson, 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.

RE-APPOINT DEREK ATCHISON TO THE HISTORY MUSEUM OF MOBILE BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-063-2019

Sponsored by: Councilmember Rich

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Derek Atchison is re-appointed to the History Museum of Mobile Board effective immediately for a term ending December 31, 2021.

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

Ayes: Richardson, 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 MOBILE COUNTY DISTRICT ATTORNEY'S OFFICE 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 Rich.

RESOLUTION: 31-043-2019

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 Mobile County District Attorney's Office 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 Rich moved, that the resolution be adopted, which 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 resolution adopted.

AMEND THE MEMORANDUM OF AGREEMENT WITH THE RAPE CRISIS CENTER 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 Rich.

RESOLUTION: 31-044-2019

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 Rape Crisis Center 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 Rich moved, that the resolution be adopted, which 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 resolution adopted.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LICENSE FOR BOTTLES UP MOBILE, 4128 GOVERNMENT BOULEVARD. The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

Submitted by: Bernard A. Wright, Jr.

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

DECLARE THE STRUCTURE AT 2071 CLINTON STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-047-2019

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 2071 CLINTON 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 11 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 14, 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 2071 CLINTON STREET as:

LOT 20 BLK B TOULMINVILLE EXT MBK 3/701 ALSO BEG AT NW COR LOT 19 BLK B TOULMINVILLE EKY MBK 3 PG 701 RUN E ALG S/L CLINTON AVE 5 FT TH SLY 130 FT (S) TH WLY 10 FT TH NLY 130 FT (S) TO POB #SEC 44 T4S RIW #MP29 02 44 0 024

Parcel number: 29 02 44 0 024 402.017

Last assessed to: DOYLE JAMES L

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 adopted, which 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 resolution adopted.

DECLARE THE STRUCTURE AT 2073 CLINTON STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-048-2019

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 2073 CLINTON STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 6, 7 and 14 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 2073 CLINTON STREET as:

LOT 21 BLK B TOULIVIINVILLE EXT MBK 3/701 #SEC 44 T4S RIW #IVIP29 02 44 0 024

Parcel number: 29 02 44 0 024 402.018

Last assessed to: FOX ANNIE D.

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 adopted, which 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 resolution adopted.

DECLARE THE STRUCTURE AT 621 ENGLISH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-049-2019

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

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, and 14 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 621 ENGLISH STREET as:

LOT 12 BLK 11 STRAUSS 2ND ADD TO WOLFF HGTS MBK 2 P 53 #SEC 13 T4S RIW #IVIP29 06 13 0 003

Parcel number: 29 06 13 0 003 059

Last assessed to: SYNOVIA BRANCH & LAURA V. JOHNSON

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

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

The resolution was read by the Assistant City Clerk; whereupon Councilmember Rich moved, that the resolution be adopted, which 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 resolution adopted.

DECLARE THE STRUCTURE AT 309 ERWIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-050-2019

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 309 ERWIN 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, 14 and 15 and;

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 309 ERWIN STREET as:

LOT 6 DEBRIERS SUB MBK 3 P 649-50 #SEC 18 T4S RIW #MP29 08 18 2 001

Parcel number: 29 08 18 2 001039

Last assessed to: ALLEN TIMOTHY L.

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 adopted, which 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 resolution adopted.

DECLARE THE STRUCTURE AT 1864 LUCKIE AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1). The following resolution was introduced by Councilmember Rich.

RESOLUTION: 40-051-2019

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 1864 LUCKIE AVENUE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance; Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 6, 8 and 14 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 1884 LUCKIE AVENUE as;

LOT 18 BLK 1 MCDONALD SUB AT TOULMINVILLE DBK 156 P 94
#SEC 44 T4S RIW #MP29 02 44 0 023

Parcel number: 29 02 44 0 023 132

Last assessed to: ROGUE-KNIGHT CLARA

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 adopted, which 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 resolution adopted.

DECLARE THE STRUCTURE AT 1014 DAUPHIN STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2). The following resolution was introduced by Councilmember Rich.

Resolution: 40-052-2019

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 1014 DAUPHIN STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 6, 7, 8, 12 and 14 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 1014 DAUPHIN STREET as:

LOT 10 & W 51 FT OF LOT 11 BLK 4 DAUGHDRILL & KENNEDY S/D MBK 1/14 #SEC 40 T4S RIW #MP29 06 40 0 009

Parcel number: 29 06 40 0.009 214

Last assessed to: TURNER MARGARET ANNE

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 adopted, which 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 resolution adopted.

DECLARE WEEDS NOXIOUS, GROUP 1588. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 58-053-2019

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 #1588 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 the 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 19th 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.

	WEED LIEN					
	GROUP 1588				Res. No.	
1/15/2019	LOTS TO BE DECLARED				58-	
2/19/2019	LOTS FOR PUBLIC HEARING				58-	
//2018	LOTS TO BE ASSESSED FOR COST				58-	
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	5500 Racine Ave	887063	710		7	
2	3065 Belmont St	897006	711		5	
3	307 Stocking St	894064	712		2	
4	1004 Alba St	897634	713		3	
5	969 Gorgas St	896237	714		3	
6	1863 Mott Dr S	894745	715		1	
7	6612 Garrow Ave (Aka) 6612 Howells Ferry Rd	887563	716		7	
8	4682 Airport Blvd	889779	717		6	
9	3370 Sheringham Dr	895002	718		5	
10	McArthur Ave	893817	719		1	
	Parcel No. (29 02 44 0 009 022.XXX)					
11	1917 Seale St	897147	720		1	
12	1150 Chinquepin St	896583	721		2	
13	1153 Chinquepin St	896584	722		2	
14	908 Fairmont St	891171	723		3	
15	729 Kentucky St	895710	724		3	
16	1114 Doyle Ave	898517	725		3	
17	1342 Lola St	898960	726		2	
18	355 Rylands St	898965	727		2	
19	951 Minor St	896414	728		1	
20	1910 Clinton Ave	898227	729		1	
21	1811 Lacey St	898086	730		1	
22	267 Burton Ave	898241	731		1	
23	269 Burton Ave	901079	732		1	
24	2822 Diamond Dr	885792	733		1	
	Total			$ -		
District total for this group		Numbers of lots cut				
1	9	1				
2	5	2				
3	5	3				
4	0	4				
5	2	5				
6	1	6				
7	2	7				
	24			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 Rich moved, that the resolution be adopted, which 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 resolution adopted.

ASSESS COST FOR REMOVAL OF WEEDS, GROUP #1583. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 58-054-2019

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

WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of cutting such weeds, and the City Council being of the opinion that such report in all respects be confirmed:

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Weed Lien Group #1583 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.

	WEED LIEN				
	GROUP 1583		Res. No.		
10/9/2018	LOTS TO BE DECLARED		58-711		
11/13/2018	LOTS FOR PUBLIC HEARING		58-795		
1/15/2019	LOTS TO BE ASSESSED FOR COST		58-		
No.	Address	SRO No.	Amount Assessed	Dis	N/A CBO
1	1754 Belfast St	889456	$ -	2	CBO
2	756 Montgomery St	889457	$ 210.00	2	
3	1212 Barker Dr	889458	$ 286.00	7	
4	7011 Felhorm Rd N	889459	$ 447.80	7	
5	310 Dunbar St	889461	$ -	2	CBO
6	12 Washington Pl	889462	$ 210.00	2	
7	553 English St	889463	$ 210.00	2	
8	106 Herdon Ave	889465	$ 257.00	2	
9	1608 Wexford St	889466	$ 290.00	2	
10	287 Holly Dr	889468	$ -	2	CBO
11	1203 Old Shell Rd	889471	$ 226.00	2	
12	1554 Duval St	889473	$ 245.00	2	
13	1211 Ghent st	889473	$ 219.00	2	
14	450 Booker St	889474	$ 220.00	2	
15	2100 Dauphin Island Pkwy	889475	$ 254.14	3	
16	2915 Aka 2911 Dauphin Island Pkwy	889477	$ 339.91	3	
17	1580 Johnston St	889482	$ 217.00	3	
18	2356 N Octavia Dr	889482	$ 327.00	3	
19	1405 Chinquapin St	890412	$ 214.00	2	
20	1407 Chinquapin St	890414	$ 225.00	2	
21	401 Aka 405 Calhoun St	890415	$ 1,445.00	2	
22	905 Jakes Ln	890416	$ 175.00	2	
23	2108 Panorama Blvd	894646	$ 315.00	4	
24	2410 Denmark St	894943	$ 315.00	1	
	Total		$ 6,647.85		

District total for this group		Numbers of lots cut	
1	1	1	1
2	16	2	13
3	4	3	4
4	1	4	1
5	0	5	0
6	0	6	0
7	2	7	2
	24		21

*ADD Added in from other Groups
*CBO Cut By Owner
*N/A Taken out by Inspector

The resolution was read by the Assistant City Clerk; whereupon Councilmember Rich moved, that the resolution be adopted, which 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 resolution adopted.

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH AS PART OF THE MAYOR'S INCENTIVE PROGRAM, JOSHUA NIX, $500.00. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 60-055-2019

Sponsored by: Mayor Stimpson

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

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

"Exhibit A"
Officer of the Month

Last Name	First Name	Award	Month
Nix	Joshua	Officer of the Month	December 2018

The resolution was read by the Assistant City Clerk; whereupon Councilmember Rich moved, that the resolution be adopted, which 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 resolution adopted.

APPROVE PURHCASE ORDERS FOR THE WEEK OF JANUARY 7, 2019, $133,626.84. The following resolution was introduced by Councilmember Rich.

RESOLUTION: 08-064-2019

Sponsored by: Mayor Stimpson

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

Req 3561	$25,800.00	Stuart C Irby Co., Luminaires Electrical Department
Req 5021	$10,947.95	Petroleum Traders, Fuel Equipment Services
Req 5019	$14,722.50	Petroleum Traders, Fuel Equipment Services
Req 4970	$14,269.50	Petroleum Traders, Fuel Equipment Services
Req 4914	$12,061.50	Davison Oil Fuel, Equipment Services
Req 4797	$9,796.00	Data Management, Inc., Timekeeping Readers Public Works
Req 4690	$12,966.86	Ingram Equipment, Repair Sewer Truck Equipment Services
Req 5040	$33,062.53	Sunbelt Fire, Inc., Repair Fire Aerial Truck Equipment Services

The resolution was read by the Assistant City Clerk; whereupon Councilmember Rich moved, that the resolution be adopted, which was seconded by Councilmember Williams. Following comments from Councilmembers Williams, Richardson and Rich 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.

CIP RESOLUTIONS BEING INTRODUCED:

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

RESOLUTIONS BEING INTRODUCED:

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 20102010.48010 (C044) 2019-20 BI-ANNUAL CITYWIDE BRIDGE INSPECTION, DISTRICTS 1-7, 20102010.48010 CONSTRUCTION. The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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.

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

AUTHORIZE CONTRACT WITH DCD CONSTRUCTION, INC. FOR POLICE ACADEMY-SHOWER WALL AND FLOOR REPAIRS, $11, 356.00 (PD-047-18; C0185). The following resolution was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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

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 was held over for one (1) week until the regular meeting of Tuesday, January 22, 2019.

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.

ANNOUNCEMENTS:

Councilmember Small provided details about several events to mark Dr. Martin Luther King, Jr. Day.

Councilmember Rich welcomed the new Director of Parks and Recreation.

Councilmember Rich offered her condolences to the family of the Birmingham police officer recently killed in the line of duty.

Councilmember Gregory reported that she recently met with City officials to discuss the Three Mile Creek Greenway. Community meetings are being planned.

Councilmember Richardson announced several district one community clean-ups planned to honor Dr. Martin Luther King, Jr. with a day of service.

The Presiding Officer declared the regular meeting adjourned at approximately 12:02 p.m.

Approved: January 22, 2019

COUNCIL VICE PRESIDENT

ASSSISTANT CITY CLERK