MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 5, 2021

The Council of the City of Mobile, Alabama met remotely via virtual meeting on Tuesday, January 5, 2021, at 9:00 a.m.

Present:

Councilmembers:	Richardson, 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.

Approved:

COUNCIL VICE PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 5, 2021

The City Council of the City of Mobile, Alabama met remotely via virtual meeting on Tuesday, January 5, 2021, at 10:30 a.m., in regular meeting.

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

Pastor Leroy Lampkin, Berean Baptist Church, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Note: Councilmembers Gregory and Richardson asked for a moment of silence in memoriam of Pastor Fred Wolfe, Cottage Hill Baptist Church and the Luke 4:18 Fellowship, and for Deacon Comer P. Norwood, Stone Street Baptist Church.

Present on Roll Call:

Chairman:	Manzie
Councilmembers:	Richardson, Small, Williams, Daves, Rich and Gregory
Absent:	None

STATEMENT OF RULES BY PRESIDING OFFICER:

The Presiding Officer provided an overview of the City Council rules of procedure, to include special provisions to facilitate social distancing because of the Covid-19 virus.

APPROVAL OF MINUTES:

The minutes of the meeting of December 22, 2020, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson offered remarks in honor of Paul Wesch, Executive Director of Finance and acting Chief of Staff.

Councilmember Daves read a resolution on behalf of the Council and Mayor Stimpson honoring Paul Wesch.

Mayor Stimpson announced that ALDOT started work on the Perch Creek Bridge replacement project.

Mayor Stimpson reported that the Zeigler Boulevard widening project will extend from Schillinger Road to Forest Hill Drive.

Mayor Stimpson provided additional information regarding Resolution 21-918.

PRESENTATION BY THE PARKS DEPARTMENT

Shonnda Smith, Director of the Parks and Recreation Department, presented Monchette Whitsett with the Employee of the Month award.

ADOPTION OF THE AGENDA:

Councilmember Daves moved to adopt the agenda and to declare the items on the agenda Essential/Covid-19 related, which move was seconded by Councilmember Gregory and the vote was as follows:

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

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the agenda adopted and all items declared Essential/Covid-19 related.

APPEALS:

Request of Sandra Hall Goins for a waiver of the Noise Ordinance in Langan Park on February 14, 2021, from 1:00 – 5:00 p.m.(District 7).

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1819 STRANGE STREET, $4,700.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1819 Strange Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1804 LACEY STREET, $2,700.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1804 Lacey Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1260 MICHIGAN AVENUE, $1,400.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1260 Michigan Avenue and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 459 MICHIGAN AVENUE, $6,075.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 459 Michigan Avenue and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO JOSHUA WILLIAMS, D/B/A MALIBU TRANSPORTATION SERVICE, LLC, TO OPERATE A SEDAN SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a Certificate of Public Convenience and Necessity to Joshua Williams, d/b/a Malibu Transportation Service, LLC, to operate a sedan service 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 CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO TAWANA L. PURIFOY, D/B/A TRUE LOVE TRANSPORTATION, TO OPERATE A SHUTTLE SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a Certificate of Public Convenience and Necessity to Tawana L. Purifoy, d/b/a True Love Transportation, to operate a shuttle service 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:

1. Reggie Hill, 1007 Center Street, addressed Resolutions 08-911, 13-916 and 21-918.

NON-AGENDA ITEMS:

1. Lisa C. Lambert, City Clerk read into the record the following document:

MOBILE
ALABAMA

Engineering Department

MEMORADUM

TO: City Clerk

FROM: Nick Amberger, PE

DATE: January 4, 2021

RE: **Rebuild Alabama Act (2019-2)**
Gasoline and Diesel Fuel Excise Tax

In accordance with the referenced Rebuild Alabama Act (2019-2) this correspondence shall serve to document activities for the 2020 fiscal year.

1) Recorded revenues totaling $771,103.33 in FY 2020
2) No expenditures have been made to date.
3) By Resolution number 09-604-2020, adopted August 25, 2020, the City Council for the City of Mobile adopted its Annual Transportation Plan to expend $1,400,000.00, on TIGER/Dr. MLK/Broad Street. This project is in final design. Plans are to advertise and award the construction contract in the first half of 2021.

City of Mobile | P.O. Box 1827 Mobile, Alabama 36633 | www.cityofmobile.org

ESSENTIAL/COVID-19 ITEMS HELD OVER:

APPROVE PURCHASE ORDER TO TRANE US INC TO REMOVE AND REPLACE HVAC AIR HANDLING UNIT AT HARMON RECREATION CENTER, $35,660.00. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-911-2020

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
3270	2021	(3035) FACILITY MAINTENANCE	REMOVE AND REPLACE HVAC AIR HANDLING UNIT AT HARMON REC CENTER (US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$35,660.00	(293908) TRANE US INC

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

APPROVE ITEM BASED BID WITH EMERGENCY EQUIPMENT PROFESSINAL, INC., FOR A HYDRAULIC FORCIBLE ENTRY TOOL, $1,837. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-912-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Award, to the designated vendors, for the indicated time period, and if renewable, renewable without further action by Council, for the specified item(s) at the unit prices indicated.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5495	Hydraulic Forcible Entry Tool	1	$1837.00	One year, renewable for two additional one-year periods	(294963) Emergency Equipment Professional, Inc.

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

APPROVE PURCHASE ORDER TO AUTONATION FORD MOBILE FOR 2021 FORD ESCAPE, $22,400.00. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-915-2020

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
3533	2021	(F7000) MOTOR POOL	2021 FORD ESCAPE SUV (SEALED BID 5466)	$22,400.00	(270013) AUTONATION FORD MOBILE

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

AUTHORIZE CHANGE ORDER #2 TO THE CONTRACT WITH MOFFATT & NICHOL, INC. FOR THE DESIGN OF TASK 6: THREE MILE CREEK NATURAL CHANNEL DREDGING, $99,000.00. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 13-916-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Change Order, by and between the City of Mobile and Moffatt & Nichol, Inc. as outlined in the Change Order Number Two (2), attached hereto and made a part hereof as though set forth in full, to increase their contract dated January 21, 2020 in total contract sum from $262,500.00 to $341,500.00, with the $99,000.00 being specifically allocated to Task 6, Area 3 Pre-Implementation Activities. A copy of said Change Order and Justification is on file in the office of the City Clerk.

WHEREAS, the City Council of the City of Mobile, Alabama, finds that the subject of this Resolution (or Ordinance) is either necessary to respond to COVID 19, or necessary to perform essential minimum functions of the Council.

Name of Company: Moffatt & Nichol, Inc.

Project Name: Mobile Bay Shore Habitat Conservation and Acquisition Initiative Phase II NFWF Task 6 – Pre-Implementation Activities: Three Mile Creek (Area 3)

Project Number: G-NFWFII (GEBF) Grant No. 58042

Amount: $99,000.00
(Existing Contract Amount: $262,500.00)

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

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

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

AUTHORIZE CONTRACT WITH ARENA FIRE PROTECTION INC. FOR THE INSTALLATION OF SMOKE DETECTOR TESTING STATIONS AT THE GULFQUEST MARITIME MUSEUM, $19,500.00. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-917-2020

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: ARENA FIRE PROTECTION INC.

Project Name: GULFQUEST MARITIME MUSEUM
Installation of Smoke Detector Testing Stations

Project Number: SR-013-21

Amount: $19,500.00

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

AUTHORIZE A CONTRACT WITH THE UNIVERSITY OF SOUTH ALABAMA TO COMPLETE A COMPREHENSIVE CULTURAL RESOURCES SURVEY AT THE PROPOSED SITE OF THE AFRICATOWN WELCOME CENTER, $58,802.00. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-918-2020

Sponsored by: City Council and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract by and between the City of Mobile and the University of South Alabama, attached hereto and made a part hereof as though set forth in full, in total contract sum of $58,802.00 to complete a comprehensive Cultural Resources Survey on the proposed property that will hold the Africatown Welcome Center.

WHEREAS, the City Council of the City of Mobile, Alabama, finds that the subject of this Resolution (or Ordinance) is either necessary to respond to COVID 19, or necessary to perform essential minimum functions of the Council.

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

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

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

AUTHORIZE GRANT APPLICATION TO THE ALABAMA LAW ENFORCEMENT AGENCY FOR THE FY20 STATE HOMELAND SECURITY GRANT PROGRAM, $58,971.00 (NO MATCHING FUNDS). The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 31-919-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, on behalf of the City of Mobile, is authorized to accept and receive grant funds in the amount of $58,971.00 from the Alabama Law Enforcement Agency, by way of the Mobile County EMA, with no match requirement, for the FY20 State Homeland Security Grant Program, as outlined in the cooperative agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said funds and to sign any agreements or other documents in connection with the grant and to provide any information required by the Alabama Law Enforcement Agency and Mobile County EMA.

BE IT FURTHER RESOLVED that the City Council finds that this resolution is necessary to perform essential minimum functions of the Council.

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

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

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

AUTHORIZE LEASE AGREEMENT WITH MOBILE COUNTY FOR GOVERNMENT PLAZA. The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 35-920-2020

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Government Plaza Lease Agreement between Mobile County, and the City of Mobile, to lease from the County approximately 127,326 square feet of space located in the North and South towers of Government Plaza for a period of five (5) years, and to execute all documents and perform all acts necessary in connection with the Lease, as outlined in the Lease attached hereto and made a part hereof as though set forth in full. A copy of said Lease is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Council finds that this Resolution is necessary to perform essential minimum functions of the Council.

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH FOR AUGUST, SEPTEMBER, OCTOBER, AND NOVEMBER 2020 AS PART OF THE MAYOR'S INCENTIVE PROGRAM (PAUL CALLEGARI, KAHDRA HOBDY, JOSEPH RAEBEL & JABIN GOLDSTEIN). The following resolution, which was introduced and read at the regular meeting of December 22, 2020, and held over until the regular meeting of January 5, 2021, was called up by the Presiding Officer.

RESOLUTION: 60-921-2020

Sponsored by: Mayor Stimpson

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

August - Officer Paul Callegari
September-Officer Kahdra Hobdy
October-Officer Joseph Raebel
November - Officer Jabin Goldstein

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

BE IT FURTHER RESOLVED that the City Council finds this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF ESSENTIAL/COVID-19 ITEMS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Daves moved for the suspension of the rules to consider Essential/Covid-19 items 37-934 – 60-940 being introduced for the first time. The motion was seconded by Councilmember Williams and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

ESSENTIAL/COVID19 ITEMS BEING INTRODUCED:

APPROVE PURCHASE ORDER TO SAFECO INC FOR SAFETY MANAGEMENT SOFTWARE LICENSE AND SETUP, $18,200.00. The following resolution was held over until the regular meeting of January 12, 2021.

RESOLUTION: 08-928-2021

Submitted by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
3896	2021	(1560) SAFETY AND PERFORMANCE	SAFETYPLUS SAFETY MANAGEMENT SOFTWARE LICENSE AND SET UP (SEALED BID 5477)	$18,200.00	(296902) SAFECO INC

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

APPROVE PURCHASE ORDER TO SOFTWARE VENDOR FOR LICENSE RENEWAL FOR FORENSIC SOFTWARE, $42,400.00. The following resolution was held over until the regular meeting of January 12, 2021

RESOLUTION: 08-929-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
4015	2021	(1545) POLICE CYBER DIVISION	LICENSE RENEWAL FOR FORENSIC SOFTWARE PRODUCT (SOLE SOURCE)	$42,400.00	(295490) SOFTWARE VENDOR

BE IT FURTHER RESOLVED THAT the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

AUTHORIZE CONTRACT WITH SHEPPARD SERVICES LLC FOR COOLING TOWER PUMP REPLACEMENT AT THE MOBILE CIVIC CENTER; $25,500.00. The following resolution was held over until the regular meeting of January 12, 2021

RESOLUTION: 21-930-2021

Sponsored by: Councilmember Manzie and Mayor Stimpson

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

Name of Company: SHEPPARD ELECTRIC MOTOR SERVICE, LLC
d/b/a SHEPPARD SERVICES, LLC

Project Name: MOBILE CIVIC CENTER
COOLING TOWER PUMP REPLACEMENT

Project Number: FM-111-21

Amount: $25,500.00

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this Resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE TO DEBRIS, 276 DAUPHIN STREET. The following resolution was held over until the regular meeting of January 12, 2021.

RESOLUTION: 37-932-2021

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.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council

Type of application: Restaurant Retail Liquor

Submitted by: Debris Restaurant LLC

Location: Debris
276 Dauphin Street

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS 1 LICENSE FOR CLUB SOCIETY, 208 N. LAFAYETTE STREET. The following resolution was held over until the regular meeting of January 12, 2021.

RESOLUTION: 37-933-2021

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.

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council

Type of application: Lounge Retail Liquor - Class 1

Submitted by; Club Society LLC

Location: Club Society
208 N Lafayette Street

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO JOSHUA WILLIAMS, D/B/A MALIBU TRANSPORTATION SERVICE, LLC, TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Small.

RESOLUTION: 37-934-2021

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

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO TAWANA L. PURIFOY, D/B/A TRUE LOVE TRANSPORTATION, TO OPERATE A SHUTTLE SERVICE. The following resolution was introduced by Councilmember Small.

RESOLUTION: 37-935-2021

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

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

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

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

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1819 STRANGE STREET, $4,700.00. The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-936-2021

Sponsored by: Councilmember Richardson

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1819 Strange Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 1819 Strange Street to be $4,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $4,700.00 shall constitute a special assessment against the property at 1819 Strange Street and being that property more particularly described as follows:

LOT 12 BLK 2 ST STEPHENS TERRACE DBK 156/516 ALSO S 20 FT OF LOT 11 BLK 2 OF ST STEPHEN TERRACE DBK 156 PG 516-517 A 20 FT BY 130 FT PCL ADJ TO N/BDY OF LOT 12 BLK 2 OF SD S/D OWNED BY GRANTEE HVING 20 FT FRNTAGE ALG STRANGE AVE & A COMMON 130 FT BDY W/SD LOT 11 & N BDY OF SD LOT 12 BEING SAME PPTY CONVEYD TO MARY SUE WILLIAMS DECEASED DEED RECD RPBK 4296 PG 1631 #SEC 44 T4S R1W #MP29 02 44 0 015

Parcel No.: 29 02 44 0 015 464

Project Number: ME-002-18

Owner: GUARDIAN TAX AL LLC
13575 LYNAM DR
OMAHA, NE 68138

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

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

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

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

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

<u>FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1804 LACEY STREET, $2,700.00</u>. The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-937-2021

Sponsored by: Councilmember Richardson

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1804 Lacey Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 1804 Lacey Street to be $2,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $2,700.00 shall constitute a special assessment against the property at 1804 Lacey Street and being that property more particularly described as follows:

LOT 7 BLK 1 STRAUSS THIRD ADD TO TOULMINVILLE DBK 156 N.S. P 373 #SEC 44 T4S R1W #MP29 02 44 0 014

Parcel No.: 29 02 44 0 014 387

Project Number: ME-004-18

Owner: STATE OF ALABAMA
MONTGOMERY, AL 36130

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

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

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

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

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 1260 MICHIGAN AVENUE, $1,400.00. The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-938-2021

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1260 Michigan Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 1260 Michigan Avenue to be $1,400.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $1,400.00 shall constitute a special assessment against the property at 1260 Michigan Avenue and being that property more particularly described as follows:

THAT PART OF LOTS 9 THRU 12 BLK 8 MELROSE PLACE DBK 134/562 LYING W OF MICHIGAN AVE #SEC 27 T4S R1W #MP29 10 27 3 003

Parcel No.: 29 10 27 3 003 051

Project Number: ME-571-17

Owner: SCOTT WARREN DELROY JR
1258 MICHIGAN AVE
MOBILE, AL 36605-1670

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

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

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

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

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

FIX THE COSTS FOR THE DEMOLITION OF THE STRUCTURE AT 459 MICHIGAN AVENUE, $6,075.00. The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-939-2021

Sponsored by: Councilmember Manzie

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 459 Michigan Avenue and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure at 459 Michigan Avenue to be $6,075.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

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

Section 1. The amount of $6,075.00 shall constitute a special assessment against the property at 459 Michigan Avenue and being that property more particularly described as follows:

LOT 14 BLK 7 GLENDALE PARK DBK 61 N A PGS 316-17 #SEC 27 T4S R1W #MP29 10 27 2 001

Parcel No.: 29 10 27 2 001 099

Project Number: ME-572-17

Owner: THORNTON JOHN & RICKEY N
457 MICHIGAN AVE
MOBILE, AL 36604

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

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

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE PARKS DEPARTMENT EMPLOYEE OF THE MONTH, MONCHETTE WHITSETT. The following resolution was introduced by Councilmember Small.

RESOLUTION: 60-940-2021

Sponsored by: Mayor Stimpson

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

•January 2021– Monchette Whitsett

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

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

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

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

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 1590 & 1574 ST. STEPHENS ROAD AND 1563 BASIL STREET (NORTHWEST CORNER OF ST. STEPHENS ROAD AND DUNBAR STREET, EXTENDING TO THE WEST TERMINUS OF BASIL STREET) FROM B-3 AND R-1 TO B-3 (DISTRICT 2).

RESOLUTION: 41-941-2021

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

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

NOTICE OF PUBLIC HEARING FOR THE PROPOSED REZONING OF PROPERTY LOCATED AT 1590 & 1574 ST. STEPHENS ROAD AND 1563 BASIL STREET

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 5, 2021, a public hearing will be held on February 2, 2021, at 10:30 a.m., to consider adoption of the following ordinance to rezone property located at 1590 & 1574 St. Stephens Road and 1563 Basil Street (Northwest corner of St. Stephens Road and Dunbar Street, extending to the West terminus of Basil Street) from B-3, Community Business District and R-1, Single-Family Residential District to B-3, Community Business District.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in opposition to, or in favor of, the proposed zoning amendment. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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:

A PARCEL OF LAND LOCATED IN A PORTION OF GRANT SECTION 25, FRACTIONAL TOWNSHIP 04 SOUTH, RANGE 01 WEST IN MOBILE COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF LOT 6, BLOCK 6 OF "LAFAYETTE HEIGHTS" AS RECORDED IN MAP BOOK 133, PAGE 420 IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA, MARKED BY A FOUND 3/4 INCH CRIMPED PIPE; THENCE NORTH 04° 08' 05" EAST ALONG THE WESTERLY BOUNDARY LINE OF SAID LOT 6 A DISTANCE OF 191.68 FEET TO THE NORTHWEST CORNER OF SAID LOT 6, MARKED BY A FOUND 3/4 INCH CRIMPED PIPE; THENCE NORTH 89° 37' 58" WEST ALONG THE NORTHERLY BOUNDARY LINE OF LOT 7, BLOCK 6 OF SAID SUBDIVISION A DISTANCE OF 49.32 FEET TO THE NORTHWEST CORNER OF SAID LOT 7, MARKED BY A FOUND 1 1/2 INCH OPEN PIPE; THENCE NORTH 87° 39' 54" WEST ALONG THE NORTHERLY BOUNDARY LINE OF LOT 8, BLOCK 6 OF SAID SUBDIVISION A DISTANCE OF 50.22 FEET TO THE NORTHWEST CORNER OF SAID LOT 8, MARKED BY A FOUND 4 INCH BY 4 INCH CONCRETE MONUMENT; THENCE NORTH 04° 20' 22" EAST ALONG THE NORTHERLY BOUNDARY LINE OF "MCKINLEY SUBDIVISION" AS RECORDED IN MAP BOOK 113, PAGE 29, A DISTANCE OF 10.14 FEET TO A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE NORTH 44° 27' 26" WEST ALONG THE NORTHERLY BOUNDARY LINE OF SAID "MCKINLEY SUBDIVISION" A DISTANCE OF 96.44 FEET TO THE NORTHWEST CORNER OF SAID SUBDIVISION AND THE NORTHEAST CORNER OF AN EXISTING ALABAMA POWER COMPANY (APCO) SUBSTATION AS RECORDED IN RECORD 270, PAGES 321 - 324, MARKED BY A FOUND 2 INCH CAPPED PIPE; THENCE CONTINUE NORTH 44° 27' 26" WEST ALONG THE NORTHEASTERLY BOUNDARY LINE OF SAID (APCO) SUBSTATION A DISTANCE OF 8.00 FEET TO THE NORTHERN MOST CORNER OF SAID APCO SUBSTATION, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTH 32° 03' 29" WEST ALONG THE WESTERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 274.00 FEET TO A POINT, MARKED BY A FOUND 6 INCH BY 6 INCH CONCRETE MONUMENT STAMPED "STA 11+40"; THENCE CONTINUE SOUTH 32° 03' 29" WEST ALONG THE WESTERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 14.60 FEET TO THE SOUTHWEST CORNER OF SAID APCO SUBSTATION; THENCE SOUTH 54° 19' 52" EAST ALONG THE SOUTHERLY BOUNDARY LINE OF SAID APCO SUBSTATION A

DISTANCE OF 149.44 FEET TO THE SOUTHEAST CORNER OF SAID APCO SUBSTATION, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE NORTH 06° 36' 09" EAST ALONG THE EASTERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 27.64 FEET TO THE SOUTHWEST CORNER OF SAID "MCKINLEY SUBDIVISION" AND ROAD RIGHT-OF-WAY DEDICATED BY SAID "MCKINLEY SUBDIVISION", MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTH 56° 49' 31" EAST ALONG THE SOUTHERLY BOUNDARY LINE OF SAID "MCKINLEY SUBDIVISION" AND ROAD RIGHT-OF-WAY DEDICATED BY SAID "MCKINLEY SUBDIVISION" A DISTANCE OF 192.12 FEET TO A POINT, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE NORTH 05° 00' 26" EAST ALONG THE EASTERLY BOUNDARY LINE OF SAID "MCKINLEY SUBDIVISION" A DISTANCE OF 132.93 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID LOT 7, MARKED BY A FOUND 5/8 INCH CAPPED REBAR STAMPED "ROWELL"; THENCE SOUTH 85° 03' 00" EAST ALONG THE SOUTHERLY BOUNDARY LINE OF SAID LOT 7 A DISTANCE OF 14.30 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT A STRIP OF LAND (STRIP #1), DEDICATED FOR ADDITIONAL BASIL STREET RIGHT-OF-WAY AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT SAID SOUTHWEST CORNER OF LOT 6, BLOCK 6 OF "LAFAYETTE HEIGHTS" AS RECORDED IN MAP BOOK 133, PAGE 420 IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA, MARKED BY A FOUND 3/4 INCH CRIMPED PIPE; THENCE NORTH 04° 08' 05" EAST ALONG THE WESTERLY BOUNDARY LINE OF SAID LOT 6 A DISTANCE OF 188.25 FEET TO A POINT 25' FROM THE CENTERLINE OF BASIL STREET, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO", SAID POINT BEING THE POINT OF BEGINNING OF THE STRIP OF LAND HEREIN DESCRIBED; THENCE CONTINUE NORTH 04° 08' 05" EAST ALONG THE WESTERLY BOUNDARY LINE OF SAID LOT 6 A DISTANCE OF 3.43 FEET TO THE NORTHWEST CORNER OF SAID LOT 6, MARKED BY A FOUND 3/4 INCH CRIMPED PIPE; THENCE NORTH 89° 37' 58" WEST ALONG THE NORTHERLY BOUNDARY LINE OF LOT 7, BLOCK 6 OF SAID SUBDIVISION A DISTANCE OF 49.32 FEET TO THE NORTHWEST CORNER OF SAID LOT 7, MARKED BY A FOUND 1 1/2 INCH OPEN PIPE; THENCE NORTH 87° 39' 54" WEST ALONG THE NORTHERLY BOUNDARY LINE OF LOT 8, BLOCK 6 OF SAID SUBDIVISION A DISTANCE OF 50.22 FEET TO THE NORTHWEST CORNER OF SAID LOT 8, MARKED BY A FOUND 4 INCH BY 4 INCH CONCRETE MONUMENT; THENCE SOUTH 04° 20' 22" WEST A DISTANCE OF 4.08 FEET ALONG THE WESTERLY BOUNDARY LINE OF SAID LOT 8 TO A POINT 25' FROM THE CENTERLINE OF SAID BASIL STREET, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTH 89° 00' 47" EAST A DISTANCE OF 99.57 FEET ALONG A LINE 25' OFFSET FROM THE CENTERLINE OF SAID BASIL STREET TO THE POINT OF BEGINNING.

ALSO, LESS AND EXCEPT A STRIP OF LAND (STRIP #2), DEDICATED FOR ADDITIONAL ST. STEPHENS ROAD RIGHT-OF-WAY AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF LOT 6, BLOCK 6 OF "LAFAYETTE HEIGHTS"; AS RECORDED IN MAP BOOK 133, PAGE 420 IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA, MARKED BY A FOUND 3/4 INCH CRIMPED PIPE; THENCE NORTH 85° 03' 00" WEST ALONG THE SOUTHERLY BOUNDARY LINE OF LOT 7, BLOCK 6 OF SAID SUBDIVISION A DISTANCE OF 14.30 FEET TO A POINT, MARKED BY A FOUND 5/8 INCH CAPPED REBAR STAMPED "ROWELL"; THENCE SOUTH 05° 00' 26" WEST ALONG THE EASTERLY BOUNDARY LINE OF "MCKINLEY SUBDIVISION", AS RECORDED IN MAP BOOK 113, PAGE 29, A DISTANCE OF 132.93 FEET TO THE SOUTHEAST CORNER OF SAID "MCKINLEY SUBDIVISION" AND ROAD RIGHT-OF-WAY DEDICATED BY SAID "MCKINLEY SUBDIVISION", MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO", SAID POINT BEING THE POINT OF BEGINNING OF THE STRIP OF LAND HEREIN DESCRIBED; THENCE NORTH 56° 49' 31" WEST ALONG THE SOUTHERLY BOUNDARY LINE OF SAID "MCKINLEY SUBDIVISION" AND ROAD RIGHT-OF-WAY

DEDICATED BY SAID "MCKINLEY SUBDIVISION" A DISTANCE OF 192.12 FEET TO A POINT, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTH 06° 36' 09" WEST ALONG THE EASTERLY BOUNDARY LINE OF AN EXISTING ALABAMA POWER COMPANY (APCO) SUBSTATION AS RECORDED IN RECORD 270, PAGES 321 - 324, A DISTANCE OF 27.64 FEET TO THE SOUTHEAST CORNER OF SAID APCO SUBSTATION, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE NORTH 54° I9' 52" WEST ALONG THE SOUTHERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 149.44 FEET TO THE SOUTHWEST CORNER OF SAID APCO SUBSTATION; THENCE NORTH 32° 03' 29" EAST ALONG THE WESTERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 14.60 FEET TO A FOUND 6 INCH BY 6 INCH CONCRETE MONUMENT STAMPED "STA 11+40"; THENCE CONTINUE NORTH 32° 03' 29" EAST ALONG THE WESTERLY BOUNDARY LINE OF SAID APCO SUBSTATION A DISTANCE OF 30.60 FEET TO A POINT, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTHEASTERLY A CHORD BEARING OF SOUTH 11° 27' 04" EAST AND A CHORD DISTANCE OF 32.49 FEET ALONG A NON-TANGENTIAL CURVE CONCAVE TO THE NORTHEAST (CURVE TO THE LEFT) HAVING A RADIUS OF 25.00 FEET TO A POINT 50' FROM THE CENTERLINE OF ST. STEPHENS ROAD, MARKED BY A SET 5/8 INCH CAPPED REBAR "APCO"; THENCE SOUTH 54° 57' 37" EAST A DISTANCE OF 29.38 FEET ALONG A LINE 50' OFFSET FROM THE CENTERLINE OF SAID ST. STEPHENS ROAD TO A POINT, MARKED BY A SET 5/8 INCH CAPPED REBAR STAMPED "APCO"; THENCE SOUTH 56° 13' 46" EAST A DISTANCE OF 277.76 FEET ALONG A LINE 50' OFFSET FROM THE CENTERLINE OF SAID ST. STEPHENS ROAD TO THE POINT OF BEGINNING.

ALL BEARINGS BASED ON ALABAMA STATE PLANE WEST ZONE GRID NORTH.

SAID PARCEL OF LAND, (MINUS 0.01 ACRES, MORE OR LESS, FOR ADDITIONAL BASIL STREET RIGHT-OF-WAY AND MINUS 0.09 ACRES, MORE OR LESS, FOR ADDITIONAL ST. STEPHENS ROAD) CONTAINING 1.59 ACRES, MORE OR LESS.

The classification of said property is hereby changed from B-3, Community Business District and R-1, Single-Family Residential District to B-3, Community Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in an B-3, Community Business District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an B-3, Community Business District, until all of the conditions set forth below have been complied with: 1) enclosure of the site within a solid masonry wall or wood fence at least eight feet high to obstruct view, noise and passage of persons; 2) completion of the Rezoning process prior to signing the Final Plat for the Subdivision; 3) denial of direct access to Basil St; and 4) full compliance with all municipal codes and ordinances.

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as February 2, 2021.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 4583 CYPRESS BUSINESS PARK DRIVE (WEST SIDE OF CYPRESS BUSINESS PARK DRIVE,

EXTENDING TO THE EAST SIDE OF INTERSTATE 10) FROM B-3 AND B-5 TO B-5 (OFFICE DISTRIBUTION DISTRICT) (DISTRICT 4).

RESOLUTION: 41-927-2020

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

BE IT FURTHER RESOLVED that the City Council of the City of Mobile, Alabama, finds that this resolution is either necessary to respond to COVID-19 or necessary to perform essential minimum functions of the Council.

NOTICE OF PUBLIC HEARING FOR THE PROPOSED REZONING OF PROPERTY LOCATED AT 4583 CYPRESS BUSINESS PARK DRIVE

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 5, 2021, a public hearing will be held on February 2, 2021, at 10:30 a.m., to consider adoption of the following ordinance to rezone property located at 4583 Cypress Business Park Drive (west side of Cypress Business Park Drive, extending to the east side of Interstate 10).

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in opposition to, or in favor of, the proposed zoning amendment. Further, the City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

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:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN NORTH WEST HALF OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 1 WEST OF STEPHENS MERIDIAN AT MOBILE, MOBILE COUNTY ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8" REBAR FOUND AT THE INTERSECTION OF THE NORTHWEST R/W LINE OF CYPRESS BUSINESS PARK DRIVE (60' PUBLIC R/W) WITH THE NORTHWEST R/W LINE OF HIGGINS ROAD (50' PUBLIC R/W) THENCE FROM SAID POINT N 76° 46' 16" W A DISTANCE OF 138.60' TO A POINT; THENCE N 13° 16' 44" .E A DISTANCE OF 64.89' TO A 5/8" REBAR FOUND; THENCE N 76° 48' 15" W A DISTANCE OF 39.64' TO A 5/8" REBAR FOUND; SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE N 77-01’13" W A DISTANCE OF 20.43 FEET TO A POINT;THENCE S 13-06'23" W A DISTANCE OF 64.72 FEET TO A POINT;THENCE N 76° 20' 19" W A DISTANCE OF 123.27 FEET TO A POINT;THENCE N 45° 45' 46" W A DISTANCE OF 300.50 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 564.801 FEET TO A POINT, A DELTA ANGLE OF 25° 12' 57.11", AND WHOSE LONG CHORD BEARS N 33° 9' 17.024" W A DISTANCE OF 246.57 FEET TO A POINT;THENCE N 20° 47' 43" W A DISTANCE OF 924,60 FEET TO A POINT; THENCE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 788.41 FEET TO A POINT, A DELTA ANGLE OF 15° 38' 08.66", AND WHOSE LONG CHORD BEARS N 12° 58’ 39.023” W A DISTANCE OF 214.49 FEET TO A POINT;THENCE ALONG A

CURVE TO THE RIGHT, HAVING A RADIUS OF 791.021 FEET TO A POINT, A DELTA ANGLE OF 34° 17' 31.85", AND WHOSE LONG CHORD BEARS N 11° 59' 11.231" E A DISTANCE OF 466.40 FEET TO A POINT; THENCE N 29° 05' 58" E A DISTANCE OF 446.14 FEET TO A POINT; THENCE N 59° 52' 45" W A DISTANCE OF 40.04 FEET TO A POINT;THENCE N 25° 43' 12" E A DISTANCE OF 225.96 FEET TO A POINT; THENCE S 89° 47' 07" E A DISTANCE OF 393.29 FEET TO A POINT; THENCE S 65° 00' 30" E A DISTANCE OF 461.56 FEET TO A POINT; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 176.653 FEET TO A POINT, A DELTA ANGLE OF 16° 59' 03", AND WHOSE LONG CHORD BEARS S 6° 22' 14" W A DISTANCE OF 52.17 FEET TO A POINT; THENCE S 00° 01' 12" W A DISTANCE OF 319.15 FEET TO A POINT; THENCE N 89° 55' 53" W A DISTANCE OF 300.12 FEET TO A POINT; THENCE S 00° 07' 26" W A DISTANCE OF 219.84 FEET TO A POINT; THENCE S 00° 02' 40" E A DISTANCE OF 200.17 FEET TO A POINT; THENCE S 00° 04' 58" W A DISTANCE OF 325.56 FEET TO A POINT; THENCE S 00° 02' 01" W A DISTANCE OF 174.36 FEET TO A POINT; THENCE S 00° 05' 21" W A DISTANCE OF 249.93 FEET TO A POINT; THENCE S 89° 56' 35" E A DISTANCE OF 299.85 FEET TO A POINT; THENCE S 00° 01' 45" E A DISTANCE OF 50.00 FEET TO A POINT; THENCE N 89° 56' 35" W A DISTANCE OF 299.92 FEET TO A POINT; THENCE S 00° 00' 52" W A DISTANCE OF 98.04 FEET TO A POINT; THENCE S 89° 53' 40" E A DISTANCE OF 299.99 FEET TO A POINT; THENCE S 00° 01' 45" E A DISTANCE OF 60.00 FEET TO A POINT; THENCE N 89° 54' 11" W A DISTANCE OF 300.00 FEET TO A POINT; THENCE S 00° 02' 25" W A DISTANCE OF 241.95 FEET TO A POINT; THENCE S 89° 53' 11" E A DISTANCE OF 300.00 FEET TO A POINT; THENCE S 00° 01' 45" E A DISTANCE OF 50.00 FEET TO A POINT; THENCE N 89° 53' 11" W A DISTANCE OF 300.00 FEET TO A POINT; THENCE S 00° 03' 59" W A DISTANCE OF 292.83 FEET TO A POINT; THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 42.832 ACRES OR 1,865,776 SQ. FT.

The classification of said property is hereby changed from B-3, Community Business District, and B-5, Office-Distribution District, to B-5, Office Distribution District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-5, Office Distribution District, provided. however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-5, Office Distribution District until all of the conditions set forth below have been complied with: (1) Compliance with the Engineering Comments:

1. Any work performed in the existing ROW (right-of-way) such as driveways, sidewalks, utility connections, grading, drainage, irrigation, or landscaping will require a ROW permit from the City of Mobile Engineering Permitting Department (208-6070) and must comply with the City of Mobile Right-of-Way Construction and Administration Ordinance (Mobile City Code, Chapter 57, Article VIII).

2. A Land Disturbance Permit application shall be submitted for any proposed land disturbing activity with the property. A complete set of construction plans including, but not limited to, drainage, utilities, grading, storm water detention systems and paving will need to be included with the Land Disturbance permit. This Permit must be submitted, approved, and issued prior to beginning any of the construction work.

3. Any and all proposed land disturbing activity within the property will need to be submitted for review and be in conformance with Mobile City Code, Chapter 17, Storm Water Management and Flood Control): the City of Mobile. Alabama Flood Plain Management Plan (1984); and, the Rules For Erosion and Sedimentation Control and Storm Water Runoff Control.

4. The approval of all applicable federal, state, and local agencies (including all storm water runoff, wetland and floodplain requirements) will be required prior to the issuance of a Land Disturbance permit. The Owner/Developer is responsible for acquiring all of the necessary permits and approvals.

5. The proposed development must comply with all Engineering Department design requirements and Policy Letters); (2) Prior to the issuance of a certificate of occupancy, the Developer will be required to complete, or cause to be completed, the off-site roadway improvements recommended in the Kimley Horn December 2020 Traffic Study, or alternate improvements as approved by the City Traffic Engineering Department, or to provide a bond for the timely completion of the improvements, for the benefit of the City and satisfactory to the City in all respects; and (3) Full compliance with all municipal codes and ordinances.

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

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

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

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as February 2, 2021.

ANNOUNCEMENTS:

Each Councilmember wished citizens a happy and prosperous New Year.

Each Councilmember expressed their condolences to Paul Wesch’s family.

Councilmember Richardson reminded the public that the Emancipation Proclamation was signed on January 1, 1863.

Councilmember Richardson announced that the Public Safety Committee will meet on January 19, 2021, after the Council meeting, to discuss Resolution 07-043.

Councilmember Small encouraged citizens to get the coronavirus vaccine when it becomes available.

Councilmember Gregory provided updates on the Zeigler Boulevard widening project.

Councilmember Gregory announced that the Administrative Services Committee will meet today, at 2:00 p.m. to discuss short-term rentals.

Councilmember Rich expressed her condolences to Pastor Wolfe’s family and to those impacted by COVID.

Councilmember Rich announced that the Public Service Committee will meet, at 2:00 p.m., on January 26, 2021, to receive updates from utility companies.

Councilmember Manzie provided updates regarding upcoming road projects in District 2.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:45 a.m.

Adopted:

____
COUNCIL PRESIDENT

____
CITY CLERK