

MUNICIPAL BUILDING, MOBILE, ALABAMA, JUNE 25, 2024

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, June 25, 2024, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynolds, Daves, and Woods
Absent: Gregory

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

Approved:

COUNCIL PRESIDENT

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JUNE 25, 2024

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, June 25, 2024, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the Assistant City Clerk, Lana Gauthier.

Public Safety Chaplain, Patricia Evans, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman: Small
Vice-Chairman: Gregory
Councilmembers: Penn, Carroll, Reynolds, Daves and Woods
Absent: None

STATEMENT OF RULES BY PRESIDING OFFICER

The Presiding Officer provided an overview of the City Council’s Rules of Procedure.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson said that the Mobile Fire Rescue Department would be hosting a “Junior Firefighter Day” with the Parks and Recreation Department on July 24 – 26, 2024.

Mayor Stimpson gave comments about the progress of the Civic Center project.

Mayor Stimpson thanked first responders for working the “Rock the Country Music Festival” at the Grounds.

MONTHLY FINANCE REPORT

MINUTES OF JUNE 25, 2024

Richard Moore, Finance Executive Director, provided the monthly finance report for May 2024.

ADOPTION OF THE AGENDA

Councilmember Penn moved to adopt the agenda, which was seconded by Councilmember Daves and the vote was as follows:

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

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

APPEALS

Request of LaZetta Smith for a waiver of the Noise Ordinance at the 2400 Block of Creek Circle Drive and Redmond Street on July 6, 2024, from 5:00 p.m. – 9:00 p.m. (District 1).

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

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

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

Request of Kainyshe Darby for a waiver of the Noise Ordinance at 1015 Houston Street on July 4, 2024, from 2:00 p.m. – 8:00 p.m. (District 2).

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

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

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

Request of Leon Simms for a waiver of the Noise Ordinance at 1831 Riverside Drive on July 13, 2024, from 2:00 p.m. – 10:00 p.m. (District 3).

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

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

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

Request of Gloria Sullivan for a waiver of the Noise Ordinance at 82 Burtonwood Drive on July 4-6, 2024, from 2:00 p.m. – 9:00 p.m.

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 DECLARE THE STRUCTURE AT 112 BUSH AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 112 Bush Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Blake Ruth, legal counsel for the mortgage company, requested a 60-day extension to repair or demolish the property.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1253 SENECA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1253 Seneca Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 4850 DAN WILLIAMS ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 4850 Dan Williams Road a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO ASSENT TO THE VACATION OF A PORTION OF A SERVICE ROAD AND CITY RIGHT-OF-WAY LOCATED AT KNOLLWOOD DRIVE AND MEDICAL PARK DRIVE (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to assent to the vacation of a portion of a service road and City right-of-way located at Knollwood Drive and Medical Park Drive and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

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Lisa Teggart, 116 Providence Street, Requested \$100,000 to expand Door to Serenity and answers from the Legal Department about the opioid settlement fund guidelines.

Felicia Johnson, 6001 Old Shell Road, Expressed her concerns about the condition of a tree at 251 Government Street with a rusted chain and padlock around it.

Kalenski Adams, 1111 I-65 Service Road S., Executive Director for Opportunity 4 Entertainers and Performing Arts, gave the 2023-24 recap of “Opportunities Days” school tour, MOB Music Festival on July 12 – 14, 2024, and Alabama Hip Hop Week on July 15-21, 2024.

Nina Dortch, 1111 I-65 Service Road S., Public Relations Manager for Opportunity 4 Entertainers and Performing Arts, offered comments about 2023-24 Festival on July 12 – 14, 2024, and Alabama Hip Hop Week on July 15-21, 2024.

Rodney Toomer, 1111 I-65 Service Road S., Program Director of Opportunity 4 Entertainers and Performing Arts, gave comments about MOB Music Festival on July 12 – 14, 2024, and Alabama Hip Hop Week on July 15-21, 2024.

Angel Grimes, 9517 McRae Place Court, Voiced her concerns about teen mental health treatment and educational options in Mobile.

Mike Cowart, 4 Office Park Circle, Presented information about the condition of the Mobile lodging market and requested that the Tourism Improvement District not be renewed.

Laurie Hunter, 350 Bloodgood Street, Gave comments about the Mobile Housing Authority Recovery Agreement with the City.

Reggie Hill, Mobile, Al, Shared his comments about fitness for duty, downtown parking, ARP and performance contracts.

Timothy Hollis, 1924 Seale Street, Asked questions about Mobile’s sister cities and new signage at Michael Figures Park at Satchel Paige Field.

Jimmie Todd, 912 Elmira Street, Gave remarks about historic homes and the blight program in Mobile.

ORDINANCES HELD OVER

REZONE PROPERTY LOCATED AT 3300 KNOLLWOOD DRIVE AND 3401 & 3421 MEDICAL PARK DRIVE FROM R-1, B-1 AND B-2 TO B-2. The following ordinance was introduced and read at the regular meeting of June 18, 2024, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

ORDINANCE: 64-040-2024

Sponsored by: Councilmember Woods

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF MOBILE ON THE 12TH DAY OF JULY, 2022, SAID ORDINANCE BEING COMMONLY KNOWN AS THE UNIFIED DEVELOPMENT CODE.

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

Section One: That the Ordinance commonly known as the Unified Development Code and adopted on July 12, 2022, together with the Zoning Map of the City of Mobile, be, and the same hereby is amended in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

LOTS 4, 5, & 8, THE 10 FOOT PLANTING STRIP AND THAT PORTION OF MEDICAL PARK DRIVE LYING NORTH OF LOTS 4 & 5, SOUTHWEST COMMUNITY HOSPITAL

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SUBDIVISION, AS RECORDED IN MAP BOOK 34 PAGE 68, PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential Suburban District, B-1, Buffer Business Suburban District, and B-2, Neighborhood Business Suburban District, to B-2, Neighborhood Business Suburban District and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in a B-2, Neighborhood Business Suburban 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 Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business Suburban District until all of the conditions set forth below have been complied with: 1. Completion of the Subdivision process; 2. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; 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.

The ordinance was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the ordinance, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Carroll, Small, Daves, Woods, and Gregory

Nays: Reynolds

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

CIP RESOLUTIONS HELD OVER

AUTHORIZE CONTRACT WITH MOBILE ASPHALT COMPANY, LLC., FOR 2024 CIP RESURFACING DISTRICTS 1, 2, 3, & 5; \$6,136,407.05. The following resolution which was introduced and read at the regular meeting of June 18, 2024, and was held over until the regular meeting of June 25, 2024, was called up by Presiding Officer.

RESOLUTION: 21-541-2024

Sponsored by: Mayor Stimpson and Councilmembers Penn, Carroll, Small, Daves, and Woods

WHEREAS, bids for street repairs for districts 1, 2, 3 and 5 were received and opened on May 1, 2024.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from Mobile Asphalt Company, LLC., in the amount of \$6,136,407.05.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by Mobile Asphalt Company, LLC.

NOW, THEREFORE, 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 with the company listed below for work as outlined in the contract attached hereto and made a part hereof as through set forth in full. A copy of said contract is on file in the office of the City Clerk:

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Name of Company: Mobile Asphalt Company, LLC.

Project Name: 2024 CIP Resurfacing City Council Districts 1, 2, 3, and 5

Project Number: 2024-3005-01

Amount: \$6,136,407.05

The resolution was read by the Assistant City Clerk, whereupon Councilmember Carroll moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

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

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC., FOR 2024 CIP RESURFACING DISTRICTS 1, 2, 3, & 5; \$105,000.00. The following resolution which was introduced and read at the regular meeting of June 18, 2024, and was held over until the regular meeting of June 25, 2024, was called up by Presiding Officer.

RESOLUTION: 21-550-2024

Sponsored by: Mayor Stimpson and Councilmembers Penn, Carroll, Small, and Daves

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: Southern Earth Sciences, Inc.

Project Name: 2024 CIP Resurfacing City Council Districts 1, 2, 3, & 5
COM Project #2024-3005-01

Estimated Cost: \$105,000.00

The resolution was read by the Assistant City Clerk, whereupon Councilmember Carroll moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

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

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 601 TITI STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-438-2024

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Sponsored by: Councilmember Carroll

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 601 TITI 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. 1, 3, 4, 5, 6, 7, 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 **601 TITI STREET described as:**

LOTS 8 & 9 BLK 23 FISHER TRACT KNOWN AS TISDALE DBK 75/260 #SEC 13 T4S R1W #MP29 0613 0 003

Parcel Number: 29 0613 0 003 217

Last Assessed to: LEWIS FELECIA BURRELL

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

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 550 WILLIAMS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-439-2024

Sponsored by: Councilmember Carroll

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 550 WILLIAMS 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;

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WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 3, 4, 7, 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 **550 WILLIAMS STREET** described as:

BEG AT NE COR LOT 41 BLK 25 BON AIR ESTS DKB 156/374 RUN TH S ALG W/L WILLIAMS ST 51 FT TO CONC MONU PT PT BEING 1 FT S OF SE COR OF LOT 41 TH WITH DEFL ANG TO RT 90 DEG 28 MIN 50 SEC RUN WLY & ALG BDRY/L BET LOTS 41-42 AS ESTAB BY CT DECREE 3-1-67 CIRCUIT CT CASE #35292 C DIS 150 FT M/L TO PT ON W /L LOT 41 PT BEING 1 FT N OF NW COR OF LOT 42 TH N & ALG W /L LOT 41 DIS 49 FT TO NW COR LOT 41 TH E ALG N/L LOT 41 DIS 150 FT TO POB BEING ALL THAT PT OF LOTS 41-42 BLK 25 BON AIR ESTS LYING N OF BDRY/L BET LOTS 41-42 AS ESTAB BY DECREE OF CIRCUIT CT 67/03/01 CASE # 35292-C SHOWN ON SURVEY BY BEDSOLE SURVEYING CO #SEC 28 T4S R1W #MP29 10 28 2 002

Parcel Number: 29 10 28 2 002 072

Last Assessed to: GRIFFIN DAN E

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

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT WITH THE ALABAMA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES FOR AMENDMENT TO GOMESA GRANT AGREEMENT FOR SHIPYARD ROAD/DOG RIVER ACQUISITION PROJECT; \$2,500,000.00. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-542-2024

Sponsored by: Mayor Stimpson and Councilmember Reynolds

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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 GOMESA Grant Agreement between the City of Mobile and the Alabama Department of Conservation and Natural Resources (ADCNR), or one worded substantially the same, for Amendment No. 1 of an existing grant for Shipyard Road/Dog River Acquisition Project, and to take all actions necessary to effectuate said Agreement, as outlined in the Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Agreement is on file in the office of the City Clerk.

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC CO., INC. FOR ALUMINUM LIGHT POLES WITH ARMS; TRAFFIC ENGINEERING DEPARTMENT; \$76,259.80.

The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-543-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9575</u>	2024	(2060) TRAFFIC ENGINEERING	20 TAPERED ALUMINUM LIGHT POLES WITH ARMS FOR TRAFFIC ENGINEERING (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$76,259.80	<u>(75199)</u> <u>GRAYBAR</u> <u>ELECTRIC CO INC</u>

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO INTERGRAPH CORPORATION FOR INSTALLATION AND MAINTENANCE FOR INTERFACE SOFTWARE FOR MFRD; \$29,695.00. The following resolution which was introduced and read at the regular

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meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-544-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10401</u>	2024	(1510) FIRE ADMINISTRATION	SERVICES TO INSTALL AND MAINTAIN FOR 12 MOS INTERFACE BETWEEN MFRD TABLET COMMAND SOFTWARE AND MCCD HEXAGON SOFTWARE (SOLE SOURCE, PRICE BELOW BID REQUIREMENT)	\$29,695.00	<u>(280258)</u> <u>INTERGRAPH CORPORATION</u>

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO SHAW CONTRACT FLOORING SERVICES, INC. FOR CRUISE TERMINAL; \$21,172.48. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-545-2024

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:

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9770</u>	2024	(3032) ARCHITECTURAL ENGINEERING	CARPET FOR CRUISE TERMINAL (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$21,172.48	<u>(293037) SHAW CONTRACT FLOORING SERVICES, INC</u>

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

APPROVE PURCHASE ORDER TO UKG KRONOS SYSTEMS, LLC FOR ANNUAL RENEWAL OF SOFTWARE FOR MFRD; \$25,626.69. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-546-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9841</u>	2024	(1510) FIRE ADMINISTRATION	ANNUAL RENEWAL OF KRONOS TELESTAFF WORKFORCE MANAGEMENT SOFTWARE FOR MFRD (BID EXEMPT AS SOFTWARE; OMNIA /US COMMUNITIES COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$25,626.69	<u>(294306) UKG KRONOS SYSTEMS LLC</u>

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 GORAM AIR CONDITIONING COMPANY, INC. FOR HVAC REPLACEMENT AT SPRINGHILL RECREATION CENTER; \$65,287.00. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-547-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

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

Name of Company: Goram Air Conditioning Company, Inc.

Project Name: Springhill Recreation Center – HVAC Replacement

Project Number: PR-067-23

Amount: \$65,287.00

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 ROB’T J. BAGGETT, INC. FOR CONSTRUCTION OF MOORING PILE FOR CRUISE TERMINAL; \$154,810.00. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-548-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

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: Rob’t J. Baggett, Inc.

Project Name: City of Mobile, Alabama Cruise Terminal
150 Ton Mooring Pile

Project Number: CT-013-23

Amount: \$154,810.00

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The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 S & O ENTERPRISES, INC. FOR FIRE & SECURITY ALARM SERVICE & MONITORING AT VARIOUS CITY LOCATIONS; \$60,840.00 PER YEAR. The following resolution which was introduced and read at the regular meeting of June 18, 2025, and held over until the regular meeting of June 25, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-549-2024

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 Service Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the service contract attached hereto and made a part hereof as though set forth in full. A copy of said service contract is on file in the office of the City Clerk.

Name of Company: S & O ENTERPRISES, INC.

Project Name: SECURITY AND FIRE ALARM MONITORING
AT VARIOUS CITY OF MOBILE FACILITIES
(3-YEAR SERVICE CONTRACT)

Project Number: SC-016-24

Amount: Year 1 = \$60,840.00
Year 2 = \$60,840.00
Year 3 = \$60,840.00
TOTAL: \$182,520.00 combined

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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

ORDINANCE TO AMEND SECTIONS 39-96.1(C) AND (D)2 OF THE MOBILE CITY CODE TO CHANGE NOISE ORDINANCE CUTOFF TIME IN RESIDENTIAL DISTRICTS AND TO CODIFY PROCEDURES FOR APPLICATIONS FOR WAIVERS. The following ordinance was held over until the regular meeting of July 2, 2024.

ORDINANCE: 39-041-2024

Sponsored by: Councilmember Penn

MINUTES OF JUNE 25, 2024

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

Section 1: Amendment.

Mobile City Code § 39-96.1(c) is hereby amended and restated in its entirety to read as follows:

(c) Noise in residential districts restricted.

(1) Generally. It shall be unlawful and a nuisance to make, continue or cause to be made or continued any loud or excessive noise that unreasonably interferes with the comfort, health, or safety of others within the corporate limits of the city.

(2) In addition to the general prohibition set out above, it shall be unlawful, a nuisance and a violation of this section, for any person to:

a. Use, operate, or permit to be used or operated, any device, radio, musical instrument, television, phonograph, drum, sound amplifying equipment or device which produces or reproduces sound, either stationary or mobile, in such a manner that, during the hours from 6:00 a.m. to 9:00 p.m., Sunday through Thursday, and 6:00 a.m. to 10:00 p.m. on Friday and Saturday:

1. It is plainly audible at a distance of fifty (50) feet or more from any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city; or

2. It creates any noise which exceeds eighty-five (85) db(a) at any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city.

b. Use, operate, or permit to be used or operated, any device, radio, musical instrument, television, phonograph, drum, sound amplifying equipment or device which produces or reproduces sound, either stationary or mobile, in such a manner that, during the hours from 9:00 p.m. to 6:00 a.m., Sunday through Thursday, and 10:00 p.m. to 6:00 p.m. on Friday and Saturday:

1. It is plainly audible at a distance of twenty-five (25) feet or more from any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city; or

2. It creates any noise which exceeds fifty (50) db(a) at any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city.

c. Loud or raucous sounds or noises—6:00 a.m. to 9:00 p.m., Sunday through Thursday, and 6:00 a.m. to 10:00 p.m. on Friday and Saturday. Willfully make or cause a noise which disturbs the peace or quiet of any residential district and which:

1. Is plainly audible at a distance of fifty (50) feet or more from any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city; or

2. Exceeds 85 db(a) at any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city.

d. Loud or raucous sounds or noises—9:00 p.m. to 6:00 a.m., Sunday through Thursday, and 10:00 p.m. to 6:00 a.m. on Friday and Saturday Willfully make or cause a noise which disturbs the peace or quiet of any residential district and which:

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1. Is plainly audible at a distance of twenty-five (25) feet or more from any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city; or

2. Creates any noise which exceeds fifty (50) db(a) at any property line within a residential district or upon any public street or right-of-way within, or bordering upon, any residential district within the corporate limits of the city.

e. Any person creating any such sound or noise as described in this section and/or anyone permitting such a sound or noise to be created in, or emanate from, any premises under his care, custody or control, shall be presumed responsible for any such sound or noise.

(3) It shall be unlawful for any person to empty any dumpster in any residential district zoned as R-1, R-2, R-3, or R-B, or within five hundred (500) feet of the property line of any property that is zoned R-1, R-2, R-3, or R-B, during the hours from 9:00 p.m. to 6:00 a.m., Sunday through Thursday, and 10:00 p.m. to 6:00 a.m. on Friday and Saturday.

(4) It shall be unlawful for any person to deliver, pick up, or raise any dumpster, or any roll-off box or container, in any residential district zoned as R-1, R-2, R-3, or R-B, or within five hundred (500) feet of the property line of any property that is zoned R-1, R-2, R-3, or R-B, during the hours from 9:00 p.m. to 6:00 a.m., Sunday through Thursday, and 10:00 p.m. to 6:00 a.m. on Friday and Saturday.

(5) It shall be unlawful for any person to pick up construction or demolition material, garbage, trash, rubbish, recyclable materials, or any combination thereof, with a truck which has a compactor or the capacity to raise, move, or empty any dumpster, or any roll-off box or container, in any residential district zoned as R-1, R-2, R-3, or R-B, or within five hundred (500) feet of the property line of any property that is zoned R-1, R-2, R-3, or R-B, during the hours from 9:00 p.m. to 6:00 a.m., Sunday through Thursday, and 10:00 p.m. to 6:00 a.m. on Friday and Saturday.

Mobile City Code § 39-96.1(d)(2) is hereby amended and restated in its entirety to read as follows:

(d) Exceptions.

(2) Noises from authorized activities; waiver of the noise ordinance by the City Council. The prohibitions of this section shall not apply to air traffic at the Mobile Municipal Airport, or any activities of a temporary duration which are permitted by law and for which a license or permit has been granted by the City including but not limited to parades, sporting events, concerts, the Greater Gulf State Fair, and fireworks displays. Notwithstanding anything else in this section, any person may apply to the City Council for a waiver of the noise ordinance on forms provided by the City Clerk's office. Any application for a waiver of the noise ordinance shall be due in the City Clerk's office by 2:00 p.m. on the Thursday prior to the City Council meeting at which the waiver is to be considered. Upon a proper application, the City Council shall have the discretion to grant or deny a waiver both as to noise levels and as to the hours during which any waiver will be operative, including extending the hours beyond the times provided in this section. The City Council may also grant a waiver in part or impose reasonable restrictions as a condition of a grant, or it may delay action on a waiver application. After a final vote by the City Council on a waiver application, the City Clerk shall endorse any application as granted or denied and shall list thereon any modifications or further conditions imposed by the City Council.

Section 2: Miscellaneous.

a) All other provisions and sections of the aforesaid Ordinance not amended herein shall remain in full force and effect.

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

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider consent resolutions 09-555 through 60-562 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

TRANSFER FUNDS FROM DISTRICT 2 DISCRETIONARY ACCOUNT TO PARKS AND RECREATION GENERAL FUND ACCOUNT TO ASSIST WITH ADDITIONAL FEES FOR HARVEST GIVEAWAY. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 09-555-2024

Sponsored by: Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$570.00 be transferred from the District 2 General Fund, Discretionary Account DSC-02, from General Fund Account 10041020-42200 to the Mobile Parks & Recreation General Fund Account 10042032-44020 and will be used to assist with additional fees for the Harvest Giveaway on November 9, 2024.

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

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

TRANSFER FUNDS FROM DISTRICT 2 DISCRETIONARY ACCOUNT TO PARKS AND RECREATION GENERAL FUND ACCOUNT TO ASSIST WITH FEES FOR ROBINSON FAMILY EVENT. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 09-556-2024

Sponsored by: Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$1,000.00 be transferred from the District 2 General Fund, Discretionary Account DSC-02, from General Fund Account 10041020-42200 to the Mobile Parks & Recreation General Fund Account 10042032-44020 and will be used to assist with additional fees for the Robinson Family Event on July 7, 2024.

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE TO PLT FOOD HALL; 107 ST. FRANCIS STREET. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 37-557-2024

Sponsored by: Councilmember Carroll

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: Restaurant Retail Liquor License

Submitted by: PLT Food Hall, LLC

Location: PLT Food Hall
107 Saint Francis Street
Suite 115
Mobile, Al 36602

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 112 BUSH AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 40-558-2024

Sponsored by: Councilmember Carroll

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 112 Bush 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, 7, 8, 12, 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 **112 Bush Avenue described as:**

MINUTES OF JUNE 25, 2024

COMG NE COR OLD SHELL RD & BUSH AVE THEN NL Y 332 FT TO BEG TH ELY 190 FT TH SLY 51.42 FT-D- 56 FT-S-TH WLY 194 FT N 60 FT TO POB BEING PT GRT SEC 40 #SEC 40 T4S R1W #MP29 06 40 0 008

Parcel Number: 29 06 40 0 008 020

Last Assessed to: SFN HOLDINGS LLC

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

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to hold the resolution over for sixty days, which was seconded by Councilmember Gregory and the vote was as follows:

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the resolution held over for sixty days until the regular meeting of August 27, 2024.

DECLARE THE STRUCTURE AT 1253 SENECA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 40-559-2024

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1253 Seneca Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 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 **1253 Seneca Street described as:**

LOT 13 BLK 15 BASCOMBE TRT DBK 128 P 1 #SEC 27 T4S R1W #MP 29 10 27 3 002

Parcel Number: 29 10 27 3 002 067

Last Assessed to: EDWARDS HELEN C W, C/O GLADYS RANDEL

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

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Woods, 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 4850 DAN WILLIAMS ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 40-560-2024

Sponsored by: Councilmember Reynolds

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 4850 Dan Williams Road has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 7, 8, 12, 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 **4850 Dan Williams Road described as:**

BEG AT SE COR SW ¼ OF NW ¼ SEC 11 T6S R2W TH W 190 FT(S) TH N 458 FT(S) TH E 190 FT(S) TH S 458 FT(S) TO POB #SEC 11 T6S R2W #MP38 01 11 2 000

Parcel Number: 38 01 11 2 000 014

Last Assessed to: DATES MARYE JOHNSON, C/O TERI LIANE 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

MINUTES OF JUNE 25, 2024

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 Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

ASSESS COSTS FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1654.. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 58-561-2024

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 culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Weed Lien Group 1654** 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.

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

MINUTES OF JUNE 25, 2024

DETERMINE AN APPROPRIATION TO MOBILE SYMPHONIC POPS BAND, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-562-2024

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$2,500.00 to Mobile Symphonic Pops Band, Inc., from her discretionary funds; and

WHEREAS, Mobile Symphonic Pops Band, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Mobile Symphonic Pops Band, Inc, will be used to assist with the expenses related to paying the conductor for rehearsal and concerts, truck rental and gas, providing payment to librarian and the property managers for moving the equipment to and from the concert, which will serve a public purpose benefiting the City of Mobile and its citizens.

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Gregory moved to adopt the resolution, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider resolution 01-572 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AND ACCEPT AGREEMENT WITH THE STATE OF ALABAMA FOR THE "INNOVATING ST. LOUIS STREET" PROJECT (LOCAL MATCH \$1,039,737.60). The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 01-563-2024

Sponsored by: Mayor Stimpson

MINUTES OF JUNE 25, 2024

WHEREAS, the Mayor and City Clerk, and they hereby are authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile in order to accept and receive the federal funds in the amount of \$4,158,950.40 from the State of Alabama for implementation the project titled “Innovating St. Louis Street: Mobile’s Technology Corridor,” a resurfacing, restoration and rehabilitation of St. Louis from N. Broad Street to Water Street. The City of Mobile will provide a match in the amount of \$1,039,737.60.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant and to sign any agreements or other documents in connection with the grant and to provide any information required by the State of Alabama or any other federal agency. The agreement, together with the exhibits, shall be filed with the city clerk after award and execution.

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR ANNUAL RENEWAL OF CISCO MALWARE AND NETWORK SECURITY PROTECTION SOFTWARE AND SUPPORT SERVICES FOR MIT; \$73,050.81. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 08-564-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>10431</u>	2024	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF CISCO MALWARE AND NETWORK SECURITY PROTECTION SOFTWARE AND SUPPORT SERVICES FOR MIT (BID EXEMPT AS SOFTWARE; SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$73,050.81	<u>(272932) CDW GOVERNMENT LLC</u>

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. FOR CHEVROLET TAHOES FOR MPD; \$707,548.78. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 08-565-2024

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 requisitions as indicated below and attached herein:

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Requisitions	Fiscal Year	Department	Description	Amount	Vendor
<u>8912, 9032, 9036</u>	2024	(F7000) MOTOR POOL	UPFITTING OF 3 K9, 18 SWAT/INVESTIGATIONS, AND 38 SUPERVISOR CHEVROLET TAHOE PPV SUVS FOR MPD (AL STATE CONTRACT)	\$707,548.78	<u>(290980) DANA SAFETY SUPPLY INC</u>

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC COMPANY, INC. FOR ALUMINUM LIGHT POLES FOR TRAFFIC ENGINEERING; \$30,071.40. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 08-566-2024

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 requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>9575</u>	2024	(2060) TRAFFIC ENGINEERING	10 HAPCO ROUND, TAPERED, DIRECT-BURY ALUMINUM LIGHT POLES WITH ARMS FOR TRAFFIC ENGINEERING (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$30,071.40	<u>(75199) GRAYBAR ELECTRIC CO INC</u>

TRANSFER FUNDS FROM CAPITAL PROJECT ST. LOUIS STREET STREETSCAPES TO GRANT FUND INNOVATING ST. LOUIS STREET; \$79,737.60. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 09-567-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$79,737.60 be transferred from capital project C0322 (20002000.94070) St. Louis St Streetscapes to project G-STLOUIS: Innovating St. Louis Street (50235023.93030). These funds will be reallocated and used as a match for a funding agreement with ALDOT.

AUTHORIZE CONTRACT WITH JOHNS AND KIRKSEY, INC. FOR ROOFING REPAIRS AT TRAFFIC DIVISION FACILITY; \$18,500.00. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 21-568-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

MINUTES OF JUNE 25, 2024

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: Johns and Kirksey Inc.
Project Name: Traffic Division (Old 1st Precinct) – Roofing Improvements
Project Number: BG-064E-21
Amount: \$18,500.00

AUTHORIZE WAIVING OF ALL MOBILE AIRPORT AUTHORITY’S ADMINISTRATIVE, LICENSING AND PERMITTING FEES RELATING TO THE BROOKLEY TERMINAL EXPANSION. The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 28-569-2024

Sponsored by: Mayor Stimpson

WHEREAS, the Mobile Airport Authority (“MAA”) is in the process of a complete relocation of commercial air passenger service from the Mobile Regional Airport (MOB) to the Mobile Downtown Airport (BFM), which is located at the aerospace complex known as Brookley Aeroplex; and

WHEREAS in order to make BFM an operational and functioning airport for commercial travel, additional facilities are needed; and

WHEREAS, the MAA is in the process of constructing a terminal and related facilities at BFM (the “Project”); and

WHEREAS, the City Council of the City of Mobile (the “Council”) enthusiastically supports the Project and believes that it is in the best interest of the Project to waive all administrative, licensing, and permitting fees issued by the City of Mobile (the “City”) related to the Project.

NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE COUNCIL, as follows: That the Council, to the extent permitted by applicable law, hereby waives all of the respective administrative, licensing, and permitting fees or charges otherwise payable by the MAA, or any contractor retained by MAA, to the City (i) in connection with the construction of the Project or other improvements related to the Project, (ii) in connection with the Project’s compliance with all applicable, local, state, and federal laws, rules, regulations, order, etc. from the commencement of the Project through the completion of the Project and (iii) any related improvements thereto.

ASSENT TO THE VACATION OF A PORTION OF A SERVICE ROAD AND CITY RIGHT-OF-WAY LOCATED AT KNOLLWOOD DRIVE AND MEDICAL PARK DRIVE.

The following resolution was held over until the regular meeting of July 2, 2024.

RESOLUTION: 47-570-2024

Sponsored by: Councilmember Woods

WHEREAS, GK Land Holdings, LLC, an Alabama limited liability company, as the owner of all of the land abutting a portion of Medical Park Drive located in the City of Mobile, Alabama, has requested the Mobile City Council to assent to the vacation and closing by it as the owner of such portion of Medical Park Drive hereinafter described;

MINUTES OF JUNE 25, 2024

WHEREAS, it has been shown to the satisfaction of the Mobile City Council that GK Land Holdings, LLC owns all of the land abutting along said portion of Medical Park Drive, that the same is not needed as a public road in the City of Mobile, Alabama, that the vacation of same will not deprive any other property owners of such right as such property owners may have to convenient and reasonable ingress and egress to and from such other property, and that it would be to the best interest of the Mobile City Council to vacate the same;

WHEREAS, said owner has consented to this vacation;

NOW, THEREFORE, BE IT RESOLVED, by the Mobile City Council that its assent be, and it is hereby given to GK Land Holdings, LLC, as owner of all of the land abutting a portion of Medical Park Drive, to the vacation and closing by it of the following described right of way, more particularly described as follows:

See Exhibit A attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, by the Mobile City Council, that its assent be and the same hereby is, given to vacate and annul the herein described service road and right of way located Mobile, Alabama, subject, however, to the following conditions:

1. The declaration of vacation and this resolution assenting to the vacation of said property, upon adoption by the Mobile City Council, be recorded in the Probate Court of Mobile County, Alabama, and a certified copy of the resolution shall be immediately delivered to the Tax Assessor's Plat Room so that this property may be reassessed in the name of the new owners;
2. An easement is excepted from this vacation and is retained in favor of Spire Gulf, Inc. to operate and maintain its existing service line within the easement.
3. An easement is excepted from this vacation and is retained in favor of AT&T to operate and maintain its existing service line within the easement.
4. Alabama Power Company and AT&T are reserved all rights and privileges necessary and convenient for full enjoyment of use of its facilities within and adjacent to the area to be vacated; including the right of ingress and egress to and from said facilities, the right to cut and/or trim trees/limbs which, in their sole opinion would interfere with said facilities, and the right to prohibit use of the land vacated in a manner which violates the National Electric Safety Code.

EXHIBIT A

LEGAL DESCRIPTION

COMMENCING AT THE SOUTHWEST CORNER OF LOT 4, SOUTHWEST COMMUNITY HOSPITAL SUBDIVISION, AS RECORDED IN MAP BOOK 34 PAGE 68, PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA; THENCE NORTH 00° 30' 45" WEST ALONG THE EAST LINE OF MEDICAL PARK DRIVE 245.00 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE CONTINUE NORTH 00° 30' 45" WEST 75.15 FEET; THENCE NORTH 89° 50' 11" EAST 201.90 FEET; THENCE NORTH 38° 40' 45" EAST 25.81 FEET TO THE WEST LINE OF KNOLLWOOD DRIVE; THENCE SOUTH 51° 19' 15" EAST ALONG SAID WEST LINE 75.00 FEET TO THE P.C. OF A 25 FOOT RADIUS CURVE; THENCE WESTWARDLY TO THE LEFT AND ALONG THE ARC OF SAID CURVE 39.27 FEET (CHORD: SOUTH 83° 40' 45" WEST 35.36 FEET) TO THE P.T. THEREOF; THENCE SOUTH 38° 40' 45" WEST 24.75 FEET; THENCE SOUTH 89° 50' 11" WEST 200.38 FEET TO THE P.C. OF A 25 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHWESTWARDLY ALONG THE ARC OF SAID CURVE 39.42 FEET (CHORD: SOUTH 44° 39' 43" WEST 35.46 FEET) TO THE POINT OF BEGINNING.

CONSIDER A VACATION FEE AS A CONDITION OF THE VACATION OF A PORTION OF SERVICE ROAD AND CITY RIGHT-OF-WAY LOCATED AT KNOLLWOOD DRIVE AND MEDICAL PARK DRIVE. The following resolution was held over until the regular meeting of July 2, 2024.

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RESOLUTION: 47-571-2024

Sponsored by: Councilmember Woods

BE IT RESOLVED by the City Council of the City of Mobile that the fee for the vacation of portion of a service road City right-of-way located at Knollwood Drive and Medical Park Drive, by the Council as per Resolution Resolution # 47-570 is hereby set at \$17,640.47.

AUTHORIZE AGREEMENT TO ACCEPT FUNDING ASSISTANCE FOR THE HVIP PROJECT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 01-572-2024

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 Agreement between the City of Mobile and the Mobile County Board of Health, to accept funding assistance for the HVIP Project, attached hereto or one with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. The HVIP Project provides counseling, monitoring, outreach and education to victims of gun violence during hospital treatment. A copy of said Agreement is on file in the office of the City Clerk.

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

ANNOUNCEMENTS

Councilmember Penn gave comments about several Juneteenth celebrations this past weekend.

Councilmember Carroll sent his condolences to the Bell family on the passing of Donald "Sugarman" Bell.

Councilmember Greogry said that a community night for Distinguished Young Women will be held on Wednesday, June 26, 2024, at the Mobile Civic Center.

Councilmember Gregory reminded citizens that the Distinguished Young Women Class of 2024 Finals will be held on Saturday, June 29, 2024, at the Mobile Civic Center.

Councilmember Small gave comments about patriotic service he attended this past Sunday at the Fulton Road Baptist Church.

Councilmember Small stated there will be a Committee of the Whole meeting on July 23, 2024, at 1:00 p.m.

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

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

Nays: None

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The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 12:36 a.m.

Adopted:

COUNCIL PRESIDENT

ASSISTANT CITY CLERK