MUNICIPAL BUILDING, MOBILE, ALABAMA, MAY 28, 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, May 28, 2024, at 9:00 a.m.

Councilmembers:

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

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, MAY 28, 2024

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, May 28, 2024, at 10:30 a.m., for the regular meeting.

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

Public Safety Chaplain, Bobby Morton, 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:	

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

The minutes of the meetings of May 21, 2024, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

James Barber, Chief of Staff, gave the following comments in Mayor Stimpson's absence:

Casi Calloway, Chief Resiliency Officer, Office of Resiliency and Sustainability will be leaving the City for a new job opportunity.

Lance Slater will serve as Director of the Office of Resiliency and Sustainability.

The City, the Alabama Export Railroad, and Community of Mobile, Inc. are collaborating to reshape and transform the overpass site at Old Shell Road starting on June 3, 2024.

James Barber presented and read a Certificate of Recognition of Retirement to Celia Sapp, Deputy Finance Director, for 16 years of service with the City of Mobile.

MONTHLY FINANCE REPORT

Richard Moore, Finance Executive Director, presented the April 2024 finance report.

ADOPTION OF THE AGENDA

Councilmember Daves moved to adopt the agenda, which was seconded by Councilmember Reynolds 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 motion to adopt the agenda adopted.

APPEALS

Request of Kim Hall for a waiver of the Noise Ordinance at 2051 Clemente Court on June 1, 2024, from 4:00 p.m. – 10:00 p.m. (District 1).

Councilmember Small moved to grant the waiver, which move 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 waiver granted.

Request of Emily Naron for a waiver of the Noise Ordinance at 3404 Moffett Road, Suite 1, on June 7, 2024, from 6:00 p.m. – 9:00 p.m. (District 1).

Councilmember Gregory moved to table the waiver, which move was seconded by Councilmember Penn, following comments from Councilmembers Penn and Gregory 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 waiver tabled.

Request of Eva Henderson for a waiver of the Noise Ordinance at 1108 Spring Hill Avenue on July 8, 2024, from 7:00 p.m. -10:00 p.m. (District 2).

Councilmember Small moved to grant the waiver, which move 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 waiver granted.

Request of Carol Bryant for a waiver of the Noise Ordinance at Newhouse Park on September 14, 2024, from 10:00 a.m. – 3:00 p.m. (District 3).

Councilmember Small moved to grant the waiver, which move 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 waiver granted.

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 2257 CLINTON STREET A PUBLIC NUSIANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2257 Clinton 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 2017 SELMAN AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 2017 Selman Avenue 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 557 DAUPHIN ISLAND PARKWAY 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 557 Dauphin Island Parkway a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Theresa Brown, offered comments about the structure.

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 1053 ROTTERDAM STREET 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 1053 Rotterdam 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 5671 BOB STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 5671 Bob 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 FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1107 AND 1109 SPRINGHILL AVENUE, F/K/A 1111 SPRINGHILL AVENUE; $10,000.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1107 and 1009 Springhill Avenue, f/k/a 1111 Springhill Avenue and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1111 SPRINGHILL AVENUE, F/K/A 1110 OAK STREET; $8,700.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1111 Springhill Avenue, f/k/a 1110 Oak Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Marcus Mitchell, 700 Government Street, Informed the Council about the Summer Library Celebration on June 1, 2024, at the Mobile Public Library.

Sabrina Mass, 1050 Belvedere Circle W., Asked questions about the Kenyen Brown report and the killings in Mobile by the Mobile Police Department.

Rena Chapa, 5725 Old Pascagoula Road, Offered comments about Paul Prine investigation and the Mobile Police Department.

James Jackson, Jr.,1213 Murray Hill Court, Expressed concern about the safety of all taxpaying citizens from police brutality and fraudulent acts. Transparency from the Administration.

Alex Lofton, III, 1811 Blackman Street, Asked questions about the problematic areas in the Kenyen Brown report regarding police misconduct and behavior.

Cedric Myles, 1312 Forest Cove Drive, Asked questions about the results of the Mobile Police Department citizen satisfaction survey.

Laurie Hunter, 350 Bloodgood Street, Comments about the recovery agreement with the Mobile Housing Authority.

Reggie Hill, Offered comments about fitness for duty, and the Parks and Recreation Department.

AGENDA ITEMS:

James Williams, 250 Conyx Street, Gave comments about Resolution 60-473.

Johnna Rogers, 256 N. Jackson Street, Offered comments about Ordinance 88-036.

Mark Minneart, 312 N. Joachim Street, Offered comments about Ordinance 88-036.

ORDINANCES HELD OVER

CONSIDER MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 145, 151, 176, 195, 350, AND 400DUNLAP DRIVE. The following ordinance which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

ORDINANCE: 64-034-2024

Sponsored by: Councilmember Carroll

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

WHEREAS, a Planned Unit Development (PUD) was approved on July 20, 2023 to allow shared parking between multiple building sites and to allow multiple buildings on multiple building sites on property located 145,151,176,195,350, & 400 Dunlap Drive and described as follows:

PARCEL"A"

PLATTED LOT, AUSTAL USA SHIPBUILDING COMPLEX, AS RECORDED IN MAP BOOK 87, PAGE 05 IN THE OFFICE OF THE JUDGE OF PROBATE MOBILE COUNTY, ALABAMA.

PARCEL"B"

PLATTED LOT,AUSTAL USALLC AS RECORDED IN MAP 109, PAGE62 IN THE OFFICE OF THE JUDGE OF PROBATE MOBILE COUNTY, ALABAMA.

PARCEL "C" (LEASE PARCEL)

COMMENCING AT THE INTERSECTION OF THE PRESENT NORTHERN RIGHT- OF-WAY LINE OF THE BANKHEAD TUNNEL WITH THE EASTERN RIGHT-OF-WAY OF DUNLAP DRIVE; THENCE N71°48'04"E ALONG THE NORTHERN RIGHT OF WAY LINE OF BANKHEAD TUNNEL, 232.43 FEET, MORE OR LESS,TO THE POINT OF BEGINNING; THENCE N17°53'26"W 50.00 FEET TO A POINT; THENCE N71°57'53"E, 153 .98 FEET, MORE OR LESS, TO A POINT; THENCE SOUTHEASTERLY ALONG A CURVE TO THE LEFT (SAID CURVE HAVING A RADIUS OF 1528.74 FEET) 68 FEET, MORE OR LESS, TO A POINT; THENCE S71 °48'04"W, 175 FEET, MORE OR LESS, TO A POINT; THENCE N17°53'26"W, 14 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 0.241 ACRES, MORE OR LESS.

PARCEL "D" (LEASE PARCEL)

BEGINNING AT THE INTERSECTION OF THE NORTHERN RIGHT OF WAY LINE OF THE BANKHEAD TUNNEL WITH THE EASTERN LINE OF THE 100 FOOT RIGHT- OF-WAY OF DUNLAP DRIVE; THENCE N71°48'04"E, 232.43 FEET; THENCE S1

7°53'26"E 13 FEET, MORE OR LESS, TO A POINT; THENCE SOUTHWESTERLY, 233 FEET, MORE OR LESS, TO THE EASTERN RIGHT-OF-WAY OF DUNLAP DRIVE; THENCE N18°10'32"W ALONG THE EASTERN LINE OF DUNLAP DRIVE, 20 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 0.097 ACRES, MORE OR LESS.

PARCEL "E" (LEASE PARCEL)

COMMENCING AT THE INTERSECTION OF THE NORTHERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL WITH THE EASTERN RIGHT-OF-WAY OF DUNLAP DRIVE; THENCE S18°10'32"E ALONG THE EASTERN RIGHT-OF-WAY OF DUNLAP DRIVE, 50 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; THENCE N71° 48'04"E, 105 FEET, MORE OR LESS, TO A POINT; THENCE S18°10'32"E, 85 FEET, MORE OR LESS, TO A POINT; THENCE S71°48'04"W 105.00' TO A POINT ON THE EASTERN RIGHT-OF-WAY LINE OF DUNLOP DRYE, THENCE N18°10'32"W ALONG THE EASTERN RIGHT-OF-WA Y LINE OF DUNLAP DRIVE, 85 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 0.205 ACRES, MORE OR LESS.

PARCEL "F" (LEASE PARCEL)

COMMENCING AT A CONCRETE MONUMENT FOUND ON THE NORTHERN RIGHT-OF-WAY LINE OF INTERSTATE 10; THENCE S72°18'38"W ALONG SAID NORTHERN RIGHT OF WAY LINE, 154.08 FEET, TO A POINT; THENCE SI7°41'22"E ALONG SAID NORTHERN RIGHT OF WAY LINE, 35 FEET, MORE OR LESS, TO A POINT; THENCE S72°18'38"W ALONG SAID NORTHERN RIGHT OF WAY LINE, 279.16 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S72°18'38"W ALONG SAID NORTHERN RIGHT OF WAY LINE, 175 FEET, MORE OR LESS, TO A POINT; THENCE S17°41'22"E, 170 FEET, MORE OR LESS, TO A POINT ON THE SOUTHERN RIGHT OF WAY LINE OF INTERSTATE 10; THENCE N72°18'3 8"E ALONG SAID SOUTHERN RIGHT OF WAY LINE, 175 FEET, MORE OR LESS, TO A POINT; THENCE N17°41'22"W, 170 FEET, MORE OR LESS, TO THE POINT OF BEGINNING AND CONTAINING 0.683 ACRES, MORE OR LESS.

PARCEL "G" (LEASE PARCEL)

COMMENCING AT A CONCRETE MONUMENT FOUND ON THE NORTHERN RIGHT-OF-WAY LINE OF INTERSTATE 10; THENCE N18°10'32"W, 333.43 FEET, MORE OR LESS, TO THE SOUTHERN RIGHT OF WAY LINE OF THE BANKHEAD TUNNEL; THENCE S71°47'43"W ALONG SAID PRESENT SOUTHERN RIGHT OF WAY LINE OF BANKHEAD TUNNEL 94.56 FEET, MORE OR LESS; THENCE N18°10'32"W ALONG THE WESTERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL 130.26 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; THENCE N71°47'43"E ALONG THE WESTERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL 30.00 FEET, MORE OR LESS; THENCE S26°48'36"W, 42.44 FEET, MORE OR LESS, TO A POINT ON THE WESTERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL; THENCE N18°10'32"W ALONG THE WESTERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL 30.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING AND CONTAINING 0.010 ACRES, MORE OR LESS.

PARCEL "H" (LEASE PARCEL)

COMMENCING AT A CONCRETE MONUMENT FOUND ON THE NORTHERN RIGHT-OF-WA Y LINE OF INTERSTATE-10; THENCE N18°10'32"W, 333.43 FEET, MORE OR LESS, TO THE SOUTHERN RIGHT. OF WAY LINE OF THE BANKHEAD TUNNEL; THENCE S71°47'43"W ALONG SAID SOUTHERN RIGHT OF WAY LINE OF THE BANKHEAD TUNNEL 64.56 FEET, TO THE POINT OF BEGINNING; THENCE S71°47'43"W, ALONG SAID SOUTHERN RIGHT OF WAY LINE OF THE BANKHEAD TUNNEL 30.00 FEET MORE OR LESS TO A POINT; THENCE N18°10'32"W ALONG THE WESTERN RIGHT-OF-WAY LINE OF THE BANKHEAD TUNNEL 30.00 FEET, MORE OR LESS, TO A POINT; THENCE S63°11'25"E 42.42 FEET, MORE OR LESS, TO THE POINT OF BEGINNING AND CONTAINING 0.010 ACRES, MORE OR LESS.

MMF PARCEL

LOTS A, B, AND C AUSTAL USA MMF ADDITION AS RECORDED IN MAP BOOK 125, PAGE 110 IN THE OFFICE OF THE JUDGE OF PROBATE MOBILE COUNTY, ALABAMA.

MMF ADDTION PARCEL

LOT 1 OF AUST AL OUTFIT YARD, AS RECORDED IN MAP BOOK 125, PG 119, IN THE OFFICE OF THE JUDGE OF PRO BA TE, MOBILE COUNTY, ALABAMA.

HARRISON PROPERTY LEGAL DESCRIPTION
(TO BE ACQUIRED FROM ALDOT)

COMMENCING AT A FOUND IRON CAP AT THE INTERSECTION OF THE WEST R/W LINE OF DUNLAP DRIVE AND THE EAST LINE OF PROPERTY DESCRIBED IN LR 7223, PG 1303 AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE NORTHWESTERLY AND ALONG SAID R/W LINE 13 FEET, MORE OR LESS, TO A POINT ON SAID R/W LINE; THENCE NORTHEASTERLY AND ALONG SAID R/W LINE 582 FEET, MORE OR LESS, TO A POINT ON SAID R/W LINE; THENCE SOUTHEASTERLY AND ALONG SAID R/W LINE 19 FEET, MORE OR LESS, TO A POINT ON SAID PRESENT R/W LINE; THENCE NORTHEASTERLY AND ALONG SAID R/W LINE 731 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; THENCE S70°17'53"W, 416.24 FEET TO A POINT; THENCE S70°17'53"W, 277.12 FEET TO A POINT; THENCE N19°40'41"W, 228.30 FEET TO A POINT; THENCE N19°40'41"W, 40.09 FEET TO A POINT; THENCE N6°42'3S"E, 74.78 FEET TO A POINT; THENCE N10°48'S0"W, 511.53 FEET TO A POINT; THENCE N72°18'8"E, 551.06 FEET TO A POINT; THENCE S17°41'52"E, 65.00 FEET TO A POINT; THENCE N72°18'8"E, 156.13 FEET TO A POINT; THENCE S19°16'11"E, 199.63 FEET TO A POINT; THENCE FOLLOWING THE CURVATURE THEREOF AN ARC DISTANCE OF 122.95 FEET TO A POINT, (SAID ARC HAVING A CHORD BEARING OF S13°57'44"E, A CHORD DISTANCE OF 122.93 FEET ANDA RADIUS OF 1887.71 FEET); THENCE FOLLOWING THE CURVATURE THEREOF AN ARC DISTANCE OF 276.65 FEET, (SAID ARC HAVING A CHORD BEARING OF S7°53'49"E, A CHORD DISTANCE OF 276.40 FEET AND A RADIUS OF 1889.14 FEET); THENCE FOLLOWING THE CURVATURE THEREOF AN ARC DISTANCE OF 167.30 FEET, (SAID ARC HAVING A CHORD BEARING OF S1°9'31"E, A CHORD DISTANCE OF 167.25 FEET AND A RADIUS OF 1893.61 FEET) TO THE POINT OF BEGINNING, CONTAINING 13.85 ACRES, MORE OR LESS,

WHEREAS, the owner of said property applied for a Major Modification of the PUD on February 23, 2024 to allow multiple buildings on multiple parcels, with shared access and parking.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on March 21, 2024 and recommended approval of the Major Modification of the PUD subject to the following conditions:

1. Approval from Traffic Engineering and Engineering-for the 99 parking spaces within the right-of-way along Dunlap Drive;
2. Placement of a note on the recorded site plan stating that full compliance with the UDC landscaping and tree planting requirements for the Outfit Yard, including but not limited to the provision of adequate parking with required safety aisles, landscaping and tree plantings, surfacing and bicycle parking will be provided when the level of improvements exceed 50% of the existing site (at the time of recording);
3. Placement of a note on the recorded site plan stating that complaint parking calculations for the over-all site will be provided as each proposed building is submitted for approval (based on the square footage of office space and the number of manufacturing/warehousing employees);
4. Revision of the site plan to provide pedestrian safety aisles (64-3-12.A.5.(i) and (j)) within all parking areas;

5. Revision of the site plan to provide bicycle parking as per 64-3-12.A.9.(b);
6. Revision of the site plan to indicate compliant dumpsters, or the placement of a note on the site plan stating that dumpsters will not be utilized and refuse collection will be either via curbside service or private can collection;
7. Compliance with all Engineering comments noted in the staff report;
8. Placement of a note on the recorded site plan stating the Traffic Engineering comments noted in the staff report;
9. Compliance with all Urban Forestry comments noted in the staff report;
10. Compliance with all Fire Department comments noted in the staff report;
11. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning; and
12. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

A. Is consistent with all applicable requirements of this Chapter;
B. Is compatible with the character of the surrounding neighborhood;
C. Will not impede the orderly development and improvement of surrounding property;
D. Will not adversely affect the health, safety or welfare of persons living or working in the surrounding neighborhood, or be more injurious to property or improvements in the neighborhood;
E. Will minimize traffic hazards and traffic congestion on the public roads;
F. Is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas;
G. Shall not be detrimental or endanger the public health, safety or general welfare; and
H. Benefits Consideration. The request will be in the City's and the larger community's best interests.

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

<u>Section One</u>: That the modification of the PUD is hereby approved with the following required conditions:

1. Approval from Traffic Engineering and Engineering for the 99 parking spaces within the right-of-way along Dunlap Drive;
2. Placement of a note on the recorded site plan stating that full compliance with the UDC landscaping and tree planting requirements for the Outfit Yard, including but not limited to the provision of adequate parking with required safety aisles, landscaping and tree plantings, surfacing and bicycle parking will be provided when the level of improvements exceed 50% of the existing site (at the time of recording);
3. Placement of a note on the recorded site plan stating that complaint parking calculations for the over-all site will be provided as each proposed building is submitted for approval (based on the square footage of office space and the number of manufacturing/warehousing employees);
4. Revision of the site plan to provide pedestrian safety aisles (64-3-12.A.5.(i) and G)) within all parking areas;
5. Revision of the site plan to provide bicycle parking as per 64-3-12.A.9.(b);
6. Revision of the site plan to indicate compliant dumpsters, or the placement of a note on the site plan stating that dumpsters will not be utilized and refuse collection will be either via curbside service or private can collection;
7. Compliance with all Engineering comments noted in the staff report;
8. Placement of a note on the recorded site plan stating the Traffic Engineering comments noted in the staff report;
9. Compliance with all Urban Forestry comments noted in the staff report;
10. Compliance with all Fire Department comments noted in the staff report;
11. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning; and
12.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 City Clerk, whereupon Councilmember Carroll moved to adopt the ordinance, 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 ordinance adopted.

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 64–034 Series 2024, was published in the Press Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on June 5, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand on this 28th day of May, 2024.

Lisa C Lambert
City Clerk

ORDINANCE TO AMEND CHAPTER 34 "LICENSES AND TAXATION" OF THE MOBILE CITY CODE. The following ordinance which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

ORDINANCE: 34-035-2024

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile ("City") wishes to amend Chapter 34 – LICENSES AND TAXATION, ARTICLE III. – BUSINESS LICENSE CODE AND SCHEDULE OF LICENSES, of the Mobile City Code;

WHEREAS, the City wishes to amend the SCHEDULE OF LICENSES contained in Chapter 34, Article III, with regard to Automobile Dealers to decrease the License Rate for the year 2024, and increase the License Rate for Automobile Dealers for the year 2025 and thereafter; and

WHEREAS, this Ordinance is enacted to accomplish said goals.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted to amend the "Schedule of Licenses" located in Chapter 34, of the Code of the City of Mobile, Alabama, 1991, as follows:

The following provisions located in the Schedule of Licenses currently reads as follows:

The following provisions located in the Schedule of Licenses currently reads as follows:

NAICS	Title	License Rate
441120	RETAIL – Automobile Dealers, used only	0.002090
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.002090

The above provisions of the Chapter 34, Schedule of Licenses, shall be amended to provide the rate for year 2024, to read as follows:

NAICS	Title	License Rate
441120	RETAIL – Automobile Dealers, used only	0.001427
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.000790

The above provisions of the Chapter 34, Schedule of Licenses, shall be amended to provide the rate for year 2025, to read as follows:

NAICS	Title	License Rate
441120	RETAIL – Automobile Dealers, used only	0.001427
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.001400

The above provisions of the Chapter 34, Schedule of Licenses, shall be amended to provide the rate for year 2026, and subsequent years, to read as follows:

NAICS	Title	License Rate
441120	RETAIL – Automobile Dealers, used only	0.002090
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.002090

All other sections of Chapter 34 remain in effect. No other provision of the Schedule of Licenses is altered by this amendment.

Severability. In the event that any subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect, as if the section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not originally a part thereof 2024, to read as follows:

Repealer. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Effective Date. This Ordinance shall be in full force and effect within the City of Mobile and its police jurisdiction from and after its adoption and publication as required by law.

The ordinance was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the ordinance, which was seconded by Councilmember Gregory

Councilmember Reynolds moved to amend the resolution as follows:

WHEREAS, the City of Mobile ("City") wishes to amend Chapter 34-LICENSES AND TAXATION, ARTICLE III. -BUSINESS LICENSE CODE AND SCHEDULE OF LICENSES, of the Mobile City Code;

WHEREAS, the City wishes to amend the SCHEDULE OF LICENSES contained in Chapter 34, Article III, with regard to Automobile Dealers to decrease the License Rate for the year 2024, and increase the License Rate for Automobile Dealers for the year 2025 and thereafter; and

WHEREAS, this Ordinance is enacted to accomplish said goals.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted to amend the "Schedule of Licenses" located in Chapter 34, of the Code of the City of Mobile, Alabama, 1991, as follows:

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441120	RETAIL – Automobile Dealers, used only	0.001427
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.001400

The above provisions of the Chapter 34, Schedule of Licenses, shall be amended to provide the rate for year 2026, and subsequent years, to read as follows:

NAICS	Title	License Rate
441120	RETAIL – Automobile Dealers, used only	0.002090
441110	RETAIL – Automobile Dealer (new and used) whether Owned by the dealer or not, except dealers in Motorcycles.	0.002090

All other sections of Chapter 34 remain in effect. No other provision of the Schedule of Licenses is altered by this amendment.

Severability. In the event that any subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect, as if the section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not originally a part thereof 2024, to read as follows:

Repealer. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Effective Date. This Ordinance shall be in full force and effect within the City of Mobile and its police jurisdiction from and after its adoption and publication as required by law.

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

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

The Presiding Officer declared the amendment adopted.

The Presiding Officer called for the vote on the original motion as amended 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 ordinance adopted as amended.

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Lisa C. Lambert, City Clerk of Mobile, Alabama, hereby certify that Ordinance No. 34-035 Series 2024, was published in the Press Register, a newspaper of general circulation in the City and County of Mobile, Alabama, on June 5, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand on this 28th day of May, 2024.

Lisa C Lambert
City Clerk

CIP RESOLUTIONS HELD OVER

TRANSFER FUNDS FROM CAPITAL PROJECT GREENWAY TRAIL TO GRANT FUND GREENWAY TRAIL; $200,000.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 09-455-2024

Sponsored by: Mayor Stimpson and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $200,000.00 be transferred from capital project C0526 (20002000.94070) CIP Greenway Trail Sec 1 & 2 to Project G-TAP3MC (50015001.93030). These funds will be reallocated and used as a match for the FY25 TAP Grant.

The resolution was read by the City Clerk, whereupon Councilmember Gregory moved to adopt the resolution , which was seconded by Councilmember Reynolds, following comments from Councilmember Gregory 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.

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT WITH COMMUNITY OF MOBILE, INC. FOR CIP OLD SHELL ROAD OVERPASS (D1) $250,000.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-457-2024

Sponsored by: Mayor Stimpson and Councilmember Penn

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

Name of Company:	Community of Mobile, Inc.
Project Name:	CIP Old Shell Road Overpass (A.K.A Cooperative Cost Sharing Agreement for Improvement of Public Right of Way) COM Project # 2024-3005-15
Amount:	$250,000.00

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

AMEND AGREEMENT WITH FIRST TRANSIT, INC. FOR MANAGEMENT OF WAVE TRANSIT, INC.; $3,011,631.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-458-2024

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 to execute and attest, respectively, for and on behalf of the City of Mobile, an amendment to an agreement dated July 1, 2018, by and between the City of Mobile and First Transit, Inc, for management of the Wave transit system, to set management fees and insurance rates for the final two renewal years in a total amount of $3,011,631.00, as outlined in the contract amendment attached hereto and made a part hereof as though set forth in full. A Copy of said contract amendment is on file in the Office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO AUTONATION FORD MOBILE FOR 5 FORD BRONCO SUVS FOR MUNICIPAL ENFORCEMENT; $151,450.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-459-2024

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
7128	2024	(F7000) MOTOR POOL	5 2024 FORD BRONCO SPORT 4X4 SUVS FOR MUNICIPAL ENFORCEMENT (SEALED BID 5878)	$151,450.00	(270013) AUTONATION FORD MOBILE

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. FOR 18 CHEVROLET TAHOE SUVS FOR MFRD; $180,746.64. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-460-2024

Sponsored by: Mayor Stimpson and Councilmember Penn

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
9115	2024	(1510) FIRE ADMINISTRATIO	OPERATIONAL UPFIT OF 18 CHEVROLET TAHOE PPV SUVS FOR MFRD (AL STATE CONTRACT)	$180,746.64	(290980) DANA SAFETY SUPPLY INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO GRAYBAR ELECTRIC COMPANY, INC. FOR 100 LUMINAIRIES FOR TRAFFIC ENGINEERING; $103,208.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-461-2024

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
8664	2024	(2060) TRAFFIC ENGINEERING	100 NAVION ROADWAY LUMINAIRES FOR TRAFFIC ENGINEERING (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$103,208.00	(75199) GRAYBAR ELECTRIC CO INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO GULF COAST TRUCK & EQUIPMENT COMPANY, INC. FOR 3 TRASH SHUTTLE TRUCKS; $342,114.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-462-2024

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
7624	2024	(F7000) MOTOR POOL	3 TRASH SHUTTLE TRUCKS FOR TRASH AND GARBAGE (SEALED BID 5877)	$342,114.00	(77800) GULF COAST TRUCK & EQUIPMENT CO INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY, INC. FOR STREET SWEEPERS FOR PUBLIC SERVICES; $665,156.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-463-2024

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:

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
8968, 8970	2024	(F7000) MOTOR POOL	ONE ELGIN BROOM BEAR AND ONE ELGIN PELICAN STREET SWEEPER FOR PUBLIC SERVICES MAINTENANCE (SOURCEWELL COOPERATIVE PRUCHASING AGREEMENT, NOT ON STATE CONTRACT)	$665,156.00	(190715) SANSOM EQUIPMENT CO INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO SUNBELT FIRE, INC. FOR LEATHER FIRE BOOTS AND FIRE HELMETS FOR MFRD: $23,010.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-464-2024

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
8351	2024	(1510) FIRE ADMINISTRATION	20 PAIR LEATHER FIRE BOOTS, 30 FIRE HELMETS FOR MFRD (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	$23,010.00	(198904) SUNBELT FIRE INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

APPROVE PURCHASE ORDER TO TRUCK EQUIPMENT SALES, INC. FOR FORD F250 EXTENDED-CAB TRUCKS FOR FACILITIES MAINTENANCE; $238,080.00. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-465-2024

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
7103	2024	(F7000) MOTOR POOL	4 FORD F250 EXTENDED-CAB TRUCKS WITH UTILITY BODIES FOR FACILITIES MAINTENANCE (SEALED BID 5876)	$238,080.0	(208560) TRUCK EQUIPMENT SALES INC

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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 JOHN G. WALTON CONSTRUCTION COMPANY, INC. FOR WESTERN BAYFRONT RESURFACING; $1,569,107.77. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-466-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

WHEREAS, bids for street resurfacing for district 2 were received and opened on April 24, 2024.

WHEREAS, the City Engineer has recommended an award to the lowest bid meeting specifications from John G. Walton Construction Company, Inc., in the amount of $1,569,107.77.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by John G. Walton Construction Company, Inc.

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:

Name of Company: John G. Walton Construction Company, Inc.

Project Name: Western Bayfront Resurfacing (D2)

Project Number: 2024-3005-04

Amount: $1,569,107.77

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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 COURTNEY NALL-MCCULLEY TO PROVIDE PSYCHOLOGICAL AND FITNESS-FOR-DUTY EVALUATIONS; $20,000.00 PER YEAR. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-467-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABMA, that the Mayor and City Clerk be, and they herby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Courtney Nall-McCulley, MA, to provide psychological and fitness-for-duty evaluations, for five years, then to continue month-to-month, without further approval required by Council, in an amount as needed not to exceed $20,000.00 per year, 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.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

CONSIDER THE APPLICATION TO NASIA POPE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A NON-EMERGENCY MEDICAL TRANSPORT SERVICE. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 37-468-2024

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Nasia Pope for a Certificate of Public Convenience and Necessity to operate a non-medical transport service is hereby approved. A copy of said application is on file in the office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Reynolds 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.

SET THE SCOPE AND TOPICS FOR INVESTIGATION INTO PUBLIC ALLEGATIONS MADE BY MOBILE POLICE CHIEF PAUL PRINE AND NAMING SPECIAL CONSEL TO CONDUCT INVESTIGATION. The following resolution which was introduced and read at the regular meeting of May 21, 2024, and held over until the regular meeting of May 28, 2024, was called up by the Presiding Officer.

RESOLUTION: 60-473-2024

Sponsored by: City Council

WHEREAS, on April 30, 2024, the Mobile City Council passed Resolution 60-372 authorizing an investigation into public allegations made by former Mobile Police Department Chief Paul Prine (“Chief Prine”); and

WHEREAS, that resolution appointed the Council Committee of the Whole to direct said investigation; and

WHEREAS, the Council Committee of the Whole met on May 7, 2024 to discuss topics including the scope and specific topics for any third-party outside Special Counsel to investigate; and

WHEREAS, time being of the essence, the Council Committee of the Whole has solicited and reviewed proposals for outside third-party attorneys licensed in the State of Alabama to conduct said investigation;

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

1. There will be four basic factual areas for a third-party retained Special Counsel to investigate and report back to the City Council on:

(a) the circumstances regarding the engagement of 321z Insights by the City of Mobile, the City of Mobile Police Department, and/or the Gulf Coast Technology Center (“GCTC”) to conduct a review of the “EchoStop” program, including how and why the contract for same was solicited and presented to the Council and any internal or “peer” review as to same done by or at the request of GCTC;

(b) issues related to the “chain of command” at GCTC (also often referred to as MPD Cyber) and allegations that the Chief of Police was improperly cut out of or else unable to use GCTC resources;

(c) the circumstances surrounding the alleged breakdown of relations between the City Administration and Chief Prine on or about November 2023 and leading up to and including discussions between the City Administration and Chief Prine on or about April 2024 regarding his proposed retirement or resignation; and

2. In investigating any and all of these factual areas, the Special Counsel shall only investigate those matters which, if true, would constitute illegal, unethical, or out-of-policy behavior. In doing so, the Special Counsel should in every instance, in accord with best investigatory practices, identify anyone who: (a) committed an alleged violation; (b) precisely what the violation allegedly was; (c) precisely what law, regulation, procedure, standard or practice, or City policy was allegedly violated; and (d) precisely when and where any such alleged violation occurred.

3. The Special Counsel's factual scope and remit is limited to the matters contained above in paragraphs one and two. Should the Special Counsel in the course of conducting its investigation uncover additional allegations or issues that do not fit within the scope of the investigation as described herein, the Special Counsel is not to pursue or report to the Council on any such allegations. The Special Counsel however, consistent with its legal and ethical duties, shall separately report any such allegations or issues to the proper investigatory authorities, State or Federal, in the event said allegations or issues would constitute illegal or unethical behavior.

4. The total budget for the investigation described herein shall be one-hundred thousand dollars ($100,000.00).

5. The investigation and written report of the Special Counsel shall be completed and submitted to the Council within forty-five (45) days of the Special Counsel being named. If for any reason at any time within that forty-five (45) day period either the budget or timeline for the investigation and report turns out to be inadequate in the opinion of the Special Counsel, he shall inform the Council Committee of the Whole immediately so that the Council may consider same and take additional action if warranted.

(d) any allegations made by Chief Prine that written grievances filed or submitted by him were not properly addressed or investigated.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory

Councilmember Reynolds moved to amend the resolution as follows:

WHEREAS, on April 30, 2024, the Mobile City Council passed Resolution 60-372 authorizing an investigation into public allegations made by former Mobile Police Department Chief Paul Prine ("Chief Prine"); and

WHEREAS, that resolution appointed the Council Committee of the Whole to direct said investigation; and

WHEREAS, the Council Committee of the Whole met on May 7 and May 21, 2024 to discuss topics including the scope and specific topics for any third-party outside Special Counsel to investigate; and

WHEREAS, time being of the essence, the Council Committee of the Whole has solicited and reviewed proposals for outside third-party attorneys licensed in the State of Alabama to conduct said investigation;

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

1. There will be four basic factual areas for a third-party retained Special Counsel to investigate and report back to the Committee of the Whole on:

(a) the circumstances regarding the engagement of 32lz Insights by the City of Mobile, the City of Mobile Police Department, and/or the Gulf Coast Technology Center ("GCTC") to conduct a review of the "EchoStop" program, including how and why the contract for same was solicited and presented to· the Council and any internal or "peer" review as to same done by or at the request of GCTC;

(b) issues related to the "chain of command" at GCTC (also often referred to as MPD Cyber) and allegations that the Chief of Police was improperly cut out of or else unable to use GCTC resources;

(c) the circumstances surrounding the alleged breakdown of relations between the City Administration and Chief Prine on or about November 2023 and leading up to and including discussions between the City Administration and Chief Prine on or about April 2024 regarding his proposed retirement or resignation; and

(d) any allegations made by Chief Prine that written grievances filed or submitted by him were not properly addressed or investigated.

2. In investigating any and all of these factual areas, the Special Counsel shall only investigate those matters which, if true, would constitute illegal, unethical, or out-of-policy behavior. In doing so, the Special Counsel should in every instance, in accord with best investigatory practices, identify anyone who: (a) committed an alleged violation; (b) precisely what the violation allegedly was; (c) precisely what law, regulation, procedure, standard or practice, or City policy was allegedly violated; and -(d) precisely when and where any such alleged violation occurred.

3. The Special Counsel's factual scope and remit is limited to the matters contained above in paragraphs one and two. Should the Special Counsel in the course of conducting its investigation uncover additional allegations or issues that do not fit within the scope of the investigation as described herein, the Special Counsel is not to pursue or report to the Council on any such allegations. The Special Counsel however, consistent with its legal and ethical duties, shall separately report any such allegations or issues to the proper investigatory authorities, State or Federal, in the event said allegations or issues would constitute illegal or unethical behavior.

4. William Athanas ("Mr. Athanas") of the law firm of Bradley Arant Bault Cummings is hereby named as the Special Counsel to conduct the investigation described herein. Mr. Athanas will be compensated at a rate of $575.00 per hour, any partners from his firm shall be compensated at a rate of $490.00 per hour, and any associate attorneys from his firm shall be compensated at a rate of $390.00 per hour. The Special Counsel is also authorized, within his reasonable discretion, to incur such additional costs and hire such additional investigative or clerical personnel as may be necessary to properly conduct said investigation.

5. Attached hereto and incorporated by reference are documents comprising a summary of the Special Counsel's qualifications and experience, a conflict report of all prior interactions between the Special Counsel's law firm and the City of Mobile or entities reasonably associated with it, and the Special Counsel's engagement letter.

6. The total budget, inclusive of attorney's fees and costs, for the investigation described herein shall be two-hundred thousand dollars ($200,000.00). The Special Counsel shall submit any and all bills for fees and costs to the City Clerk's office with a copy to Counsel for the City Council.

7. The investigation and written report of the Special Counsel shall be completed and submitted to the Committee of the Whole within forty-five (45) days of the adoption of this resolution. If for any reason at any time within that forty-five (45) day period either the budget or timeline for the investigation and report turns out to be inadequate in the opinion of the Special Counsel, he shall inform the Council Attorney immediately so that the Council may be advised of same and take additional action if warranted.

8. In the event any subpoenas under ALA. CODE section I I-44C-87 or other applicable authority are necessary in the opinion of the Special Counsel, the Special Counsel shall forward the names and/or any necessary identifying information for the subpoena(s) to Counsel for the City Council, who shall forward same to the Council and cause said matters to be placed on the next available City Council agenda for approval.

The move was seconded by Councilmember Daves, following comments from Councilmembers Carroll, Reynolds, Daves, and Woods the vote was as follows:

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

The Presiding Officer declared the amendment adopted.

The Presiding Officer called for the vote on the original motion as amended, following comments from Councilmembers Daves, Reynolds, and Small, 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 as amended.

ORDINANCES BEING INTRODUCED

ORDINANCE DONATING CERTAIN CITY PROPERTY TO THE CITY'S AFFORDABLE HOUSING PROGRAM AND AUTHORIZING THE SALE. The following ordinance was held over until the regular meeting of June 4, 2024.

ORDINANCE: 88-036-2024

Sponsored by: Mayor Stimpson

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

SECTION ONE: It is hereby found and determined by the City Council of the City of Mobile, Alabama, that the property at 311 N Claiborne Street hereinafter described is made available for donation and made available as program matching resources to the affordable housing program administered by the City of Mobile and that it is in the best interest of the City of Mobile and in the public interest that said properties be sold to FIGURES INVESTMENTS, INC. for the purpose of an affordable housing Project:

Property Description

Parcel Key:	00737224
Parcel ID:	R022906400003036.000
Parcel Owner:	CITY OF MOBILE 205 GOVERNMENT ST 4TH FLOOR MOBILE, Al 36602

Legal Description

Lot 3 DeTonti Pointe, as recorded in instrument number 2023027310

SECTION TWO: The Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Purchase Agreement when prepared for the property shown above.

SECTION THREE: The Mayor and the City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Warranty Deed when prepared for the property shown above.

SECTION FOUR: Said Purchase Agreement and Warranty Deed are by reference made a part of this ordinance as fully as if set forth herein, and a copy of such will be on file in the office of the City Clerk and in the office of the Real Estate Officer of the City of Mobile, 4th Floor, Government Plaza, 205 Government Street, Mobile, Alabama.

SECTION FIVE: The Mayor and the City Clerk are also hereby authorized and directed to execute and attest, respectively, for and in the name, and on behalf of the City of Mobile, the Developer Agreement and any required Security Documents to secure such Agreement requirement when prepared for the property shown above.

SECTION SIX: The Mayor is also hereby authorized and directed to remit an amount not to exceed fifty (50) percent (%) of the cash proceeds from said sale to the Board of School Commissioners of Mobile County pursuant to the acquisition requirements within the purchase/transfer agreement with the same entity.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after 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 31-474 through 60-485 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

AUTHORIZE THE MAYOR TO APPLY, ACCEPT, AND RECEIVE A GRANT FROM THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS FOR THEIR CAPACITY BUILDING DISASTER GRANT; $25,000.00 (NO LOCAL MATCH).
The following resolution was introduced by Councilmember Daves.

RESOLUTION: 31-474-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept, and receive from the American Society for the Prevention of Cruelty to Animals (ASPCA), a Notice of Award for grant assistance in the amount of $25,000.00 for the Capacity Building Disaster Grant. There is no match requirement.

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

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Woods 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

DECLARE THE STRUCTURE AT 2257 CLINTON STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-475-2024

Sponsored by: Councilmember Penn

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 2257 Clinton Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 4, 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 **2257 Clinton Street described as:**

LOT 14 SUMMERVILLE DOWNS SU B MBK 5 P 491 #SEC 44 T4S R1W #MP29 02 44 0 024

Parcel Number: 29 02 44 O 024 412

Last Assessed to: JENKINS BERTRAM

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 City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Woods 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.

DECLARE THE STRUCTURE AT 2017 SELMAN AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-476-2024

Sponsored by: Councilmember Penn

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 2017 Selman 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 **2017 Selman Avenue described as:**

LOT 21 BLK E SUNNYMEADE SUB DBK 156 P 488 #SEC 44 T4S R1W #MP29 02 44 0 024

Parcel Number: **29 02 44 0 024 368**

Last Assessed to: **WIGGINS TRACUS SR**

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 City Clerk, whereupon Councilmember Daves moved to adopt the resolution , which was seconded by Councilmember Woods 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.

DECLARE THE STRUCTURE AT 557 DAUPHIN ISLAND PARKWAY A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 40-477-2024

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 557 Dauphin Island PKWY 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 557 Dauphin Island PKWY described as:

LOT 23 BLK 8 RICKARBY PL DB K 116 P 208 #SEC 28 T4S R1W #MP29 10 28 2 003

Parcel Number: 29 10 28 2 003 032

Last Assessed to: RABB DEKORUS, C/O RABB TALISA

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 City Clerk, whereupon Councilmember Carroll moved to table 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 tabled.

DECLARE THE STRUCTURE AT 1053 ROTTERDAM STREET A PUBLIC NUSIANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-478-2024

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 1053 Rotterdam 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 **1053 Rotterdam Street described as:**

LOT 9 JOSEPH A HYNDE SUBDIV SQR 7 TOULMIN TRT DBK 142 P 219 SECT 28 T4S R1W #SEC 28 T4S R1W #MP29

Parcel Number: **29 10 28 4 001 079**

Last Assessed to: **ANTHONY MAURICE STALLWORTH**

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 City Clerk, whereupon Councilmember Daves moved to hold the resolution over until July 30, 2024, which was seconded by Councilmember Woods 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 held over until the regular meeting of July 30, 2024.

DECLARE THE STRUCTURE AT 5671 BOB STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-479-2024

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 5671 Bob 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 **5671 Bob Street described as:**

BEG NW COR LOT 2 RICHARD HUNTER SID MBK 5/164 TH E ALG S/L BOB ST 170 FT(S) TH S 98 FT TH W 50 FT(S) TH N 50 FT(S) TH W 120 FT(S) TO E/L SMITH ST TH RUN N ALG SD ST 58 FT TO POB #SEC 10 T6S R2W #MP38 02 10 2 000

Parcel Number: **38 02 10 2 000 142.03**

Last Assessed to: **FINANCIAL FREEDOM PROPERTIES INC, C/O JOHN H SEIBERT**

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,0 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 City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Woods 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.

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1107 AND 1109 SPRINGHILL AVENUE, F/K/A 1111 SPRINGHILL AVENUE. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 40-480-2024

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1107 and 1109 Springhill Avenue, f/k/a 1111 Springhill 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 1107 and 1109 Springhill Avenue, f/k/a 1111 Springhill Avenue to be $10,000.00 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 OFMOBILE, ALABAMA, as follows: **$10,000.00** shall constitute a special assessment against the property at structure 1107 and 1109 Springhill Avenue, f/k/a 1111 Springhill Avenue and being that property more particularly described as follows:

COMMENCING AT THE SOUTHWEST INTERSECTION OF SPRINGHILL AVE AND HALLETT STREET RUN NORTH 72° 15' 25" WEST ALONG THE SOUTH LINE OF SPRINGHILL AVE 144.14 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTH 05° 38' 49" WEST 286.85 FEET TO A POINT; THENCE RUN NORTH 79° 33' 20" WEST FOR 42.14 FEET TO A POINT; THENCE RUN NORTH 81' 37' 16" WEST FOR 36.84 FEET TO A POINT; THENCE RUN NORTH 06' 09' 02" EAST FOR 297.92 FEET TO A POINT ON THE SOUTH ROW LINE OF SPRINGHILL AVE; THENCE RUN SOUTH 72° 15' 25" EAST WITH THE SOUTH ROW LINE OF SPRINGHILL AVE 77.90 FEET TO THE POINT OF BEGINNING

Parcel No.: **02 29 06 40 0 009 117.xxx**

Owner: **MEEKS MICHAEL**
3750 BAY TREE ROAD

LYNN HAVEN, FL 32444-5663

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

Section 2. It is directed that a certified copy of this resolution shall be filed in the 0ffice of the Judge of Probate of Mobile County, Alabama.

The resolution was read by the City Clerk, whereupon Councilmember Carroll moved to hold the resolution over until the regular meeting of July 2, 2024, 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 held over until the regular meeting of July 2, 2024.

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1111 SPRINGHILL AVENUE, F/K/A 1110 OAK STREET. The following resolution was introduced by Councilmember Carroll.

RESOLUTION: 40-481-2024

Sponsored by: Councilmember Penn

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1111 Springhill Avenue, f/k/a 1110 Oak 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 1111 Springhill Avenue, f/k/a 1110 Oak Street to be **$8,700.00** 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: $8,700.00 shall constitute a special assessment against the property at structure 1111 Springhill Avenue, f/k/a 1110 Oak Street and being that property more particularly described as follows:

COMG AT NW COR OF OAK & HALLETT STS TH RUN W 300 FT (S) TO POB TH CONT W 44.22 FT TH NL Y 227 FT(S) TH E 38.53 FT TH N 225.1 FT TH ELY 54.08 FT TH S 100 FT TH SE 35 FT TH N 100 FT THE 35 FT TH S 275 FT(S) TH W 126 FT TH S 227 FT(S) TO POB #SEC 40 T4S R1W #MP29 06 40 0 009

Parcel No.: **29 06 40 0 009 083.009**

Owner: **NATIONSTAR MORTGAGE LLC**
PO BOX 619081
DALLAS, TX 75261-9741

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

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

The resolution was read by the City Clerk, whereupon Councilmember Carroll moved to hold the resolution over until the regular meeting of July 2, 2024, 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 held over until the regular meeting of July 2, 2024.

DETERMINE AN APPROPRIATION TO ACF METRO MOBILE CHEFS & COOKS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-482-2024

Sponsored by: Councilmember Carroll

WHEREAS, Councilman Penn wishes to appropriate **$500.00** to ACF Metro Mobile Chefs & Cooks Association, from his discretionary funds; and

WHEREAS, ACF Metro Mobile Chefs & Cooks Association 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 ACF Metro Mobile Chefs & Cooks Association, will be used to assist with the Community, Health, and Education awareness event that took place on November 18, 2023, which will serve a public purpose benefitting 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 **$500.00** to ACF Metro Mobile Chefs & Cooks Association , for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Woods 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.

DETERMINE AN APPROPRIATION TO TRINITY GARDEN FALCONS ATHLETICS SERVES A PUBLIC PURPOSE AND APPROVE PAYEMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-483-2024

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **$1,000.00** to Trinity Garden Falcons Athletics, from his discretionary funds; and

WHEREAS, Trinity Garden Falcons Athletics, 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 Trinity Garden Falcons Athletics, will be used to assist with the baseball team's uniforms, equipment, and fees, which will serve a public purpose benefitting 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 **$1,000.00** to Trinity Garden Falcons Athletics, for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Woods 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.

DETERMINE AN APPROPRIATION TO GULF COAST CARIBBEAN CARNIVAL ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-484-2024

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate **$1,000.00** to Gulf Coast Caribbean Carnival Association from his discretionary funds; and

WHEREAS, Gulf Coast Caribbean Carnival Association 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 Gulf Coast Caribbean Carnival Association will be used to assist with the support of spreading information and cultural awareness through traditional Carnival, which will serve a public purpose benefitting 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 **$1,000.00** to Gulf Coast Caribbean Carnival Association , for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Woods 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.

DETERMINE AN APPROPRIATION TO LEXINGTON HOMEOWNERS ASSOCIATION, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT . The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-485-2024

Sponsored by: Councilmember Woods

WHEREAS, Councilmember Woods wishes to appropriate **$7,000.00** to Lexington Homeowners Association, Inc., from his discretionary funds; and

WHEREAS, Lexington Homeowners Association, 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 Lexington Homeowners Association, Inc., will be used to assist with unsafe sidewalks and other items for the safety of the neighborhood, which will serve a public purpose benefitting 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 **$7,000.00** to Lexington Homeowners Association, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to adopt the resolution, which was seconded by Councilmember Woods 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.

CIP RESOLUTIONS BEING INTRODUCED

AUTHORIZE CONTRACT WITH H.O. WEAVER & SONS, INC. FOR 2024 CIP RESURFACING, DISTRICTS 6 & 7; $2,789,867.36. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-486-2024

Sponsored by: Mayor Stimpson and Councilmembers Woods & Gregory

WHEREAS, bids for street repairs for districts 6 and 7 were received and opened on April 24, 2024.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from H.O. Weaver & Sons, Inc., in the amount of $2,789,867.36.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by H.O. Weaver & Sons, Inc.

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:

Name of Company: H.O. Weaver & Sons, Inc.

Project Name: 2024 CIP Resurfacing City Council Districts 6 & 7

Project Number: 2024-3005-03

Amount: $2,789,867.36

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 31-499 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

APPROVE PURCHASE ORDER TO CLASSIC PAINT & BODY, INC. FOR DAMAGE REPAIR TO FIRE PUMPER TRUCK; $21,115.96. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 08-487-2024

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
9238	2024	(2050) FLEET MANAGEMENT/ GARAGE	REPAIR WRECK DAMAGE TO 2016 ROSENBAUER FIRE PUMPER TRUCK (PRICE BELOW BID REQUIREMENT)	$21,115.96	(294881) CLASSIC PAINT & BODY INC

APPROVE PURCHASE ORDER TO STIVERS CHRYSLER DODGE JEEP RAM FOR CREW CAB PICKUP TRUCK FOR TRAFFIC ENGINEERING; $40,452.00. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 08-488-2024

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
9536	2024	(F7000) MOTOR POOL	2024 DODGE RAM 1500 CREW CAB PICKUP TRUCK FOR TRAFFIC ENGINEERING (AL STATE CONTRACT)	$40,452.00	(298035) STIVERS CHRYSLER DODGE JEEP RAM

APPROVE PURCHASE ORDER TO UKG KRONOS SYSTEMS, LLC FOR ANNUAL RENEWAL OF SOFTWARE FOR MFRD; $18,420.75. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 08-489-2024

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
8747	2024	(1510) FIRE ADMINISTRATION	ANNUAL RENEWAL OF KRONOS TELESTAFF WORKFORCE MANAGEMENT SOFTWARE FOR MFRD (BID EXEMPT AS SOFTWARE)	$18,420.75	(294306) UKG KRONOS SYSTEMS LLC

APPROVE PURCHASE ORDER TO WISPERKOOL FOR PORTABLE HVAC UNIT FOR TENNIS CENTER; $51,720.00. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 08-490-2024

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
7009	2024	(F6110) MOBILE TENNIS CENTER	PORTABLE VERTICAL 30TON HVAC UNIT FOR TENNIS CENTER (SEALED BID 5883)	$51,720.00	(299031) WISPERKOOL

RE-ALLOCATE $1,000,000.00 IN THE CAPITAL IMPROVEMENT FUND TO CAPITAL PROJECT LANGAN PARK LAKE DREDGING. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 09-491-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $1,000,000.00 in the Capital Improvement Fund (2000) be reallocated from Capital Project #C0116 Capital Improvement Reserve to Capital Project C0964 Langan Park Lake Dredging.

RE-ALLOCATE $600,000.00 FROM CAPITAL IMPROVEMENT RESERVE TO CAPITAL PROJECT SPRINGHILL COURT AND SPRINGHILL AVENUE SITE IMPROVEMENT. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 09-492-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of $600,000.00 in the Capital Improvement Fund (2000) be reallocated from Capital Project #C0116 Capital Improvement Reserve to Capital Project C0965 Springhill Ct and Springhill Ave Site Improv. These funds will be used to acquire ROW, relocate retaining wall and construct sidewalks.

AUTHORIZE CONTRACT WITH BEST PRICE SERVICES, LLC FOR ROW MOWING, ZEIGLER BOULEVARD. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-493-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and the Best Price Services, LLC, to provide right of way mowing services for Zeigler Boulevard, from Forest Hill Drive to 8050 Zeigler Boulevard, for one year, renewable annually without further approval required by Council, for up to a total of three years, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC. FOR WESTERN BAYFRONT RESURFACING; $38,600.00. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-494-2024

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 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: Geotechnical Engineering Testing, Inc.

Project Name: Western Bayfront Resurfacing
COM Project #2024-3005-04

Estimated Cost: $38,600.00

AUTHORIZE CONTRACT WITH SPV ASSOCIATES, INC., D/B/A ONINDUS FOR EBUILDER; $200,125.00. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-495-2024

Sponsored by: Mayor Stimpson

THAT THE Mayor and the City Clerk be, and hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, between the City of Mobile and the company listed below, for work as outlined in the contract attached hereto and made part hereof as set forth in full, subject to the company signing the contract. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of Company: SPV ASSOCIATES INC. (DBA ONINDUS)

Project Name: CIP CONSULTANT FOR EBUILDER

Project Number: 2024-2045-03

Amount: $200,125.00

AUTHORIZE CONTRACT WITH THE PENINSULA OF MOBILE, INC. FOR THE FY23 HURRICANE RESPONSE DEBRIS REMOVAL GRANT; $30,000.00. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-496-2024

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, an Agreement with The Peninsula of Mobile, Inc., in an amount of $30,000.00 for the FY23 Hurricane Response Debris Removal Grant Program, 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.

AUTHORIZE CONTRACT WITH USA INDUSTRIAL MEDICINE FOR EMPLOYEE PHYSICAL EXAMS; NTE $100,000.00 PER YEAR. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 21-497-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and the University of South Alabama, USA Health HCA Industrial Medicine Clinic, LLC, to provide City employee physical exams and vaccinations, for three years, then month-to-month, without further approval required by Council, in an amount as needed not to exceed $100,000.00 per year, 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.

GRANT A PERMANENT EASEMENT TO ALABAMA POWER TO PROVIDE NEW UNDERGROUND SERVICE TO LAVRETTA PARK. The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 25-498-2024

Sponsored by: Mayor Stimpson and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor and City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an easement, to ALABAMA POWER COMPANY as set out in W.E. #A6554-06-AD24, a copy of which is attached hereto and made a part hereof as though fully set forth herein, for and in consideration of the sum of ONE AND NO/100 ($1.00) DOLLARS, needed for ALABAMA POWER COMPANY to provide new underground service to Lavretta Park, as shown in yellow on attached drawing.

AUTHORIZE THE MAYOR TO APPLY, ACCEPT, AND RECEIVE A GRANT TO THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR FY 2025 TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM GRANT; $800,000.00 ($200,000.00 MATCH REQUIREMENT). The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 31-499-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA that the Mayor is authorized to apply, accept and receive grant funding from the Alabama Department of Transportation for the FY 2025 Transportation Alternatives Set-Aside Program (TAP) grant in the amount of $800,000.00 for Segment 2 of the Three Mile Creek Greenway Trail.

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

BE IT FURTHER RESOLVED that the Council authorizes the expenditure of matching funds in the amount of $200,000.00 for a total project cost of $1,000,000.00.

The resolution was read by the 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 City Clerk, whereupon the Presiding Officer declared the resolution adopted.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; NELSON.
The following resolution was held over until the regular meeting of June 4, 2024.

RESOLUTION: 60-500-2024

Sponsored by: Mayor Stimpson

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

ANNOUNCEMENTS

Councilmember Carroll stated that he would attend the 2024 Lawn Festival at Prince of Peace Catholic Church on June 1, 2024.

Councilmember Carroll said that the ribbon cutting celebration of the newly renovated Bienville Square was a great event.

Councilmember Penn announced that a District 1 Rally promoting peace will be held at LeFlore High School's stadium on June 1, 2024, at 9:00 a.m.

Councilmember Gregory said that she will be at Friendship Missionary Baptist Church on Saturday, June 1, 2024, to help celebrate Pastor-Elect Reverend Tremaine Vincent at 11:00 a.m.

Councilmember Small stated that the 8th grade crossover ceremony at Pillans Middle School on Wednesday, May 22, 2024, was well attended.

Councilmember Small announced that representatives from the National League of Cities will be visiting the Africatown Heritage House on Saturday, June 1, 2024, from 4:00 – 5:00 p.m.

Councilmember Reynolds moved to adjourn the meeting, 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 regular meeting adjourned at approximately 12:29 p.m.

Adopted:

____
COUNCIL PRESIDENT

____
CITY CLERK