

MUNICIPAL BUILDING, MOBILE, ALABAMA, OCTOBER 15, 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, October 15, 2024, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Daves, Woods, and Gregory
Absent: None

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, OCTOBER 15, 2024

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, October 15, 2024, at 10:30 a.m., for the regular meeting.

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

Tony Legear, Public Safety Chaplain, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

Minutes of the meetings of October 9, 2024, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson announced that the Public Works Department will host a job fair on Thursday, October 24, 2024 at James Seals Park from 5:00 p.m. – 7:00 p.m.

Mayor Stimpson informed citizens that a Family and Friends Day event will be held at the National Maritime Museum on Friday, October 19, 2024, from 10:00 a.m. – 4:00 p.m. with free admission.

NOTE: Ashley Rains, Communications Manager at Visit Mobile, and former District 1 Councilman, Fred Richardson, gave a presentation about the 2025 Moonpie Drop on December 31, 2024, from 11:00 a.m. – 12:00 a.m. in downtown Mobile.

MINUTES OF OCTOBER 15, 2024

The following employees were presented as employee of the month:

August 2024: Ian K. Westerfield, Firefighter
September 2024: Austen King, Officer
September 2024: Robert J. Ching, Firefighter
October 2024: Termica Lucy Stokes, Public Works

ADOPTION OF THE AGENDA

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

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

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

APPEALS

Request of Nakita Millsap for a waiver of the Noise Ordinance at 540 Texas Street on November 1, 2024, from 7:00 a.m. – 3:00 p.m. (District 2).

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

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

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

Request of Ryne Murph for a waiver of the Noise Ordinance at The Kennedy-Cox House on December 31, 2024, from 9:00 p.m. – 1:00 a.m. (District 2).

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 373 FREDONIA STREET 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 373 Fredonia Street a public nuisance and order it demolished and asked if there was anyone present 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 159 UNION AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 1).

MINUTES OF OCTOBER 15, 2024

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 159 Union Avenue a public nuisance and order it demolished and asked if there was anyone present 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 1302 FLICKER COURT A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1302 Flicker Court a public nuisance and order it demolished and asked if there was anyone present for or against this matter.

Devon Adams, Mobile, Al, requested an extension to have the property demolished.

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 1551 NAVCO ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1551 Navco Road a public nuisance and order it demolished and asked if there was anyone present 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 5661 HUNTER 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 5661 Hunter Street a public nuisance and order it demolished and asked if there was anyone present 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 1859 JONES AVENUE; \$3,200.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1859 Jones Avenue and asked if there was anyone present 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 952 MINOR STREET; \$3,500.00 (DISTRICT 1).

MINUTES OF OCTOBER 15, 2024

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 952 Minor Street and asked if there was anyone present 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 2150 PLEASANT AVENUE; \$3,200.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 2150 Pleasant Avenue and asked if there was anyone present 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 2434 REDMOND STREET; \$2,250.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 2434 Redmond Street and asked if there was anyone present 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 360 W. HIGHLAND AVENUE; \$2,199.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 360 W. Highland Avenue and asked if there was anyone present 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 1508 LEMON STREET; \$2,484.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1508 Lemon Street and asked if there was anyone present 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 CONSIDER THE APPLICATION OF CARE RIDE TRANSPORT, LLC TO OPERATE A SEDAN SERVICE.

MINUTES OF OCTOBER 15, 2024

The Presiding Officer announced that today was the day for the public hearing to consider the application of Care Ride Transport, LLC to operate a sedan service and asked if there was anyone present 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:

Melissa Gates, 1280 Rigby Road, Spoke about the progress in removing the inappropriate books minors have access to in the library.

Apostle Valenia Green, 603 Delaware Street, Commented about abuse and neglect in the community towards the poor and disabled.

RESOLUTIONS HELD OVER

APPROVE BID FOR PROMOTIONAL ITEMS. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-955-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5903</u>	Promotional Items	14	See bid tabulation	For three months.	<u>Various, see bid tabulation</u>

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

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

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

APPROVE PURCHASE ORDER TO ALABAMA POOLWORKS, LLC FOR POOL CHEMICALS FOR PARKS DEPARTMENT; \$77,291.88. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until

MINUTES OF OCTOBER 15, 2024

the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-956-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>189</u>	2025	(2034) ATHLETICS	POOL CHEMICALS FOR PARKS DEPARTMENT (SEALED BID 5890)	\$77,291.88	(290766) ALABAMA POOLWORKS LLC

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

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

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

APPROVE PURCHASE ORDER TO DANA SAFETY SUPPLY, INC. FOR TRANSPORTING OF VEHICLES TO MUNICIPAL GARAGE; \$28,925.00. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-957-2024

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
<u>14680,</u> <u>14683</u>	2024	(F7000) MOTOR POOL	TRANSPORT MPD CHEVROLET TAHOE PPV SUVS FROM UPFIT LOCATIONS IN CRESTVIEW FL (21) AND FT PAYNE AL (44) TO MUNICIPAL GARAGE (PRICE BELOW BID REQUIREMENT)	\$28,925.00	(290980) DANA SAFETY SUPPLY INC

MINUTES OF OCTOBER 15, 2024

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

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

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

APPROVE PURCHASE ORDER TO MELTWATER NEWS US, INC. FOR SUBSCRIPTION TO SOCIAL MEDIA MANAGEMENT AND BROADCAST DATA MONITORING SERVICES FOR COMMUNICATIONS DEPARTMENT; \$28,880.00. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-958-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>104</u>	2025	(4520) COMMUNICATIONS	ONE YEAR SUBSCRIPTION TO MELTWATER SOCIAL MEDIA MANAGEMENT AND BROADCAST DATA MONITORING SERVICES FOR COMMUNICATIONS DEPT (PROFESSIONAL SERVICE)	\$28,880.00	(296314) <u>MELTWATER NEWS US INC</u>

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

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

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

APPROVE PURCHASE ORDER TO NEXGEN ASSET MANAGEMENT FOR CONSULTING SERVICES FOR IMPLEMENTATION OF SOFTWARE; \$26,880.00. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-959-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing

MINUTES OF OCTOBER 15, 2024

Agent is authorized to execute, for and on behalf of the City of Mobile, a purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>14</u>	2025	(3030) REAL ESTATE ASSET MANAGEMENT	PROFESSIONAL CONSULTING SERVICES FOR IMPLEMENTATION OF NEXGEN SOFTWARE ASSET TRACKING AND PLANNING TOOLS (PROFESSIONAL SERVICE)	\$26,880.00	(297466) <u>NEXGEN ASSET MANAGEMENT</u>

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

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

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

ACCEPT RIGHT-OF-WAY DEED FOR A PUBLIC ROAD, SPRINGHILL CT. RETAINING WALL IMPROVEMENTS. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 23-960-2024

Sponsored by: Mayor Stimpson and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City hereby accepts the following Right-of-Way Deed with Temporary Construction Easement and Subterranean Easement for a Public Road.

1. A Right-of-Way Deed with Temporary Construction Easement and Subterranean Easement, in the amount of Eleven Thousand Three Hundred Sixty-Four Dollars (\$11,364.00) for the purpose of expansion of a public road, with relocation of retaining wall to increase traffic visibility, for the City of Mobile, Project No. 2024-3005-16, Spring Hill Ct. – Retaining Wall Improvements, from Carl D. Kobelja and Vicky P. Kobelja.

SAID DOCUMENT is by reference made a part of this resolution as fully as set forth herein and copies will be on file in the office of the City Clerk and in the office of the Real Estate Department of the City of Mobile.

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

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

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

ACCEPT THE RELEASE OF PERMANENT SEWER EASEMENT FROM, AND GRANT

MINUTES OF OCTOBER 15, 2024

A PERMANENT SEWER EASEMENT TO, THE BOARD OF WATER AND SEWER COMMISSIONERS. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 25-961-2024

Sponsored by: Mayor Stimpson and Councilmember Penn

WHEREAS, by Resolution 25-930, on October 26, 2021, the CITY OF MOBILE executed a Permanent Sanitary Sewer Easement, for the Crenshaw St. Lift Station and Force Main Improvements, to the BOARD OF WATER AND SEWER COMMISSIONERS of the City of Mobile, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS;

WHEREAS, the BOARD OF WATER AND SEWER COMMISSIONERS of the City of Mobile. found it necessary to install the permanent sanitary sewer in an alternate location;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts the following Release of Permanent Sewer Easement, including the terms and provisions thereof, recorded in instrument number 2021077804 on November 24, 2021, in the office of the Judge of Probate Court, Mobile County, Alabama, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS; and

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, a Permanent Sanitary Sewer Easement, as prepared by Goodwyn Mills Cawood (GMC), to the BOARD OF WATER AND SEWER COMMISSIONERS of the City of Mobile, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS.

BE IT FURTHER RESOLVED THAT:

SAID documents with sketches being attached hereto and made a part hereof as fully as if set forth herein, and copies will be on file in the office of the City Clerk and in the office of the Real Estate Department of the City of Mobile.

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

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

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

CONSIDER ASSENTING TO THE VACATION OF A PORTION OF RIGHT-OF-WAY LOCATED ON ELLIS AVENUE. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 47-962-2024

Sponsored by: Councilmember Carroll

WHEREAS, AFFORDABLE HOME GULF COAST II, LLC, an Alabama limited liability company, as owner of all the land abutting and affected by the right-of-way, easement, or etc. as more particularly described on Exhibit "A" which is attached hereto and incorporated herein by reference, have petitioned to the Mobile City Council to assent to the vacation by them as abutting and affected property owners of the alley; and

MINUTES OF OCTOBER 15, 2024

WHEREAS, it is the intention of Owner, that upon said vacation, Owner will own all of the right-of-way, easement, or etc. and will own all remaining interest in the vacated right-of-way, easement, or etc.; and

Now, THEREFORE, BE IT RESOLVED, by the Mobile City Council, that its assent be and hereby is given to the vacating of the right-of-way, easement, or etc. which is described on Exhibit "A" provided that the procedure for vacation shall be in strict compliance with the law, and further subject to the following; (a) an easement be excepted from this vacation and be retained in favor of Mobile Area Water and Sewer System to operate and maintain existing facilities until they are either relocated or abandoned; (c) an easement be excepted from this vacation and be retained in favor of Mobile Gas Service Corporation to operate and maintain existing facilities until they are either relocated or abandoned; and (d) Alabama Power Company and AT&T Alabama are reserved all rights and privileges necessary and convenient for full enjoyment of use of its facilities within and adjacent to the area to be vacated; including the right of ingress and egress to and from said facilities, the right to cut and/or trim trees/limbs which, in their sole opinion would interfere with said facilities, and the right to prohibit use of the land vacated in a manner which violates the National Electric Safety Code.

EXHIBIT "A"

Part of Section Twenty-Eight (28), Township Three (3) South, Range One (1) West, Mobile County, Alabama, more particularly described as follows: Beginning at a point 431.70 feet North 01 Degrees 06 Minutes 28 Seconds West and 295.50 feet South 89 Degrees 49 Minutes 50 Seconds West of the Northwest intersection of the rights of way for Houston and LaSalle Streets as known and designated in the City of Mobile, Alabama; THENCE South 00 Degrees 32 Minutes 43 Seconds East 271.81 feet; THENCE North 89 Degrees 51 Minutes 16 Seconds West 50.00 feet; THENCE North 00 Degrees 32 Minutes 43 Seconds West 271.53 feet; THENCE North 89 Degrees 49 Minutes 50 Seconds East 50.00 feet to the place of beginning, containing 0.312 acres, (13583.426 sq.ft.), more or less.

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

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

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

WAIVE THE FEE FOR THE VACATION OF A PORTION OF RIGHT-OF-WAY LOCATED ON ELLIS AVENUE. The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 47-963-2024

Sponsored by: Councilmember Carroll

BE IT RESOLVED by the City Council of the City of Mobile, Alabama that the vacation fee for the vacation of a portion of City right-of-way located on Ellis Avenue is waived.

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

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

MINUTES OF OCTOBER 15, 2024

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; ABSTON.

The following resolution which was introduced and read at the regular meeting of October 9, 2024, and held over until the regular meeting of October 15, 2024, was called up by the Presiding Officer.

RESOLUTION: 60-964-2024

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 Schmari Abston, 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.

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

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

Nays: None

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

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

Councilmember Gregory moved for the suspension of the rules to consider consent resolutions 37-969 through 46-1000 being introduced for the first time. The motion was seconded by Councilmember Reynolds, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the item.

CONSENT RESOLUTIONS BEING INTRODUCED

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE TO GLENWOOD YACHT CLUB; 2100 AIRPORT BOULEVARD.

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-969-2024

Sponsored by: Councilmember Penn

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

Type of application: Restaurant Retail Liquor License

Submitted by: Cooper Restaurants, Inc.

Location: Glenwood Yacht Club
2100 Airport Boulevard

MINUTES OF OCTOBER 15, 2024

Mobile, Al 36606

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

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

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

DECLARE THE STRUCTURE AT 373 FREDONIA STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-970-2024

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 373 Fredonia 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 **373 Fredonia Street described as:**

LOT 3 BLK E ACC TO THE MAP OF MECHEM & STEINS RSUB OF BLKS A, B, C, D, E & F OF STEINS ADD TO CRICHTON DBK 153 PG 530 #SEC 23 T4S R1W #MP29 07 23 0 002

Parcel Number: 29 07 23 O 002 335

Last Assessed to: CHANEY BARBARA JEAN KENNEDY

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

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

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 159 UNION AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-971-2024

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 159 UNION 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. 3, 4, 5, 7, 8 and 15; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **159 UNION AVENUE described as:**

LOTS 227 228 229 & 230 HAAS PLACE DBK 153 PGS 266-269 #SEC 18 T4S R1W #MP29 0818 4 001

Parcel Number: 29 08 18 4 001 057

Last Assessed to: JMN PROPERTIES & INVESTMENTS LLC

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

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

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

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

Nays: None

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

DECLARE THE STRUCTURE AT 1302 FLICKER COURT A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

MINUTES OF OCTOBER 15, 2024

RESOLUTION: 40-972-2024

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1302 Flicker Court 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 **1302 Flicker Court described as:**

LOT 11 OLIVER PL MBK 9 P 98 #SEC 36 T4S R1W #MP2911 360 008

Parcel Number: 29 11 360 008 017

Last Assessed to: DEVAUGHN DEXTER JAMES 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 Assistant City Clerk, whereupon Councilmember Daves moved to hold the resolution over for sixty days, which was seconded by Councilmember Gregory and the vote was as follows:

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the resolution held over for sixty days until the regular meeting of December 17, 2024.

DECLARE THE STRUCTURE AT 1551 NAVCO ROAD A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-973-2024

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1551 Navco Road has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

MINUTES OF OCTOBER 15, 2024

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 **1551 Navco Road described as:**

LOT 3 BLK B SANS SOUCI MCRAES FIFTH ADD MBK 3/511 #SEC 05 T5S R1W #MP32 02 05 0 001

Parcel Number: 32 02 05 0 001 088

Last Assessed to: RICHARDS BRENDA

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

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

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

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

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

DECLARE THE STRUCTURE AT 5661 HUNTER STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-974-2024

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 5661 HUNTER 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. 3, 4, 5, 7, 8 and 15; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **5661 HUNTER STREET** described as:

TO FIND THE PT OF BEG BEG AT SW COR OF LOT 4 RICHARD HUNTER SUB MBK S PG 164 PPTY LOCATED IN NW 1/4 OF SEC 10 T6S R2W TH RUN N 141 FT TO PT TH RUN E 189 FT TO PT OF BEG CONT E 115 FT TO PT THEN RUN S SO FT TO PT THEN RUN W 115 FT TH N SO FT TO PT OF BEG #SEC 10 T6S R2W #MP38 02 10 2 000

Parcel Number: 38 02 10 2 000 105

Last Assessed to: PAYNE EDDIE & ROBERTA C/O LEODIS PAYNE

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

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

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1859 JONES AVENUE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-975-2024

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 1859 Jones 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 1859 Jones Avenue to be \$3,200.00 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: **\$3,200.00** shall constitute a special assessment against the property at structure 1859 Jones Avenue and being that property more particularly described as follows:

LOT 2 BLK 3 JONES SUB DBK 156 NS P 362 #SEC 44 T4S R1W #MP29 02 44 0 023

MINUTES OF OCTOBER 15, 2024

Parcel No.: 29 02 44 0 023 136

Owner: BLACKMON DARRYL & ANNA BLACKMON
1905 LONG MEADOW ROAD
MOBILE, AL 36609-7027

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 952 MINOR STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-976-2024

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 demolitio11 of the structure at 952 Minor 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 demolitio11 of the structure 952 Minor Street to be \$3,500.00 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: **\$3,500.00** shall constitute a special assessment against the property at structure 952 Minor Street and being that property more particularly described as follows:

LOT 12 & 13 BLK 2 TOULMINVILLE HGTS DBK 130 PG 276 #SEC 44 TRS R1W #MP29 02 44 0 024

Parcel No.: 29 02 44 0 024 048

Owner: SMITH WILLIE MURPHY & WILLIE
2909 BERKLEY AVENUE
MOBILE, AL 36617-1624

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.

MINUTES OF OCTOBER 15, 2024

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

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

Nays: None

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2150 PLEASANT AVENUE.

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-977-2024

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 2150 Pleasant 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 2150 Pleasant Avenue to be \$3,200.00 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: **\$3,200.00** shall constitute a special assessment against the property at structure 2150 Pleasant Avenue and being that property more particularly described as follows:

BEG AT A PT ON THE N/S OF PLEASANT AVE 155.7 FT ELY FROM THE NW COR OF OWENS LANE & PLEASANT AVE RUN TH NLY & PAR WITH OWNES LANE 188.5 FT RUN TH ELY & PAR WITH PLEASANT AVE 55.3 FT RUN TH SLY & PAR WITH OWENS LANE 188.5 FT TO THE N/S OF PLEASANT AVE TH WLY FROM THE N/L OF PLEASANT AVE 55.3 FT TO THE PLACE OF BEG BEING PT OF LOT 32 DIVISION 1 OF PLAT OF SURVEY BY JAMES DOWELL REC IN MISC BK B PG 175 BEING SAME PPTY ACQUIRED BY JOE THOMAS FOUNTAIN BY DEED FROM V M REYNOLDS DATED FEB 9 1945 REC DB

Parcel No.: 29 07 42 0 004 263

Owner: SMITH KENT L & PHILOMENA W SMITH
1659 VIRGINIA STREET
MOBILE, AL 36604-1029

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 Assistant City Clerk, whereupon Councilmember Daves

MINUTES OF OCTOBER 15, 2024

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2434 REDMOND STREET.
The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-978-2024

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 2434 Redmond 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 2434 Redmond Street to be \$2,250.00 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: **\$2,250.00** shall constitute a special assessment against the property at structure 2434 Redmond Street and being that property more particularly described as follows:

LOT 9 BLK B CEDAR RIDGE SUB MBK 5 P 407 #SEC 42 T4S R1W #MP29 07 42 0 003

Parcel No.: 29 07 42 0 003 117.xxx

Owner: MCKELLON IVORY G C/O KENNETH M KELLON
218 GARRISON AVENUE
MOBILE, AL 36610-3806

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 360 W. HIGHLAND

MINUTES OF OCTOBER 15, 2024

AVENUE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-979-2024

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 360 W Highland 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 360 W Highland Avenue to be \$2,199.00 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: **\$2,199.00** shall constitute a special assessment against the property at structure 360 W Highland Avenue and being that property more particularly described as follows:

LOT 11 BLK 1 ELIZABETH HGTS MBK 4 P 230 #SEC 44 T4S R1W #MP29 02 44 0 016

Parcel No.: 29 02 44 0 016 089.01

**Owner: KIDD MARY ELLA C/O EDNA BAILEY ALDRIDGE
358 W HIGHLAND AVENUE
MOBILE, AL 36610-4734**

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1508 LEMON STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-980-2024

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 1508 Lemon Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

MINUTES OF OCTOBER 15, 2024

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 1508 Lemon Street to be \$2,484.00 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: **\$2,484.00** shall constitute a special assessment against the property at structure 1508 Lemon Street and being that property more particularly described as follows:

LOT 5 BLK 3 TROPICAL PL DBK 117 P 81 #SEC 8 T4S R1W #MP29 10 28 4 004

Parcel No.: 29 10 28 4 004 073

Owner: TODD TINA LASHELLE
C/O WAYNE INVESTMENT PROPERTIES LLC
968 BERNICE HUDSON DRIVE
MOBILE, AL 36605-4608

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

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

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1660. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-981-2024

A RESOLUTION DETERMINING WHAT OBJECTIONS SHALL BE ALLOWED AND WHAT OBJECTIONS SHALL BE OVERRULED TO THE REMOVAL OF NOXIOUS OR DANGEROUS WEEDS ON OR IN FRONT OF CERTAIN PARCELS OF LAND.

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of the interested parties; and

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the 10th day of September, 2024, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

MINUTES OF OCTOBER 15, 2024

SECTION 1. It is hereby ascertained and determined that the dangerous and noxious weeds growing on the hereinafter described parcels of real property are public nuisances, and it is hereby ordered and directed that the employees of the City of Mobile assigned to that work promptly remove the weeds on such parcels of property:

PARCELS OR PIECES OF PROPERTY ON WHICH NOXIOUS OR DANGEROUS WEEDS ARE TO BE REMOVED:

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 20, as described in the resolution adopted on the 10th day of September, 2024, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, Group No.1660 on file in the office of the City Clerk).

SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above-described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken here under. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

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

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

Nays: None

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

ASSESS COSTS FOR REMOVAL OF WEEDS; REPEAT WEED LIEN GROUP 78. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-982-2024

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

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

MINUTES OF OCTOBER 15, 2024

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

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

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Repeat Weed Lien Group 78** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC WORKS EMPLOYEE OF THE MONTH; LUCY STOKES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-983-2024

Sponsored by: Mayor Stimpson

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

October 2024: Termica Lucy Stokes (Employee #19180) Public Works (Parks & Recreation – Community Centers).

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

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

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding

MINUTES OF OCTOBER 15, 2024

Officer declared the resolution adopted.

APPROVE AWARD OF SPECIAL BONUS TO THE FIREFIGHTERS OF THE MONTH: WESTERFIELD AND CHING. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-984-2024

Sponsored by: Mayor Stimpson

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

August 2024 FFOM: Firefighter Ian K. Westerfield (Emp #20183)

September 2024 FFOM: Fire Service Driver Robert J. Ching (Emp #16664)

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

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH; KING. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-985-2024

Sponsored by: Mayor Stimpson

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

September 2024: Officer Austen King

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

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

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

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

RESOLUTIONS BEING INTRODUCED

AUTHORIZE PURCHASE AND SALE AGREEMENT WITH THE NEWARK GROUP, INC. FOR LAND ON POPLAR STREET FOR THE MOBILE GREENWAY INITIATIVE SEGMENT 5. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 01-986-2024

Sponsored by: Mayor Stimpson and Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and hereby are, authorized to execute Purchase and Sale Agreement and to accept the Deed, when prepared, for the acquisition of 3.27 ± acres of vacant land, Mobile Greenway Initiative Segment 5, located on Three Mile Creek and off Poplar Street, Mobile, Alabama 36607, tax Parcel Number 29 07 23 0 001 010 / Key Number 01577957, and more particularly described on Exhibit A, attached hereto and made a part hereof, as set out in the instruments attached hereto for the price of \$27,800.00 plus closing costs.

Said property is being conveyed to the City of Mobile by The Newark Group, Inc.

Be it resolved that the Executive Director of Finance be and is authorized and directed to issue payment in the amount of the sales price plus closing costs, less prorated share of property taxes payable to title company, Surety Land Title Inc.

Be it further resolved that the Deputy Director of Real Estate Asset Management of the City of Mobile is hereby authorized and directed to execute for and in the name and on behalf of the City of Mobile whatever supporting documents, affidavits, closing statements, or other ancillary forms necessary to complete the purchase of said property.

AUTHORIZE AGREEMENT WITH RANSOM CLEANING SERVICE, LLC FOR SOFTWASH OF HISTORY MUSEUM OF MOBILE, GULF COAST EXPLOREUM, AND TELECOMMUNICATIONS BUILDING; \$27,600.00. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 01-987-2024

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

Name of Company: Ransom Cleaning Service, LLC

Project Name: History Museum of Mobile- Soft wash
Gulf Coast Exploreum – Soft wash
Telecommunications Building - Soft wash

AUTHORIZE AMENDMENT TO AGREEMENT WITH MCELHENNEY CONSTRUCTION, LLC FOR 2024 ANNUAL STORM DRAIN MAINTENANCE; INCREASE \$1,217,650.54. The following resolution was held over until the regular meeting of October 22, 2024.

MINUTES OF OCTOBER 15, 2024

RESOLUTION: 01-988-2024

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

WHEREAS, the CITY entered into a contract dated January 30, 2024, with McElhenney Construction, LLC. for storm drain repairs on the project known as 2024 City of Mobile Annual Storm Drain Maintenance (COM Project No. 2024-3005-07); and

WHEREAS, the original contract amount was \$906,795.21 for a task order and unit priced based contract for annual on-call storm drain maintenance for a term of one year with a renewable clause of one or two additional one-year periods; and

WHEREAS, the original contract was awarded by competitive bid and the term option is being extended without any change in scope or in unit prices, but only additional funding approved for \$1,217,650.54, increasing the original agreement to a total of \$2,124,445.75; 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 for and on behalf of the City of Mobile, the Amendment to Extend Term of Agreement with McElhenney Construction, LLC, attached hereto. A copy of said Amendment is on file in the office of the City Clerk.

APPROVE PURCHAS ORDER TO GULF STATES DISTRIBUTORS FOR RIFLE AMMUNITION FOR MPD; \$19,845.00. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 08-989-2024

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>96</u>	2025	(1530) POLICE ADMIN SERVICES	63 CASES .223 REM FEDERAL LE TRU RIFLE AMMUNITION FOR MPD (AL STATE CONTRACT)	\$19,845.00	<u>(078918) GULF STATES DISTRIBUTORS</u>

APPROVE PURCHASE ORDER TO PRECISION DELTA CORP. FOR WINCHESTER AMMUNITION FOR MPD; \$102,249.54. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 08-990-2024

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:

MINUTES OF OCTOBER 15, 2024

Requisitions	Fiscal Year	Department	Description	Amount	Vendor
<u>89,90,136</u>	2025	(1530) POLICE ADMIN SERVICES	601 CASES WINCHESTER 9MM TRAINING AND DUTY AMMUNITION FOR MPD (AL STATE CONTRACT)	\$102,249.54	(293984) <u>PRECISION</u> <u>DELTA CORP</u>

AUTHORIZE CONTRACT WITH GEORGIANA PATRASC TO PROVIDE TENNIS LESSONS FOR PARKS & RECREATION DEPARTMENT; NTE \$80,000.00 PER YEAR.

The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 21-991-2024

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 Georgiana Patrasc to provide tennis lessons and clinics for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$80,000 per year 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.

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

AUTHORIZE CONTRACT WITH TYLER SCHOFIELD TO PROVIDE RACQUET STRINGER SERVICES FOR PARKS & RECREATION DEPARTMENT; NTE \$80,000.00 PER YEAR. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 21-992-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALA BAMA, 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 Tyler Schofield to provide racquet stringer services for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$80,000 per year 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.

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

CONSIDER THE APPLICATION OF CARE RIDE TRANSPORT, LLC TO OPERATE A SEDAN SERVICE. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 37-993-2024

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Care Ride Transport, LLC

MINUTES OF OCTOBER 15, 2024

for a Certificate of Public Convenience and Necessity to operate a sedan service is hereby approved. A copy of said application is on file in the office of the City Clerk.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; ALEXANDER. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 60-994-2024

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 Nanceen Alexander, 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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; AL SHEIKH. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 60-995-2024

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 Muhummad Al Sheikh, 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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; COBB. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 60-996-2024

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 Byron Cobb, 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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; JONES. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 60-997-2024

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 Mark Jones, 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.

AUTHORIZE PURCHASE AND SALE AGREEMENT WITH ONE WATER, LLC FOR

MINUTES OF OCTOBER 15, 2024

PROPERTY LOCATED AT 10 N. WATER STREET. The following resolution was held over until the regular meeting of October 22, 2024.

RESOLUTION: 01-999-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Purchase and Sale Agreement between the City of Mobile and One Water, LLC, attached hereto or one substantially similar, and made a part hereof, as though set forth in full, to purchase certain real property consisting of approximately 1.8 acres commonly known as 10 N. Water Street, Mobile, Al 36601. A copy of said Purchase and Sale Agreement is on file in the office of the City Clerk.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER REZONING PROPERTY LOCATED AT 2301 MCFARLAND ROAD FROM R-1 TO R-3 (SCHEDULED FOR NOVEMBER 19, 2024) (DISTRICT 6). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-998-2024

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

Notice of Public Hearing for the Proposed Rezoning of Property located at 2301 McFarland Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted **October 15, 2024**, a public hearing will be held on the **19th day of November, 2024, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed rezoning of property located at 2301 McFarland R9ad from R-1, Single-Family Residential Suburban District, to R-3, Multi-Family Residential Suburban District.

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

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

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

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

COMMENCING AT THE NORTHWEST CORNER OF LOT 5, COTTAGE WOODS COURT, AS RECORDED IN MAP BOOK 41, PAGE 103, IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH, 17.60 FEET TO A POINT; THENCE RUN WEST, 67.33 FEET TO THE POINT OF BEGINNING;

MINUTES OF OCTOBER 15, 2024

THENCE RUN S00°31'55"W, 135.00 FEET TO A POINT; THENCE RUN N89°19'27"W, 46.24 FEET TO A POINT; THENCE RUN S00°31'50"W, 38.49 FEET TO A POINT; THENCE RUN N89°28'02"W, 389.09 FEET TO A POINT; THENCE RUN S00°51'11"W, 27.43 FEET TO A POINT; THENCE RUN N89°08'55"W, 133.53 FEET TO A POINT; THENCE RUN N00°51'13"E, 398.69 FEET TO A POINT; THENCE RUN S89°28'05"E, 133.53 FEET TO A POINT; THENCE RUN S00°51'55"W, 157.50 FEET TO A POINT; THENCE RUN S89°28'02"E, 386.43 FEET TO A POINT; THENCE RUN S00°31'50"W, 41.01 FEET TO A POINT; THENCE RUN S89°19'27"E, 47.73 FEET TO THE POINT OF BEGINNING. CONTAINING 3.28 ACRES MORE OR LESS, AND LYING IN SECTION 2, TOWNSHIP 5 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential Suburban District to R-3, Multi-Family Residential Suburban District and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in an R-3, Multi-Family Residential Suburban District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an R-3, Multi-Family Residential Suburban District until all of the conditions set forth below have been complied with: 1. Completion of the subdivision process; 2. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; and, 3. Full compliance with all municipal codes and ordinances.

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

The resolution was read by the Assistant City Clerk, whereupon Councilmember Daves moved to call for the public hearing, which was seconded by Councilmember Woods and the vote was as follows:

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer set the date for the public hearing as November 19, 2024.

ANNOUNCEMENTS

Councilmember Penn reminded citizens that a District 1 community meeting will be held on Tuesday, October 22, 2024, at 6:00 p.m. at the Dotch Community Center.

Councilmember Carroll thanked the Mobile Fire and Rescue Department for hosting the Fire Expo at Langan Park and thanked them for their service to the community.

Councilmember Woods thanked the Administration and City departments for starting improvements at the Westside Ballpark.

Councilmember Woods wished the Jags good luck on their football game against the Troy Trojans.

Councilmember Gregory stated the Fire Expo at Langan Park was a great success.

Councilmember Gregory reminded citizens that October is "Breast Cancer Awareness Month" and encouraged them to participate in the "Making Strides Walk" on October 26, 2024.

MINUTES OF OCTOBER 15, 2024

Councilmember Small announced that a District 3 community meeting will be held on Tuesday, November 12, 2024, at 6:00 p.m. at Eichold-Mertz Magnet School.

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

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

The vote was then announced by the Assistant City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:31 a.m.

Adopted:

COUNCIL PRESIDENT

ASSISTANT CITY CLERK