

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 14, 2025

The Council of the City of Mobile, Alabama, met in the City Council’s Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, January 14, 2025, at 9:00 a.m.

Councilmembers:

Present: Penn, Carroll, Small, Reynolds, Daves, Wood, 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

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 14, 2025

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, January 14, 2025, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Reverend Tom Heard, Public Safety Chaplain offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

NOTE: Councilmember Small called for a moment of silence for the victims of the devastating wildfires in Los Angeles County, California.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

Minutes of the meeting January 7, 2025, were approved as submitted.

NOTE: Councilmember Gregory read and presented a proclamation to Lifesouth Blood Center declaring January 2025 as National Blood Donors Month in Mobile.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson shared comments concerning his recent visit to Tuscaloosa, Alabama at the Alabama Big 10 Conference.

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Mayor Stimpson announced that the lighting of the Mardi Gras tree will be held on Thursday, January 16, 2025, at 6:30 at Mardi Gras Park.

Mayor Stimpson read a proclamation declaring January 2025 as “Cervical Cancer Awareness Month” in Mobile.

Mayor Stimpson read a proclamation declaring January 2025 as “Human Traffic Awareness and Prevention Month” in Mobile.

The following employee was presented as employee of the month:

January 2025: Emma Dean – Architectural Engineering

Mayor Stimpson presented a presentation about the Capital Improvement Projects of 2024.

ADOPTION OF THE AGENDA

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

APPEALS

Request of The Friendship House for a waiver of the Noise Ordinance at 57 N. Broad Street on February 14, 2025, from 10:00 a.m. – 11:00 p.m. (District 2).

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

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

Nays: None

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

Request of Brooke Guesnard for a waiver of the Noise Ordinance at 201 N. Conception Street on March 15, 2025, from 5:00 p.m. – 11:00 p.m. (District 2).

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

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

Nays: None

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

Request of Patricia Beard for a waiver of the Noise Ordinance at 762 Marine Street on January 18, 2025, from 2:30 p.m. – 9:30 p.m. (District 3).

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

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

Nays: None

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

PUBLIC HEARINGS

PUBLIC HEARING TO CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 6301 GRELOT ROAD (DISTRICT 6).

The Presiding Officer announced that today was the day for the public hearing to consider the modification of a previously approved planned unit development for property located at 6301 Grelot Road 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1625 NORTHVIEW DRIVE 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 1625 Northview Drive 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 1720 NORTHVIEW DRIVE 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 1720 Northview Drive 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 777 WELWORTH STREET 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 777 Welworth Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Richard, representative of the estate, requested an extension.

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 553 LIVE OAK STREET 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 553 Oak Live Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

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Reggie Hill, 1007 Center Street, gave comments concerning this 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 BAY AVENUE 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 1053 Bay Avenue a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Carl Perry, Mobile, Al, requested an extension to demolish property.

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 1101 BAY AVENUE 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 1101 Bay 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 658 SOUTH CAROLINA STREET 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 658 South Carolina 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 2813 LONGLEAF DRIVE 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 2813 Longleaf Drive 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 7010 SMITH STREET 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 7010 Smith 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.

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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 613 WELLINGTON STREET; \$3,137.00 (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 613 Wellington 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.

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1002 ALBA STREET; \$2,200.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1002 Alba 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.

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 771 FARNELL STREET; \$4,000.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 771 Farnell 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.

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1253 SENECA STREET; \$3,000.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 1253 Seneca 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.

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2060 WEBB AVENUE; \$2,700.00 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 2060 Webb 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.

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NOTE: At approximately 11:14 a.m. President Small turned the gavel over to Vice President Gregory and excused himself from the meeting.

NOTE: Ricardo Woods, City Attorney, gave comments concerning claims of nepotism and about unproved attacks on the councilmembers or their families.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Apostle Valenia Green, 603 Delaware Street, spoke about her concerns of nepotism related to Resolution 03-001 and the Board of Adjustment, homeless, disabled, poverty, and corruption regarding ethics violations.

Perry Berens, 117 Crenshaw Street, gave comments concerning the ad hoc committee report on the Animal Shelter.

Sabrina Mass, 1050 Belvedere Circle West, offered comments about requirements for speakers to present concerns, abuse of power in suppressing Federal and State laws, and matters of public record.

Nija Hill, 600 McDonough Street, proposed having a youth resource center in Mobile.

AGENDA ITEMS:

Melissa Gates, Mobile AI, gave comments regarding Resolution 03-030.

Reggie Hill, 1007 Center Street, commented on Ordinance 64-001, and Resolutions 08-025, 60-049, 60-056, 08-058, and 08-059.

ORDINANCES HELD OVER

CONSIDER REZONING PROPERTY LOCATED AT 5301 MOFFETT ROAD FROM B-2 TO B-3. The following ordinance which was introduced and read at the regular meeting of January 7, 2025, and held over until the regular meeting of January 14, 2025, was called up by the Presiding Officer.

ORDINANCE: 64-001-2025

Sponsored by: Councilmember Gregory

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

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

THAT CERTAIN LOT OF LAND BOUND BY A LINE DESCRIBED AS FOLLOWS, TO WIT; BEGINNING AT A POINT ON THE NORTH LINE OF OVERLOOK ROAD 230 FEET WEST OF THE NORTHWEST INTERSECTION OF OVERLOOK ROAD AND OLD MOFFAT ROAD; THENCE NORTH 89°-27'-00" WEST, ALONG THE NORTH LINE OF OVERLOOK ROAD, A DISTANCE OF 469.44 FEET TO A POINT; THENCE NORTH 00°-23'-00" EAST, A DISTANCE OF 25 FEET TO A POINT; THENCE SOUTH 89°-37'-00" EAST, A DISTANCE OF 40 FEET TO A POINT; THENCE NORTH 00°-23'-EAST, A DISTANCE OF 25 FEET TO A POINT; THENCE NORTH 89°-37'-00" WEST, A DISTANCE OF 190 FEET TO A POINT; THENCE SOUTH 00°-23'-00" WEST, A DISTANCE OF 120 FEET TO A POINT ON THE NORTH LINE OF OVERLOOK ROAD; THENCE NORTH 89°-37'-00" WEST, ALONG THE NORTH LINE OF OVERLOOK ROAD, A DISTANCE 30 FEET TO A POINT; THENCE NORTH 00°-23'-00" EAST, A DISTANCE OF 250 FEET TO A POINT; THENCE NORTH 10°-36'-21" EAST, A DISTANCE 398.28 FEET TO THE CENTERLINE OF A 50 FOOT WATER LINE EASEMENT; THENCE

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NORTH 89°-51'-30" EAST ALONG THE CENTERLINE OF SAID EASEMENT, A DISTANCE OF 147.58 FEET TO THE SOUTH LINE OF MOFFAT ROAD SERVICE ROAD; THENCE SOUTH 41°-02'- 40" EAST, ALONG THE SOUTH LINE OF SAID SERVICE ROAD, A DISTANCE OF 1.83 FEET TO THE PC OF A 1507.40 FOOT RADIUS CURVE TO THE LEFT; THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 552.95 FEET ALONG THE SOUTH LINE OF SAID SERVICE ROAD TO THE NORTHWEST CORNER OF PROPERTY CONVEYED BY OVERLOOK VILLAGE, INC. TO B. CLIFFORD PRINGLE, JR., ET AL, BY DEED DATED SEPTEMBER 12, 1963 AND RECORDED IN REAL PROPERTY BOOK 451, PAGE 326 OF THE RECORDS IN THE OFFICE OF THE PROBATE COURT OF MOBILE COUNTY, ALABAMA; THENCE RUN SOUTH 00°-23'-00" WEST, A DISTANCE OF 305.20 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from B-2, Neighborhood Business Suburban District, to B-3, Community Business Suburban District and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in a B-3, Community Business Urban District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, Community Business Urban District until all of the conditions set forth below have been complied with: 1. Completion of the Subdivision process; 2. Compliance with the development provisions of Article 3 of the Unified Development Code; 3. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; and 4. Full compliance with all municipal codes and ordinances.

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

The ordinance was read by the City Clerk, whereupon Councilmember Gregory moved to hold the ordinance over for two weeks, which was seconded by Councilmember Daves and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over for two weeks until the regular meeting of January 28, 2025.

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO CHRIS LOVVORN PILE DRIVERS, INC. FOR REMOVAL OF DERELICT VESSEL FROM DOG RIVER; \$27,000.00. The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-023-2025

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>2659</u>	2025	(2590) GRANT MANAGEMENT	REMOVAL OF DERELICT 25FT VESSEL FROM DOG RIVER (PRICE BELOW BID REQUIREMENT, COMPETITIVE PRICE QUOTES)	\$27,000.00	(299234) CHRIS LOVVORN PILE DRIVERS INC

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, 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 CUMMINS MID-SOUTH, LLC FOR PUMPER FIRE TRUCK ENGINE REPAIRS; \$23,095.86.

The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-024-2025

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>3681</u>	2025	(1510) FIRE ADMINISTRATION	ENGINE REPAIRS TO 2017 PIERCE ENFORCER PUMPER FIRE TRUCK FOR MFRD (PRICE BELOW BID REQUIREMENT)	\$23,095.86	(38450) CUMMINS MID-SOUTH LLC

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, 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 LEADSONLINE, LLC FOR RENEWAL OF INVESTIGATIVE SOFTWARE FOR MPD; \$33,029.00.

The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-025-2025

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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>2539</u>	2025	(1530) POLICE ADMIN SERVICES	ANNUAL RENEWAL OF LEADSONLINE POWERPLUS INVESTIGATIVE SOFTWARE AND SUPPORT FOR MPD (BID EXEMPT AS SOFTWARE)	\$33,029.00	(292802) <u>LEADSONLINE LLC</u>

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, 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 LONG LEWIS FORD OF THE SHOALS, INC. FOR FORD PASSENGER VAN FOR TRAFFIC ENGINEERING; \$110,909.50. The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-026-2025

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>1444, 3597</u>	2025	(F7000) MOTOR POOL	ONE 2024 FORD TRANSIT PASSENGER VAN FOR TRAFFIC ENGINEERING AND ONE 2025 FORD TRANSIT CARGO VAN FOR MPRD (AL STATE CONTRACT)	\$110,909.50	(290649) <u>LONG LEWIS FORD OF THE SHOALS, INC</u>

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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO MIKE HOFFMAN EQUIPMENT SERVICES, FOR RENTAL OF FUEL TANK FOR MOTOR POOL; \$61,000.00. The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-027-2025

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>2869, 2872</u>	2025	(F7000) MOTOR POOL	RENTAL OF 10,000 GALLON FUEL TANK WITH PUMP FROM FEB 2024 – SEP 2025 FOR MOTOR POOL (SEALED BID 5908)	\$61,100.00	<u>(085814) MIKE HOFFMAN EQUIPMENT SERVICES INC</u>

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, 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 STIVERS CHRYSLER DODGE JEEP RAM FOR DODGE RAM PICKUP TRUCKS FOR TRAFFIC ENGINEERING; \$90,720.00. The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-028-2025

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>1424</u>	2025	(F7000) MOTOR POOL	2 2025 DODGE RAM 2500 CREW CAB PICKUP TRUCKS FOR TRAFFIC ENGINEERING (AL STATE CONTRACT)	\$90,720.00	<u>(298035) STIVERS CHRYSLER DODGE JEEP RAM</u>

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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, 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; LEVY. The following resolution which was introduced and read at the regular meeting of January 7, 2025, and held over until the meeting of January 14, 2025, was called up by the Presiding Officer.

RESOLUTION: 60-029-2025

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 Kevin Levy, 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 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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

ORDINANCES BEING INTRODUCED

CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LCOATED AT 6301 GRELOT ROAD. The following ordinance was held over until the regular meeting of January 21, 2025.

ORDINANCE: 64-002-2025

Sponsored by: Councilmember Woods

WHEREAS, a Planned Unit Development (PUD) was approved on June 3, 2021 to allow shared access between multiple building sites, and multiple buildings on a single building site on property located at 6301 Grelot Road and described as follows:

LOT A, CHRIST UNITED CHURCH SUBDIVISION AS PER PLAT RECORDED IN MAP BOOK 77, PAGE 18 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA.

ALSO, LOT A, RESUBDIVISION OF LOT 1 OF THE RESUBDIVISION OF LOT 2A OF CHRIST UNITED METHODIST CHURCH SUBDIVISION IN INSTRUMENT NUMBER 2023058385.

WHEREAS, the owner of said property applied for a Major Modification of a previously approved Planned Unit Development on September 17, 2024 allowing multiple buildings on a single building site and shared access between multiple building sites.

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WHEREAS, the Planning Commission held a public hearing on the requested modification on November 21, 2024 and recommended approval of the Major Modification of the PUD.

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

Section One: That the Major Modification of the PUD is hereby approved.

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Daves moved for the suspension of the rules to consider consent resolutions 03-030 through 60-056 being introduced for the first time, with the exception of 58-048. The motion was seconded by Councilmember Woods, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

APPOINT TAYLOR JOHNSON TO THE MOBILE LIBRARY BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-030-2025

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Taylor Johnson is appointed to the Mobile Library Board effective immediately for a term ending September 30, 2027.

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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO BROTHERS PRIDE GAS STATION; 1910 ST. STEPHENS ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-031-2025

Sponsored by: Councilmember Carroll

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

Type of application: Retail Beer/Table Wine (Off Premises Only) License

Submitted by: KITINDA, LLC

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Location: Brothers Pride Gas Station
1910 Saint Stephens Road
Mobile, Al 36617

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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO SHOP N SAVE; 1507 SPRINGHILL AVENUE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-032-2025

Sponsored by: Councilmember Carroll

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

Type of application: Retail Beer/Table Wine (Off Premises Only) License

Submitted by: 4 Way Food Mart, Inc.

Location: Shop N Save III
1507 Springhill Avenue
Mobile, Al 36604

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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS I LICENSE TO CROSSROADS PUB; 151 S. FLORIDA STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-033-2025

Sponsored by: Councilmember Daves

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

Type of application: Lounge Retail Liquor Class I License

Submitted by: JOC Enterprises, LLC d/b/a Crossroads Pub

Location: Crossroads Pub

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151 South Florida Street
Mobile, Al 36606

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, 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 1625 NORTHVIEW DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-034-2025

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 1625 NORTHVIEW DRIVE 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 **1625 NORTHVIEW DRIVE described as:**

LOT 14 SCHUTZ PPTY MBK 4 P 53 #SEC 2 T4S R2W #MP28 01 02 4 001

Parcel Number: 28 01 02 4 001 058

Last Assessed to: SOUTHERN SENSATIONS 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 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, Reynolds, Daves, Woods, and Gregory
Nays: None

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

DECLARE THE STRUCTURE AT 1770 NORTHVIEW DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-035-2025

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 1720 NORTHVIEW DRIVE 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 **1720 NORTHVIEW DRIVE described as:**

LOT 1 RESUB OF LOT 2 NORTH VIEW SUB MBK 32 PG 68 #SEC 2 T4S R2W #MP28 01 02 4 001

Parcel Number: 28 01 02 4 001 045.01

Last Assessed to: SOUTHERN SENSATIONS 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 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, 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 777 WELWORTH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 40-036-2025

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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 777 WELWORTH 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, 6, 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 **777 WELWORTH STREET described as:**

LOT 25 BLK H SUNNYMEADE DBK 156 P 488 #SEC 44 T4S R1W #MP29 02 44 0 024

Parcel Number: 29 02 44 0 024 251

Last Assessed to: BROWN ANNIE DELORES

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 Reynolds moved to hold the resolution over for sixty days, which was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, 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 for sixty days until the regular meeting of March 18, 2025.

DECLARE THE STRUCTURE AT 553 LIVE OAK STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-037-2025

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 553 LIVE OAK 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

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structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 3, 4, 5, 6, 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 **553 LIVE OAK STREET** described as:

LOTS 21 & 22 IN SQR 21 OF TH TISDALE SUBD OF TH FISHER TRT DBK 75 NS PG 259 COMM AT TH NW COR OF ST MEADAR & LIVE OAK STS TH RUN WLY ALG TH N/S OF ST MEDAR ST 80 FT TH NLY & PAR W / LIVE OAK ST 95 FT TO TH S SD OF MENAS ST 80 FT TO TH SW COR OF MENAS ST & LIVE OAK ST TH RUN SLY ON TH W SD OF LIVE OAK ST 95 FT TO TH POB #SEC 13 T4S R1W #MP29 06 13 0002

Parcel Number: 29 06 13 0 002 217

Last Assessed to: NICHOLSON JOYCELYN

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 Reynolds and the vote was as follows:

Ayes: Penn, Carroll, 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 1053 BAY AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 40-038-2025

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 1053 BAY 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;

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NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **1053 BAY AVENUE** described as:

LOT 15 BLK E OAK Hill SUB DBK 85 P 380 #SEC 27 T4S R1W #MP29 10 27 4 000

Parcel Number: 29 10 27 4 000 116

Last Assessed to: RICHARDSON FELIX J &

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 Reynolds moved to hold the resolution over for sixty days, which was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, 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 for sixty days until the regular meeting of March 18, 2025.

DECLARE THE STRUCTURE AT 1101 BAY AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 40-039-2025

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 1101 BAY 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 **1101 BAY AVENUE** described as:

E 1/2 OF LOTS 1 & 2 OF SQ D OAKHILL SUB DBK 85 N S & 380 #SEC 27 T4S R1W #MP29 10 27 4 000

Parcel Number: 29 10 27 4 000 117

Last Assessed to: GEORGE QUEEN P

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

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

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

Ayes: Penn, Carroll, 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 for sixty days until the regular meeting of March 18, 2025.

DECLARE THE STRUCTURE AT 658 SOUTH CAROLINA A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-040-2025

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 658 SOUTH CAROLINA 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, 6, 7, 8, 14 and 15; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **658 SOUTH CAROLINA STREET** described as:

LOT 2 SQR 3 OF SIMS 2ND ADD DBK 120 N S P 486 #SEC 37 T4S R1W #MP2910 37 0 003

Parcel Number: 29 10 37 0 003 043

Last Assessed to: POWELL CHARLES O & ROBERTA C C/O WILLIAM P COOK

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

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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 Reynolds and the vote was as follows:

Ayes: Penn, Carroll, 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 2813 LONGLEAF DRIVE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 40-041-2025

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 2813 LONG LEAF DRIVE 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 **2813 LONGLEAF DRIVE described as:**

LOT 55 BASSWOODS RESUB MBK 9 P 451 #SEC 10 T5S R2W #MP33 02 10 1001

Parcel Number: 33 02 10 1001039

Last Assessed to: DAY JAY B & AUTHARENE N

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 Reynolds moved to hold the resolution over for sixty days, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over for sixty days until the regular meeting of March 18, 2025.

DECLARE THE STRUCTURE AT 7010 SMITH STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 40-042-2025

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 701 0 SMITH 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 **7010 SMITH STREET described as:**

LOT 2 LOTTIE BOLTON EST DIV MBK 52/107 #SEC 10 TGS R2W #MP38 02 10 2 000

Parcel Number: 38 02 10 2 000 037.002

Last Assessed to: BOLTON HOWARD O & ROBERT EUGENE BOLTON

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 Reynolds moved to hold the resolution over for sixty days, which was seconded by Councilmember Daves and the vote was as follows:

Ayes: Penn, Carroll, 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 for sixty days until the regular meeting of March 18, 2025.

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 613 WELLINGTON STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-043-2025

Sponsored by: Councilmember Penn

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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 701 0 SMITH 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 **7010 SMITH STREET** described as:

LOT 2 LOTTIE BOLTON EST DIV MBK 52/107 #SEC 10 TGS R2W #MP38 02 10 2 000

Parcel Number: 38 02 10 2 000 037.002

Last Assessed to: BOLTON HOWARD O & ROBERT EUGENE BOLTON

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 Reynolds and the vote was as follows:

Ayes: Penn, Carroll, 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 1002 ALBA STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-044-2025

Sponsored by: Councilmember Small

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 613 Wellington 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 613 Wellington Street to be \$3,137.00 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;

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NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$3,137.00 shall constitute a special assessment against the property at structure 613 Wellington Street and being that property more particularly described as follows:

LOT 20 BLK 2 SUMMERVILLE PLACE MBK 3 P 632 #SEC 44 T4S R1W #MP29 02 44 0 029

Parcel No.: 29 02 44 0 029 047.XXX

Owner: JONES BEATRICE
613 WELLINGTON STREET
MOBILE, AL 36617-2546

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

Ayes: Penn, Carroll, 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 771 FARNELL STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-045-2025

Sponsored by: Councilmember Small

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 1002 Alba 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 1002 Alba Street to be \$2,200.00 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: **\$2,200.00** shall constitute a special assessment against the property at structure 1002 Alba Street and being that property more particularly described as follows:

S 1/2 LOT 27 COWAN SUB DBK 77 P 357 #SEC 34 T4S R1W #MP29 11 34 1 001

Parcel No.: 29 11 34 1 001 044.xxx

Owner: ROSS LAWRENCE WAYMON JR, EVA WALKER
3577 DAUPHIN ISLAND PKWY APT 45

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MOBILE, AL 36605-3832

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

Ayes: Penn, Carroll, 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 1253 SENECA STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-046-2025

Sponsored by: Councilmember Small

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 771 Farnell 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 771 Farnell Street to be \$4,000.00 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 OF MOBILE, ALABAMA, as follows: **\$4,000.00** shall constitute a special assessment against the property at structure 771 Farnell Street and being that property more particularly described as follows:

LOT "B" CRENSHAW S/D MBK 49/32 #SEC 29 T4S R1W #MP29 09 29 4 003

Parcel No.: 29 09 29 4 003 058.001

**Owner: STATE OF ALABAMA
C/O SYLVIA LILLIAN
MONTGOMERY, AL 36130**

and the assessment hereby made and confirmed shall constitute a lien on and against said parcel of land for the amount of the assessment so made, and the report made to this body of the costs for the **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.

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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, 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 2060 WEBB AVENUE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-047-2025

Sponsored by: Councilmember Small

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 2060 Webb 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 2060 Webb Avenue to be \$2,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: **\$2,700.00** shall constitute a special assessment against the property at structure 2060 Webb Avenue and being that property more particularly described as follows:

FROM IRON MARKER AT THE INT NIL LOT 2 FULTON TRT & W/L FULTON RD RUN TH S ALG SD W/L 349.56 FT TO PT TH W & PAR WEBB A VE 686.6 FT TO MARKER FOR POB TH SPAR TO FULTON RD 236.88 FT TO IRON MARKER ON N R/W/L WEBB A VE THE ALG SD N R/W/L 66.8 FT TO IRON MARKER TH N PAR FULTON RD 236.88 FT TO IRON

Parcel No.: 32 02 37 0 003 107.xxx

Owner: CUNNINGHAM JOHN ROBERT
& DEBRA RENEE CUNNINGHAM
1156 ANDERS DRIVE
MOBILE, AL 36605-5608

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

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

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1662. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 58-048-2025

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 19 described in the resolution adopted on the 17th day of December, 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:

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 19, as described. in the resolution adopted on the 17th day of December, 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.1662** 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 hereunder. An accurate account o(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.

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

RESOLUTION: 60-049-2025

Sponsored by: Mayor Stimpson

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

January 2025: Emma Dean (employee #20702) – Public Works (Architectural Engineering – Office Assistant II

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

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

Ayes: Penn, Carroll, 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 BIG BROTHERS BIG SISTERS OF THE CENTRAL GULF COAST, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-050-2025

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **\$2500.00** to Big Brothers Big Sisters of the Central Gulf Coast, Inc., from District 1 Discretionary Fund (DSC 01 10041020-42080); and

WHEREAS, Big Brothers Big Sisters of the Central Gulf Coast, 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 Big Brothers Big Sisters of the Central Gulf Coast, Inc., will be used to assist with the 2025 King Cake-Off on Friday, February 7, 2025.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2500.00** to Big Brothers Big Sisters of the Central Gulf Coast, Inc., for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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, 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 MARCHING COUGARS BAND BOOSTER CLUB SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-051-2025

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$1800.00** to Marching Cougars Band Booster Club, from District 2 Discretionary Fund (DSC 02 10041020-42080); and

WHEREAS, Marching Cougars Band Booster Club, 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 Marching Cougars Band Booster Club, will be used to assist with the Battle of Bands and operational expenses.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$1800.00** to Marching Cougars Band Booster Club, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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, 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 RC AFRICATOWN PLATEAU PACERS SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-052-2025

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$2000.00** to RC Africatown Plateau Pacers, from District 2 Discretionary Fund (DSC 02 10041020-42080); and

WHEREAS, RC Africatown Plateau Pacers, 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 RC Africatown Plateau Pacers, will be used to assist with the 3rd Annual Women's Empowerment Tea, April 27, 2025.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2000.00** to RC Africatown Plateau Pacers, for the

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purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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, 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 MOBILE COUNTY PUBLIC SCHOOL SYSTEM SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-053-2025

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate **\$231.31** to Mobile County Public School System, from District 3 Discretionary Funds (DSC 03 10041020 42080); and

WHEREAS, Mobile County Public School System, is public school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Mobile County Public School System, will be used to assist with student transportation for the District 3 Parade of 3's., which will serve a public purpose benefiting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$231.31** to Mobile County Public School System for the purposes described hereinabove and pursuant to the language on request serves a public purpose and the Council further approves and directs the payment of same.

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, 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 PEOPLE UNITED TO ADVANCE THE DREAM, MOBILE, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-054-2025

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate **\$1000.00** to People United to Advance the Dream, Mobile, Inc., from District 3 Discretionary Fund (DSC 03 10041020-42080); and

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WHEREAS, People United to Advance the Dream, Mobile, Inc., is an Alabama Domestic Series Limited Liability Company; and

WHEREAS, the money being appropriated will be used for a public purpose more fully set out below; 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 People United to Advance the Dream, Mobile, Inc., will be used to assist with the 35th Annual Dr. Martin Luther King, Jr. Birthday Celebration on Thursday, January 16, 2025, through Monday, January 20, 2025.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$1000.00** to People United to Advance the Dream, Mobile, Inc., for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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, 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 HOUSING FIRST, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-055-2025

Sponsored by: Councilmember Daves

WHEREAS, Councilmember Daves wishes to appropriate **\$1000.00** to Housing First, Inc., from District 5 Discretionary Fund (DSC 05 10041020-42080); and

WHEREAS, Housing First, 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 Housing First, Inc., will be used to assist with the 11th Annual Project Homeless Connect event on January 24, 2025.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$1000.00** to Housing First, Inc., for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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:

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Ayes: Penn, Carroll, 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 THE COURTYARDS AT MAGNOLIA GROVE PROPERTY OWNERS ASSOCIATION, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-056-2025

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate **\$6000.00** to The Courtyards at Magnolia Grove Property Owners Association, Inc., from District 7 Discretionary Fund (DSC 07 10041020-42080); and

WHEREAS, The Courtyards at Magnolia Grove Property Owners 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 The Courtyards at Magnolia Grove Property Owners Association, Inc., will be used to assist with lawn services.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$6000.00** to The Courtyards at Magnolia Grove Property Owners Association, Inc., for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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, Reynolds, Daves, Woods, and Gregory

Nays: None

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Daves moved for the suspension of the rules to consider resolution 08-059 being introduced for the first time. The motion was seconded by Councilmember Woods, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AGREEMENT WITH ALABAMA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC MANAGEMENT AND SIGNAL OPERATIONS FOR TRAFFIC SIGNALS

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IN THE MOBILE MPO URBAN AREA. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 01-057-2025

Sponsored by: Mayor Stimpson

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

That the City enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

Traffic management and signal operations for all traffic signals in the Mobile MPO Urban Area FY 2025-2027; Project # STPMB-4925(); CPMS Ref# 100078271;

Which agreement is before this Council, and that the agreement be executed in the name of the City, by the Mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the Agreement by all parties, that a copy of such Agreement be kept on file by the City.

I, the undersigned qualified and acting City Clerk of the City of Mobile, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City Council named therein, at a regular meeting of such Council held on the _____ day of _____, 20____, and that such resolution is on file in the City Clerk's Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City on this _____ day of _____, 20_____.

APPROVE PURCHASE ORDER TO CALLYO 2009 CORP. FOR ANNUAL RENEWAL OF INVESTIGATION SOFTWARE FOR MPD; \$17,556.00. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 08-058-2025

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>3918</u>	2025	(1530) POLICE ADMIN SERVICES	ANNUAL RENEWAL OF CALLYO PLUS INVESTIGATION SOFTWARE FOR MPD (BID EXEMPT AS SOFTWARE, PRICE BELOW BID REQUIREMENT)	\$17,556.00	<u>(294761) CALLYO 2009 CORP</u>

APPROVE PURCHASE ORDER TO DELTA SCIENTIFIC CORP. FOR PORTABLE BOLLARD ARREST SYSTEM WITH TRAILER FOR MPD; \$167,371.20. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-059-2025

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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>4165</u>	2025	(1500) PUBLIC SAFETY ADMIN	PORTABLE BOLLARD ARREST SYSTEMS WITH TRAILER FOR MPD (GSA CONTRACT)	\$167,371.20	<u>(299562) DELTA SCIENTIFIC CORP</u>

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, 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 POT-O-GOLD RENTALS, LLC FOR MARDI GRAS PORTABLE TOILETS; \$74,515.00. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 21-060-2025

Sponsored by: Mayor Stimpson

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

Name of Company: POT-O-GOLD RENTALS, LLC

Project Name: PUBLIC SERVICE – VARIOUS LOCATIONS –
MARDI GRAS – PORTABLE TOILETS

Project Number: PS-001-25

Amount: Year 1 - \$74,515.00
Year 2 - \$74,515.00
Year 3 - \$74,515.00

ACCEPT AN EASEMENT FOR RECREATIONAL PURPOSE FOR SEGMENT 2 OF THE THREE MILE CREEK GREENWAY TRAIL PROJECT. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 25-061-2025

Sponsored by: Mayor Stimpson and Councilmember Gregory

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the City hereby accepts an Easement for Recreational Purpose, from Rebecca Kaaron Tapia, Shaaron Jeanne Tapia Couey Etchison, and Duanna Juanita (DeDe) Couey, for Segment 2, Tract 6-1 of the Three Mile Creek Greenway Trail Project.

SAID DOCUMENT is by reference made a part of this resolution 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.

WAIVE FEE FOR VACATION OF AN ALLEY ADJACENT TO PROPERTY LOCATED AT DAUPHIN HEIGHTS AND UPHAM STREET. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 47-062-2025

Sponsored by: Councilmember Penn

BE IT RESOLVED by the City Council of the City of Mobile, Alabama that the vacation fee for the vacation of an alley adjacent to property located at Dauphin Heights and Upham Street, as per Resolution 47-1261, is waived.

EXEMPT ALL PROCEEDS FROM THE SALES AND USE OF HEARING INSTRUMENTS FROM THE CITY'S SALES AND USE TAX IN CONFORMITY WITH ALABAMA CODE SECTION 40-23-4(A)(55). The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 50-063-2025

Sponsored by: Councilmember Reynolds

WHEREAS, effective October 1, 2024, and ending September 30, 2029, the State of Alabama has enacted a tax exemption excluding all gross proceeds from the sale and use of hearing instruments from the State of Alabama Sales and Use Taxes; and

WHEREAS Alabama Code Section 40-23-4(a)(55) states that the exemption provided in this subdivision shall not apply to county or municipal sales taxes unless approved by resolution or ordinance adopted by the local governing body; and

WHEREAS the State of Alabama has defined hearing instruments in Alabama Code Section 34-14-1 as any wearable instrument or device designed for or offered for the purpose of aiding or compensating for impaired human hearing; and

WHEREAS, the City Council of the City of Mobile, Alabama seeks to also exempt all gross proceeds from the sale and use of hearing instruments from the City of Mobile Sales and Use Tax commencing on October 1, 2025 and ending September 30, 2029 [unless extended by an act of the Legislature].

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA that, in conformity with Alabama Code Section 40-23-4(a)(55), the City hereby exempts all proceeds from the sales and use of hearing instruments, as defined in Alabama Code Section 34-14-1 from the City of Mobile, Alabama's Sales and Use tax, effective October 1, 2025 and ending September 30, 2029.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to certify a copy of this Resolution under the seal of the City of Mobile, Alabama, and to forward said certified copy to the Alabama Department of Revenue.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; SHAIKAH. The following resolution was held over until the regular meeting of January 21, 2025.

RESOLUTION: 60-064-2025

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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 Ilyas Ahmed Shaikh, 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.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING FOR THE PROPOSED MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 6254 HOWELLS FERRY ROAD (SCHEDULED FOR FEBRUARY 18, 2025) (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-065-2025

Sponsored by: Councilmember Gregory

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 Modification of a Previously Approved Planning Approval for Property located at 6254 Howells Ferry Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 14, 2025, a public hearing will be held on the **18th day of February, 2025, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed modification of a previously approved Planning Approval for property located at 6254 Howells Ferry Road to allow a church in an R-1, Single-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 further modifications other than the ones sought by the applicant and may take other actions allowed by the 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

WHEREAS, a Planning Approval was approved on November 21, 2013 to allow a church in an R-1, Single-Family Residential Suburban District, on property located at 6254 Howells Ferry Road and described as follows:

LOT 1, REDEEMED COMMUNITY CHURCH SUBDIVISION, AS RECORDED IN MAP BOOK 132 PAGE 92, PROBATE COURT RECORDS, MOBILE COUNTY, ALABAMA WHEREAS, the owner of said property applied for a Major Modification of the Planning Approval on October 22, 2024, allowing a church in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on December 19, 2024 and recommended approval of the Major Modification of the Planning Approval subject to the following conditions:

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1. Revision of the site plan to provide, the hours of operation for the after-school care and summer camp services, along with the maximum number of children and the number of employees;
2. Retention of the required tree planting and landscape area calculations on the final site plan;
3. Revision of the site plan to depict compliance with the off-street parking requirements for all uses of the site;
4. Retention of a note on the final site plan regarding the church's use of a private waste removal service;
5. Revision of a note on the final site plan stating the site shall continue to comply with the parking lot lighting requirements of Section 64-3-9.C. of Article 3 of the UDC;
6. Provision of a note on the final site plan stating future development or redevelopment of the property, or any changes to the scope of operations, including hours of operation, number of children, etc. may require approval by the Planning Commission and City Council;
7. Compliance with all Engineering comments noted in the staff report;
8. Compliance with all 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. Provision of revised Planning Approval site plan for review by Planning and Zoning prior to recording, and provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; 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. Having considered the applicable factors, the request 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. Is subject to adequate design standards to provide ingress and egress that 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; and
- G. Shall not be detrimental or endanger the public health, safety or general welfare.
- H. Benefits Consideration. In addition, consideration was given to the City's and the larger community's best interests and the need, benefit, or public purpose of the proposed request.

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

Section One: That the modification of the Planning Approval is hereby approved with the following required conditions:

1. Revision of the site plan to provide the hours of operation for the after-school care and summer camp services, along with the maximum number of children and the number of employees;
2. Retention of the required tree planting and landscape area calculations on the final site plan;
3. Revision of the site plan to depict compliance with the off-street parking requirements for all uses of the site;
4. Retention of a note on the final site plan regarding the church's use of a private waste removal service;
5. Revision of a note on the final site plan stating the site shall continue to comply with the parking lot lighting requirements of Section 64-3-9.C. of Article 3 of the UDC;
6. Provision of a note on the final site plan stating future development or redevelopment of the property, or any changes to the scope of operations, including hours of operation, number of children, etc. may require approval by the Planning Commission and City Council;

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7. Compliance with all Engineering comments noted in the staff report;
8. Compliance with all 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. Provision of revised Planning Approval site plan for review by Planning and Zoning prior to recording, and provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; 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 resolution was read by the City Clerk, whereupon Councilmember Daves moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as February 18, 2025.

CALL FOR PUBLIC HEARING FOR THE PROPOSED MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 6208 GROTTO ROAD (SCHEDULED FOR FEBRUARY 18, 2025) (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-066-2025

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 Modification of a Previously Approved Planning Approval for Property located at 6208 Grotto Road.

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 14, 2025, a public hearing will be held on the **18th day of February, 2025, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed modification of a previously approved Planning Approval for property located at 6208 Grotto Road.

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 further modifications other than the ones sought by the applicant and may take other actions allowed by the 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

WHEREAS, a Planning Approval was approved on June 4, 2015 to allow the expansion of an existing college in an R-1, Single-Family Residential Suburban District, on property located at 6208 Grotto Road (Private Street) and described as follows:

COMMENCING AT THE S.E. CORNER OF SECTION 37, T4S-R2W, MOBILE COUNTY ALABAMA; THENCE ALONG THE EAST LINE OF SAID SECTION 37, RUN N 00°45'40"W 1869.12 FEET TO A POINT; THENCE RUNS 89°22'19"W 621.46 FEET TO

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A POINT; SAID POINT BEING AT THE SOUTHWEST CORNER OF INTERSTATE HIGHWAY NO.65 AND SOUTH AVENUE; THENCE CONTINUING S 89°22'19"W RUN ALONG THE SOUTH RIGHT OF WAY LINE OF SAID SOUTH AVENUE A DISTANCE OF 610.82 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUNS 10°10'W 535.54 FEET TO A POINT; SAID POINT BEING ON A WESTWARD PROJECTION OF THE SOUTH BOUNDARY LINE OF SPRING HILL BUSINESS PARK, AS RECORDED IN MAP BOOK 56, PAGE 70 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE COURT OF MOBILE COUNTY, ALABAMA; THENCE ALONG SAID WESTWARD PROJECTION AND ALONG SAID SOUTH BOUNDARY LINE OF SPRING HILL BUSINESS PARK, RUNS 79°50'E 600.0 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF SAID INTERSTATE HIGHWAY NO. 65; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF INTERSTATE HIGHWAY NO. 65, RUN S 10°10'W 519.88 FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF INTERSTATE HIGHWAY NO. 65, RUN N 79°50'W 44.0 FEET TO A POINT ON THE ARC OF A CURVE CONCAVE NORTHWESTWARDLY AND HAVING A RADIUS OF 7351.73 FEET; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE ARC OF CURVE A DISTANCE OF 264.0 FEET TO THE NORTHEAST CORNER OF COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO AS RECORDED IN MAP BOOK 20, PAGE 61 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN N 76°49'W 552.21 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN N 79°50'W 430.0 FEET TO THE NORTHWEST CORNER OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO; THENCE ALONG THE WEST BOUNDARY LINE OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN AS FOLLOWS: S 10°05'30"W 743.01 FEET, S 64°40'30"W 680.22 FEET, S 24°39'W 27.25 FEET TO A POINT ON THE NORTH TERMINUS OF MONTLIMAR DRAINAGE CANAL; THENCE ALONG SAID NORTH TERMINUS, RUN N 65°21'W 85.0 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF SAID MONTLIMAR DRAINAGE CANAL; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUN S 24°39'W 493.80 FEET TO THE P.C. OF A CURVE TO THE LEFT; SAID CURVE HAVING A CENTRAL ANGLE OF 25°00' AND A RADIUS OF 1960.10 FEET; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUN SOUTHWESTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 855.25 FEET TO THE P.T. OF SAID CURVE; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUN S 89°39'W 10.0 FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUNS 00°21'E 220 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT OF WAY LINE OF DAUPHIN STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF DAUPHIN STREET, RUN WESTWARDLY 1815 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF YESTER OAKS, SECTION NINE AS RECORDED IN MAP BOOK 59, PAGE 64 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE EAST BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 01°02'30"W 370.0 FEET TO THE NORTHEAST CORNER OF SAID YESTER OAKS, SECTION NINE; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 80°01'20"W 107.34 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 80°01'20"W 107.34 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF YESTER OAKS, SECTION NINE, RUN N 88°10'45"W 290.0 FEET TO THE NORTHWEST CORNER OF SAID YESTER OAKS, SECTION NINE; SAID POINT ALSO BEING THE NORTHEAST CORNER OF YESTER OAKS, SECTION FIVE AS RECORDED IN MAP BOOK 17, PAGE 116 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION FIVE, RUN AS FOLLOWS: N 83°55'W 291.76 FEET, N 41°46'W 39.70 FEET, S 87°51'W 180.0 FEET, S 59°36'30"W 158.35 FEET, S 85°47'00"W 180.40 FEET TO A POINT ON THE EAST BOUNDARY LINE OF YESTER OAKS, SECTION FOUR AS RECORDED IN MAP BOOK 17, PAGE 115 OF SAID PROBATE COURT RECORDS; THENCE ALONG SAID EAST BOUNDARY LINE OF YESTER OAKS, SECTION FOUR, RUN N 00°05'45"E 220.0 FEET ON THE NORTHEAST CORNER OF SAID YESTER OAKS, SECTION FOUR; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS,

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SECTION FOUR, RUN S 88°57'30"W 150.0 FEET TO A POINT; THENCE RUN N 00°05'45"E 49.75 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SECTION ONE, YESTER OAKS AS RECORDED IN MAP BOOK 9, PAGE 14 OF SAID PROBATE COURT RECORDS; THENCE ALONG SAID EAST BOUNDARY LINE OF SECTION ONE, YESTER OAKS, RUN AS FOLLOWS: N 54°14'40"E 334.01 FEET, N 18°49'40"E 581.56 FEET, N 11°57'42"E 464.43 FEET, N 01°32'18"W 439.09 FEET, N 38°20'11"W 311.20 FEET, N 46°25'06"W 101.34 FEET, N 38°51'41" 282.85 FEET, N 18°44'44"W 41.40 FEET TO THE NORTHEAST CORNER OF SAID SECTION ONE, YESTER OAKS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID SECTION ONE, YESTER OAKS, RUN N 81°08'14"W 14.22 FEET TO A POINT; SAID POINT BEING THE SOUTHEAST CORNER OF RESUBDIVIDED AND AMENDED PERRY PLACE AS RECORDED IN MAP BOOK 85, PAGE 55 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE EAST BOUNDARY LINE OF SAID RESUBDIVIDED AND AMENDED PERRY PLACE AND A NORTHWARD PROJECTION THEREOF, RUN N 01°13'22"W 550.97 FEET TO A POINT; THENCE RUNS 89°45'22" E 92.30 FEET TO A POINT; THENCE RUN N 00°14'30" E 562.12 FEET TO A POINT; THENCE RUN N 89°53'17" W 96.54 FEET TO A POINT; THENCE RUN N 00°06'43" E 284.53 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN N 66°32'30"E 176.64 FEET TO THE NORTHWEST CORNER OF A.N.B. SUBDIVISION AS RECORDED IN MAP BOOK 35, PAGE 50 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE WEST BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUN S 20°33'E 183.03 FEET TO THE SOUTHWEST CORNER OF SAID A.N.B. SUBDIVISION; THENCE ALONG THE SOUTH BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUN N 66°32'30"E 166.94 FEET TO THE SOUTHEAST CORNER OF SAID A.N.B. SUBDIVISION; THENCE ALONG THE EAST BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUN N 08°12'E 214.74 FEET TO A POINT ON SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN N 66°32'30"E 422.72 FEET OF THE P.C. OF A CURVE TO THE RIGHT; THENCE CONTINUING ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN NORTHEASTWARDLY ALONG THE ARC OF SAID CURVE TO A POINT WHICH BEARS N 71 °50'E 148.46 FEET FROM THE LAST DESCRIBED POINT; THENCE RUNS 00°01'43" E 442.52 FEET TO A POINT; THENCE RUN N 88°55'44" E 950.52 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF COLLEGE LANE; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF COLLEGE LANE RUNS 00°21 '15" E 492.23 FEET; THENCE RUN N 89°38'45" E 40.0 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF COLLEGE LANE; THENCE ALONG SAID EAST RIGHT OF WAY LINE RUN N 00°02'15" W 492.93 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF LOYOLA LANE; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF LOYOLA LANE RUN N 89°20'45" E 476.78 FEET; THENCE RUNS 00°21'15" E 503.97 FEET TO A POINT; THENCE RUN N 89°22'19" E 2586.42 FEET TO THE POINT OF BEGINNING. CONTAINING 353 ACRES, MORE OR LESS.

ALSO: LOTS 19, 20, 21, 22 & 23, COLLEGE PARK NORTHWESTERN QUADRANGLE, UNIT TWO ACCORDING TO PLAT RECORDED IN MAP BOOK 20, PAGE 61 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, ALSO LOT 24 A, COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RESUBDIVISION OF LOTS 24 AND 27 AS PER PLAT RECORDED IN MAP BOOK 69, PAGE 44 OF SAID PROBATE COURT RECORDS, CONTAINING 11.0191 ACRES.

WHEREAS, the owner of said property applied for a Major Modification of the Planning Approval on November 19, 2024, allowing the expansion of an existing college in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on December 19, 2024 and recommended approval of the Major Modification of the Planning Approval subject to the following conditions:

1. Provision of a note on the Planning Approval site plan stating the site will maintain compliance with the tree planting and landscape area requirements of Article 3, Section 64-3-7 of the UDC;
2. Revision of the site plan to indicate a compliant enclosure for the dumpster;

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3. Provision of a note on the Final Planning Approval site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
4. Compliance with all Engineering comments noted in the staff report;
5. Compliance with all Traffic Engineering comments noted in the staff report;
6. Compliance with all Urban Forestry comments noted in the staff report;
7. Compliance with all Fire Department comments noted in the staff report;
8. Provision of a revised Planning Approval site plan for review by Planning and Zoning prior to recording, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
9. Full compliance with all municipal codes and ordinances.

10. 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. Having considered the applicable factors, the request 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. Is subject to adequate design standards to provide ingress and egress that 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; and
- G. Shall not be detrimental or endanger the public health, safety or general welfare.
- H. Benefits Consideration. In addition, consideration was given to the City's and the larger community's best interests and the need, benefit, or public purpose of the proposed request.

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

Section One: That the modification of the Planning Approval is hereby approved with the following required conditions:

1. Provision of a note on the Planning Approval site plan stating the site will maintain compliance with the tree planting and landscape area requirements of Article 3, Section 64-3-7 of the UDC;
2. Revision of the site plan to indicate a compliant enclosure for the dumpster;
3. Provision of a note on the Final Planning Approval site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
4. Compliance with all Engineering comments noted in the staff report;
5. Compliance with all Traffic Engineering comments noted in the staff report;
6. Compliance with all Urban Forestry comments noted in the staff report; .
7. Compliance with all Fire Department comments noted in the staff report;
8. Provision of a revised Planning Approval site plan for review by Planning and Zoning prior to recording, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
9. 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 City Clerk, whereupon Councilmember Daves moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

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

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Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as February 18, 2025.

CALL FOR PUBLIC HEARING FOR THE PROPOSED MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 6208 GROTTA ROAD (SCHEDULED FOR FEBRUARY 18, 2025) (DISTRICT 7). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-067-2025

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 Modification of a Previously Approved Planned Unit Development for Property located at 6208 Grotto Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted September 6, 2022, a public hearing will be held on the **18th day of February, 2025, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed modification of a previously approved Planned Unit Development for property located at 6208 Grotto Road.

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 further modifications other than the ones sought by the applicant and may take other actions allowed by the 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

WHEREAS, a Planned Unit Development was approved on June 4, 2015 to amend the Master Plan of an existing college in an R-1, Single-Family Residential Suburban District, on property located at 6208 Grotto Road (Private Street) and described as follows: COMMENCING AT THE S.E. CORNER OF SECTION 37, T4S-R2W, MOBILE COUNTY ALABAMA; THENCE ALONG THE EAST LINE OF SAID SECTION 37, RUN N 00°45'40"W 1869.12 FEET TO A POINT; THENCE RUN S 89°22'19"W 621.46 FEET TO A POINT; SAID POINT BEING AT THE SOUTHWEST CORNER OF INTERSTATE HIGHWAY NO. 65 AND SOUTH AVENUE; THENCE CONTINUING S 89°22'19"W RUN ALONG THE SOUTH RIGHT OF WAY LINE OF SAID SOUTH AVENUE A DISTANCE OF 610.82 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUN S 10°10'W 535.54 FEET TO A POINT; SAID POINT BEING ON A WESTWARD PROJECTION OF THE SOUTH BOUNDARY LINE OF SPRING HILL BUSINESS PARK, AS RECORDED IN MAP BOOK 56, PAGE 70 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE COURT OF MOBILE COUNTY, ALABAMA; THENCE ALONG SAID WESTWARD PROJECTION AND ALONG SAID SOUTH BOUNDARY LINE OF SPRING HILL BUSINESS PARK, RUNS 79°50'E 600.0 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF SAID INTERSTATE HIGHWAY NO. 65; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF INTERSTATE HIGHWAY NO. 65, RUNS 10°10'W 519.88 FEET TO A POINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF INTERSTATE HIGHWAY NO. 65, RUN N 79°50'W 44.0 FEET TO A POINT ON THE ARC OF A CURVE CONCAVE NORTHWESTWARDLY AND HAVING A RADIUS OF 7351.73 FEET; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF INTERSTATE HIGHWAY NO. 65, RUN SOUTHWESTWARDLY ALONG SAID ARC OF CURVE A DISTANCE OF 264.0 FEET TO THE NORTHEAST CORNER OF COLLEGE PARK, NORTHWESTERN

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QUADRANGLE, UNIT TWO AS RECORDED IN MAP BOOK 20, PAGE 61 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN N 76°49'W 552.21 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN N 79°50'W 430.0 FEET TO THE NORTHWEST CORNER OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO; THENCE ALONG THE WEST BOUNDARY LINE OF SAID COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RUN AS FOLLOWS: S 10°05'30"W 743.01 FEET, S 64°40'30"W 680.22 FEET, S 24°39'W 27.25 FEET TO A POINT ON THE NORTH TERMINUS OF MONTLIMAR DRAINAGE CANAL; THENCE ALONG SAID NORTH TERMINUS, RUN N 65°21 'W 85.0 FEET TO A POINT ON THE WEST RIGHT OF RIGHT OF WAY LINE OF SAID MONTLIMAR DRAINAGE CANAL; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUNS 24°39'W 493.80 FEET TO THE P.C. OF A CURVE TO THE LEFT; SAID CURVE HAVING A CENTRAL ANGLE OF 25°00' AND A RADIUS OF 1960.10 FEET; THENCE):: CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUN SOUTHWESTWARDLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 855.25 FEET TO THE P.T. OF SAID CURVE; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLIMAR DRAINAGE CANAL, RUN S 89°39'W 10.0 FEET TO APPOINT; THENCE CONTINUING ALONG SAID WEST RIGHT OF WAY LINE OF MONTLI)1AR DRAINAGE CANAL, RUN S 00°21'E 220 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT OFWAY LINE OF DAUPHIN STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE OF DAUPHIN STREET, RUN WESTWARDLY 1815 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF YESTER OAKS, SECTION NINE AS RECORDED IN MAP BOOK 59, PAGE 64 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE EAST BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 01°02'30"W 370.0 FEET TO THE NORTHEAST CORNER OF SAID YESTER OAKS, SECTION NINE; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 80°01 '20"W 107.34 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION NINE, RUN N 80°01 '20"W 107.34 FEET TO A POINT; THENCE CONTINUING ALONG SAID NORTH BOUNDARY LINE OF YESTER OAKS, SECTION NINE, RUN N 88° 10'45"W 290;0 FEET TO THE NORTHWEST CORNER OF SAID YESTER OAKS, SECTION NINE; SAID POINT ALSO BEING THE NORTHEAST CORNER OF YESTER OAKS, SECTION FIVE AS RECORDED IN MAP BOOK 17, PAGE 116 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION FIVE, RUN AS FOLLOWS: N 83°55'W 291.76 FEET, N 41°46'W 39.70 FEET, S 87°51'W 180.0 FEET, S 59°36'30"W 158.35 FEET, S 85°47'00"W 180.40 FEET TO A POINT ON THE EAST BOUNDARY LINE OF YESTER OAKS, SECTION FOUR AS RECORDED IN MAP BOOK 17, PAGE 115 OF SAID PROBATE COURT RECORDS; THENCE ALONG SAID EAST BOUNDARY LINE OF YESTER OAKS, SECTION FOUR, RUN N 00°05'45"E 220.0 FEET ON THE NORTHEAST CORNER OF SAID YESTER OAKS, SECTION FOUR; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID YESTER OAKS, SECTION FOUR, RUN S 88°57'30"W 150.0 FEET TO A POINT; THENCE RUN N 00°05'45"E 49.75 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SECTION ONE, YESTER OAKS AS RECORDED IN MAP BOOK 9, PAGE 14 OF SAID PROBATE COURT RECORDS; THENCE ALONG SAID EAST BOUNDARY LINE OF SECTION ONE, YESTER OAKS, RUN AS FOLLOWS: N 54°14'40"E 334.01 FEET, N 18°49'40"E 581.56 FEET, N 11° 57'42"E 464.43 FEET, N 01°32'18"W 439.09 FEET, N 38°20'11"W 311.20 FEET, N 46°25'06"W 101.34 FEET, N 38°51 '41" 282.85 FEET, N 18°44'44"W 41.40 FEET TO THE NORTHEAST CORNER OF SAID SECTION ONE, YESTER OAKS; THENCE ALONG THE NORTH BOUNDARY LINE OF SAID SECTION ONE, YESTER OAKS, RUN N 81°08'14"W 14.22 FEET TO A POINT; SAID POINT BEING THE SOUTHEAST CORNER OF RESUBDIVIDED AND AMENDED PERRY PLACE AS RECORDED IN MAP BOOK 85, PAGE 55 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE EAST BOUNDARY LINE OF SAID RESUBDIVIDED AND AMENDED PERRY PLACE AND A NORTHWARD PROJECTION THEREOF, RUN N 01°13'22"W 550.97 FEET TO A POINT; THENCE RUN S 89°45'22" E 92.30 FEET TO A POINT; THENCE RUN N 00°14'30" E 562.12 FEET TO A POINT; THENCE RUN N 89°53'17" W 96.54 FEET TO A POINT; THENCE RUN N 00°06'43" E 284.53 FEET TO A POINT ON THE SOUTH RIGHT OF

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WAY LINE OF OLD SHELL ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN N 66°32'30"E 176.64 FEET TO THE NORTHWEST CORNER OF A.N.B. SUBDIVISION AS RECORDED IN MAP BOOK 35, PAGE 50 OF SAID PROBATE COURT RECORDS; THENCE ALONG THE WEST BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUNS 20°33'E 183.03 FEET TO THE SOUTHWEST CORNER OF SAID A.N.B. SUBDIVISION; THENCE ALONG THE SOUTH BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUN N 66°32'30"E 166.94 FEET TO THE SOUTHEAST CORNER OF SAID A.N.B. SUBDIVISION; THENCE ALONG THE EAST BOUNDARY LINE OF SAID A.N.B. SUBDIVISION, RUN N 08°12'E 214.74 FEET TO A POINT ON SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN N 66°32'30"E 422.72 FEET OF THE P.C. OF A CURVE TO THE RIGHT; THENCE CONTINUING ALONG SAID SOUTH RIGHT OF WAY LINE OF OLD SHELL ROAD, RUN NORTHEASTWARDLY ALONG THE ARC OF SAID CURVE TO A POINT WHICH BEARS N 71°50'E 148.46 FEET FROM THE LAST DESCRIBED POINT; THENCE RUN S 00°01'43" E 442.52 FEET TO A POINT; THENCE RUN N 88°55'44" E 950.52 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF COLLEGE LANE; THENCE ALONG SAID WEST RIGHT OF WAY LINE OF COLLEGE LANE RUN S 00°21'15" E 492.23 FEET; THENCE RUN N 89°38'45" E 40.0 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF COLLEGE LANE; THENCE ALONG SAID EAST RIGHT OF WAY LINE RUN N 00°02'15" W 492.93 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF LOYOLA LANE; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF LOYOLA LANE RUN N 89°20'45" E 476.78 FEET; THENCE RUN S 00°21'15" E 503.97 FEET TO A POINT; THENCE RUN N 89°22'19" E 2586.42 FEET TO THE POINT OF BEGINNING CONTAINING 353 ACRES, MORE OR LESS.

ALSO: LOTS 19, 20, 21, 22 & 23, COLLEGE PARK NORTHWESTERN QUADRANGLE, UNIT TWO ACCORDING TO PLAT RECORDED IN MAP BOOK 20, PAGE 61 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA, ALSO LOT 24 A, COLLEGE PARK, NORTHWESTERN QUADRANGLE, UNIT TWO, RESUBDIVISION OF LOTS 24 AND 27 AS PER PLAT RECORDED IN MAP BOOK 69, PAGE 44 OF SAID PROBATE COURT RECORDS, CONTAINING 11.0191 ACRES.

WHEREAS, the owner of said property applied for a Major Modification of the Planned Unit Development (PUD) on November 18, 2024, allowing the expansion of an existing college in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on December 19, 2024 and recommended approval of the Major Modification of the PUD subject to the following conditions:

1. Provision of a note on the PUD site plan stating the site will maintain compliance with the tree planting and landscape area requirements of Article 3, Section 64-3-7 of the UDC;
2. Revision of the site plan to indicate a compliant enclosure for the dumpster;
3. Provision of a note on the Final Planning PUD site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
4. Compliance with all Engineering comments noted in the staff report;
5. Compliance with all Traffic Engineering comments noted in the staff report;
6. Compliance with all Urban Forestry comments noted in the staff report;
7. Compliance with all Fire Department comments noted in the staff report;
8. Provision of a revised PUD site plan for review by Planning and Zoning prior to recording, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
9. 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. Having considered the applicable factors, the request will not adversely affect the health,

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safety or welfare of persons living or working in the surrounding neighborhood, or be more injurious to property or improvements in the neighborhood;

E. Is subject to adequate design standards to provide ingress and egress that 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; and

G. Shall not be detrimental or endanger the public health, safety or general welfare.

H. Benefits Consideration. In addition, consideration was given to the City's and the larger community's best interests and the need, benefit, or public purpose of the proposed request.

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

Section One: That the modification of the PUD is hereby approved with the following required conditions:

1. Provision of a note on the PUD site plan stating the site will maintain compliance with the tree planting and landscape area requirements of Article 3, Section 64-3-7 of the UDC;
2. Revision of the site plan to indicate a compliant enclosure for the dumpster;
3. Provision of a note on the Final PUD site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
4. Compliance with all Engineering comments noted in the staff report;
5. Compliance with all Traffic Engineering comments noted in the staff report;
6. Compliance with all Urban Forestry comments noted in the staff report;
7. Compliance with all Fire Department comments noted in the staff report;
8. Provision of a revised PUD site plan for review by Planning and Zoning prior to recording, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
9. 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 City Clerk, whereupon Councilmember Daves moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as February 18, 2025.

ANNOUNCEMENTS

Councilmember Woods encouraged citizens to join him on Saturday, January 18, 2025, at Medal of Honor Park for the Dr. MLK, Jr. Day of Service from 8:30 a.m.

Councilmember Woods said that the back-up day for the MLK Day, Jr. of Service will be on Sunday, January 19, 2025, from 1:00 p.m. – 3:00 p.m.

Councilmember Carroll invited citizens to join him on Saturday, January 18, 2025, at Ann and Congress Streets for the Dr. MLK, Jr. Day of Service.

Councilmember Carroll congratulated David Sank and the Marching Cougar band on all of their accomplishments.

Councilmember Penn invited citizens to join him on Saturday, January 18, 2025, at Holloway Elementary for the Dr. MLK, Jr. Day of Service, from 9:00 a.m. – 11:00 a.m.

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Councilmember Penn said that the back-up day for the Dr. MLK, Jr. Day of Service will be on Sunday, January 19, 2025, from 1:00 p.m. – 3:00 p.m.

Councilmember Penn gave updates about Hwy 45 improvements.

Councilmember Reynolds recognized students from the T.A.L.L. (Tillman's Corner Area Learning Leadership) Program in attendance today.

Councilmember Gregory asked citizens to join her for the Dr. MLK, Jr. Day of Service at Athey Road and Zeigler Boulevard on Saturday, January 18, 2025, at 8:30 a.m. .

Councilmember Gregory offered comments about citizen complaints from newly annexed areas concerning the holiday trash pick-up schedule.

Councilmember Gregory said that the back-up day for the Dr. MLK, Jr. Day of Service will be on Sunday, January 19, 2025, from 1:00 p.m. – 3:00 p.m.

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

Ayes: Penn, Carroll, 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 12:09 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK