

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 9, 2021

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, November 9, 2021, at 9:00 a.m.

Present:

Councilmembers: Penn, Carroll, Small, Reynolds, Daves, Scott 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

Chris Arledge, Council Attorney, deemed it appropriate for the Council to enter into executive session to discuss pending litigation, a security issue and the personal reputation of an individual that is not an elected official or in an appointed position. The meeting is estimated to last 20 minutes.

Declaration from Chris Arledge:

To: All Councilors, City Clerk

From: Chris Arledge

Date: November 5, 2021

RE: Executive Session Declaration for 11/9/21, Council Meeting

There has been a request for the Council consider going into executive session on November 9, 2021, between the pre-meeting and regular meeting, to hear from the city attorneys on the legal ramifications of and legal options for several litigation matters pursuant to §36-25A-7(a)(3) of the Alabama Open Meetings Act. As an attorney licensed to practice law in Alabama this constitutes my written opinion that this exception provided for by the OMA is applicable to the planned discussion.

The process to convene an executive session is as follows:

1. A quorum of the governmental body must first convene a regular or special meeting.
2. There should be a motion made to enter executive session to discuss litigation.
3. Before the vote, I should be called upon to state that I have provided this written declaration to council that the matter is exempted under the OMA.
4. The motion should be seconded and a majority of the members present must adopt, by roll call vote, the motion.
5. Prior to entering executive session the presiding officer should announce the approximate time of the session (45 minutes) and that the body will not reconvene afterwards.
6. The minutes should reflect all of the foregoing.

MINUTES OF NOVEMBER 9, 2021

Councilmember Daves moved for the Council to enter into executive session and reconvene into the regular meeting at 10:30 a.m., which move was seconded by Councilmember Gregory and the vote was as follows:

Following a roll call, the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the meeting moved into executive session at approximately 9:37 a.m.

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 9, 2021

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza, on Tuesday, November 9, 2021, at 10:30 a.m., in regular meeting.

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

Councilmember Penn, District 1, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

Chairman:	Small
Councilmembers:	Penn, Carroll, Reynolds, Daves, Scott and Gregory
Absent:	None

STATEMENT OF RULES BY PRESIDING OFFICER:

The Presiding Officer provided an overview of the City Council rules of procedure.

APPROVAL OF MINUTES:

The minutes of the meetings of September 28, October 26, November 1 & 2, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

Mayor Stimpson announced that the Mobile Area Association of Realtors will host a litter clean-up on Saturday, November 13, 2021, from 9:00 a.m.-12:00 p.m.

Mayor Stimpson also noted that the Mobile Bay Keepers and the Downtown Alliance will host a cleanup in support of the NOAA Marine Debris Prevention Project at 96 Marion Street, Saturday, November 13, 2021, from 9:00-11:00 a.m.

Mayor Stimpson recognized Audrey Hill, Mark Hoyt and David Louder, Animal Shelter personnel, for their outstanding work in rescuing and returning a lost dog.

Mayor Stimpson read a Proclamation proclaiming November 14, 2021, as "Alzheimer's Awareness Day" in Mobile.

PRESENTATIONS TO THE COUNCIL

Jeff Deese, Deputy Director of Public Services, recognized Ronald Mabins as the Public Services Department Employee of the Month.

Nick Amberger, City Engineer, recognized Bertha Moore as the Public Works Employee at Large Employee of the Month.

MINUTES OF NOVEMBER 9, 2021

Shonnda Smith, Deputy Executive Director of Parks & Recreation Department, recognized Darryl Smith as Parks and Recreation Department Employee of the Month.

PRESENTATIONS BY THE COUNCIL

Councilmember Gregory presented a Proclamation declaring the month of November 2021 as "National Lung Cancer Awareness" month in Mobile.

ADOPTION OF THE AGENDA:

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

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

Nays: None

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

APPEALS:

Appeal of Kimberly Brackett, ASD Employees' Club, for a waiver of the Noise Ordinance at 101 S. Water Street on November 20, 2021, from 1:00 – 6:00 p.m. (District 2).

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

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

Nays: None

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

Request of Lindsey Baker, City Hope Church, for a waiver of the Noise Ordinance at Medal of Honor Park on November 14, 2021, from 1:30-6:00 p.m. (District 6).

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

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

Nays: None

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

PUBLIC HEARINGS

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1051 S. WASHINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1051 S. Washington 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 954 MARINE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

MINUTES OF NOVEMBER 9, 2021

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 954 Marine Street a public nuisance and order it demolished, and asked if there was anyone present to speak for or against this matter.

Selena Hudson, 954 Marine Street, requested additional time to make needed repairs to the residence.

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

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO SHAMEKA MCDANIEL, D/B/A WE CARE ADULT SERVICE, LLC, TO OPERATE A SEDAN SERVICE.

The Presiding Officer announced that today was the day for the public hearing to consider approval of a certificate of public convenience and necessity to Shameka McDaniel, d/b/a We Care Adult Services, LLC, to operate a sedan service, and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

None

NON-AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, commented on the importance of utilizing American Rescue Plan funds to strategically prevent juvenile delinquency and gun violence.
2. Pastor Marvin Charles Lue, Jr., 1266 Dr. Martin Luther King, Jr. Avenue, invited citizens to attend a meeting about gun violence at Stewart Memorial CME Church on November 11, 2021 at 6:30 p.m.

RESOLUTIONS HELD OVER

AUTHORIZE CONTRACT WITH TETRA TECH, INC., FOR DISASTER DEBRIS REMOVAL MONITORING SERVICES. The following resolution, which was introduced and read at the regular meeting of August 25, 2021, held over until the regular meetings of September 7, 2021 and November 9, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-698-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Tetra Tech, Inc, for one year, to provide post-disaster debris removal monitoring and consulting services, as outlined in the agreement attached hereto and made a part hereof as though set forth in full.

A copy of said agreement is on file in the Office of the City Clerk.

MINUTES OF NOVEMBER 9, 2021

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

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

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

APPROVE PURCHASE ORDERS TO PETROLEUM TRADERS FOR FUEL FOR EQUIPMENT SERVICES. The following resolution, which was introduced and read at the regular meeting of November 2, 2021, held over until the regular meeting of November 9, 2021, was called up by the Presiding Officer.

RESOLUTION: 08-990-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>297</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,137.50	(279229) PETROLEUM TRADERS CORPORATION
<u>298</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$21,371.00	(279229) PETROLEUM TRADERS CORPORATION
<u>299</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>300</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>292</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$18,561.95	(279229) PETROLEUM TRADERS CORPORATION
<u>293</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$18,702.95	(279229) PETROLEUM TRADERS CORPORATION

MINUTES OF NOVEMBER 9, 2021

<u>294</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$21,167.56	(42474) DAVISON OIL COMPANY INC
<u>295</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER GARAGE UNLEADED FUEL (SEALED BID 5216)	\$21,167.56	(42474) DAVISON OIL COMPANY INC
<u>302</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$19,212.29	(279229) PETROLEUM TRADERS CORPORATION
<u>303</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>304</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>305</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER MOTOR POOL UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>307</u>	2022	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$18,298.39	(279229) PETROLEUM TRADERS CORPORATION
<u>308</u>	2022	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>309</u>	2022	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>310</u>	2022	(2050) EQUIPMENT SERVICES	PRE-LANGAN PARK UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>318</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>319</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>320</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT DIESEL FUEL (AL STATE CONTRACT)	\$20,317.50	(279229) PETROLEUM TRADERS CORPORATION
<u>313</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$18,298.39	(42474) DAVISON OIL COMPANY INC
<u>314</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC
<u>315</u>	2022	(2050) EQUIPMENT SERVICES	PRE-ORDER 4th PRECINCT UNLEADED FUEL (SEALED BID 5216)	\$20,920.66	(42474) DAVISON OIL COMPANY INC

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

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

Nays: None

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

MINUTES OF NOVEMBER 9, 2021

AUTHORIZE CONTRACT WITH DOWNING STUDIO FOR A BUGLER SCULPTURE AT MEMORIAL PARK; \$60,000.00. The following resolution, which was introduced and read at the regular meeting of November 2, 2021, held over until the regular meeting of November 9, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-991-2021

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 Contract, that is necessary to perform essential minimum functions of the Council, by and between the City of Mobile, and the company listed below, for work as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Maurice Casey Dowing dba Downing Studio

Project Name: Memorial Park – Bugler Sculpture

Project Number: PR-001-22

Amount: \$60,000.00

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH NEXGEN UTILITY MANAGEMENT FOR SOFTWARE PRODUCTS & SERVICES IN SUPPORT OF PUBLIC WORKS' WORK ORDER AND ASSET MANAGEMENT PROCESSES, \$1,551,747.00 (5 YEARS). The following resolution, which was introduced and read at the regular meeting of November 2, 2021, held over until the regular meeting of November 9, 2021, was called up by the Presiding Officer.

RESOLUTION: 21-992-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and NEXGEN Utility Management, Inc. for provision of software products and services in support of Public Works' work order and asset management processes, for five years from the date of approval, in the amount of \$1,551,747, as outlined in the contract attached hereto and made a part hereof as though set forth in full.

A copy of said contract is on file in the Office of the City Clerk.

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

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

Nays: None

MINUTES OF NOVEMBER 9, 2021

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

ORDINANCES BEING INTRODUCED

ORDINANCE TO AMEND AND RESTATE SECTION 38-41(B) AND SECTION 38-50 OF THE MOBILE CITY CODE REGARDING THE APPOINTMENT OF MUNICIPAL COURT JUDGES. The following ordinance was held over until the regular meeting of November 17, 2021.

ORDINANCE: 38-038-2021

Sponsored by: Councilmember Daves

AN ORDINANCE TO AMEND AND RESTATE SEC. 38-41(b) AND SEC. 38-50 OF THE MOBILE CITY CODE, 1991

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

Section 1.

(a) The City Council desires to amend and restate Sec. 38-41(b) of the *Mobile City Code, 1991*, to provide for a streamlined appointment process for municipal judges.

(b) Sec. 38-50 of the *Mobile City Code, 1991*, is redundant with Sec. 38-45(c) thereof.

Section 2.

Sec. 38-41(b) of the *Mobile City Code, 1991*, is hereby amended and restated in its entirety to read as follows:

“(b) Term. The term of office of each full-time municipal judge shall be for a term of four (4) years. The term of office of each part-time municipal judge shall be for a term of two (2) years. The term of either full-time or part-time municipal judge shall continue until a successor has been appointed and qualified. The municipal judges shall be eligible for reappointment upon the expiration of their terms. Prior to appointing or re-appointing any full-time, part-time or adjunct municipal judges the Council shall hold an open application and review process for such position(s) for a period of at least two (2) weeks to consider any prospective new applicants and to review the performance of any current municipal judges desiring reappointment.”

Section 3.

Sec. 38-50 of the *Mobile City Code, 1991*, is hereby amended and restated in its entirety to read as follows:

“Sec. 38-50. – Reserved”

Section 4.

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

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

(c) This Ordinance shall be effective immediately upon its adoption and publication as required by law.

MINUTES OF NOVEMBER 9, 2021

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 03-995 through 03-1018 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

APPOINT SCOTT JONES AS AN EX OFFICIO MEMBER OF THE MOBILE PLANNING COMMISSION. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-995-2021

Sponsored by: Councilmember Small

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Scott Jones is appointed as an Ex Officio member of the Mobile Planning Commission effective immediately for a term ending November 2, 2025.

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

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

Nays: None

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

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO SHAMEKA MCDANIEL, D/B/A WE CARE ADULT SERVICES, LLC, TO OPERATE A SEDAN SERVICE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-996-2021

Sponsored by: Councilmember Reynolds

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

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 RESTAURANT RETAIL LIQUOR LICENSE FOR VOODOO WING COMPANY, 3270 DAUPHIN STREET. The following resolution was introduced by Councilmember Daves.

MINUTES OF NOVEMBER 9, 2021

RESOLUTION: 37-997-2021

Sponsored by: Councilmember Penn

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

Type of Application: Restaurant Retail Liquor

Submitted by: VWC of Mobile II LLC

Location: VooDoo Wing Company
3270 Dauphin Street

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

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 1051 S. WASHINGTON AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-998-2021

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 1051 S. WASHINGTON AVENUE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A - No, 4, 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 1051 S. WASHINGTON AVENUE described as;

LOTS 3 & 4 BLK B TERRY SUB PARTIAL RESUB OF LOTS 24 & 25 CHOCTAW POINT TRACT DBK 80 PG 327 #SEC 37 T4S RIW SMP29 10 37 0 008

Parcel Number: 29 10 37 0 008 155

Last Assessed to: WILLIAMS MARK B SR

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be demolished/secured/remove trash litter debris/remove fence in accordance

MINUTES OF NOVEMBER 9, 2021

with the terms of said Chapter 52, Article 11 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 that the resolution be adopted, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Carroll, Small, Reynolds, Daves, Scott 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 954 MARINE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 40-999-2021

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings Structural Nuisances" adopted December 5, 2017, the accessory structure at 954 MARINE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, and 14; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 954 MARINE STREET describes as:

LOT 5 SQ 7 OF CHOCTAW PT TRT BEG AT PT ON W/S OF MARINE ST 100 FT S OF SW COR OF MARINE & KENTUCKY ST & RUN SLY ALG W/S OF MARINE ST 50 FT TH RUN WLY & PAR WITH KENTUCKY ST 150 FT 6 IN TH RUN NLY 50 FT TH ELY 150 FT 6 IN TO PLACE OF BEG #SEC 37 T4S R1W #MP29 10 37 0 007

Parcel Number: 29 10 37 0 007 090

Last Assessed to: HUDSON SELENNNA

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

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above, and a certified copy of this resolution shall be published in the manner and as prescribed for the

MINUTES OF NOVEMBER 9, 2021

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 Gregory moved that the resolution be tabled, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

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

DECLARE WEEDS NOXIOUS, WEED LIEN GROUP 1623. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1000-2021

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.

WHEREAS, a survey has been made to determine the properties upon which or in front of which noxious or dangerous weeds are growing and the agents or employees of the City of Mobile have obtained the legal description of parcels of property in the City of Mobile upon which or in front of which such weeds are growing, and it has been determined to follow the provisions of Act No. 329 of the Legislature of the State of Alabama, approved on April 28, 1988, and to have caused such weeds to be cut or otherwise abated as public nuisances:

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

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as Group #1623 under the caption "NOXIOUS OR DANGEROUS WEEDS GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above described parcels of property shall be abated by the removal of such noxious or dangerous weeds or they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the 12th day of December, 2021, at ten thirty a.m., for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile; and it is directed that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS." such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

MINUTES OF NOVEMBER 9, 2021

WEED LIEN						
1623						Res. No.
11/9/2021	LOTS TO BE DECLARED					58-
12/14/2021	LOTS FOR PUBLIC HEARING					58-
//2021	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	1818 Indian Creek Dr S	14044	15090		1	
2	2162 Good St	14463	15091		1	
3	3507 Pleasant Valley Rd	14853	15092		5	
4	1550 Robert E Lee St	14195	15093		3	
5	905 Bay Ave	14216	15094		3	
6	1154 Freeman St	14055	15095		3	
7	654 Augusta St	14189	15096		2	
8	816 Gorgas St	14734	15097		3	
9	866 Baltimore St	14175	15098		3	
10	0 Kentucky St	14193	15099		3	
	Parcel No. (29 10 37 0 008 077.XXX)					
11	0 Pettus St	14146	15100		3	
	Parcel No. (29 10 37 0 008 195.XXX)					
12	1057 S Broad St	14162	15101		3	
13	805 Gorgas St	14181	15102		3	
14	1101 S Broad St	14141	15103		3	
15	922 Bay Ave	14457	15104		3	
16	660 Pillans St	14440	15105		3	
17	4 Straight St	13374	15106		2	
18	909 Emelda Dr	1482	15107		4	
19	2057 Clinton St	14130	15108		1	
				\$ -		
District total for this group		Numbers of lots cut				
1	3		1			
2	2		2			
3	12		3			
4	1		4			
5	1		5			
6	0		6			
7	0		7			
	19		0			
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

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

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

AUTHORIZE REMOVAL OF WEEDS, GROUP #1620. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1001-2021

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

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested

MINUTES OF NOVEMBER 9, 2021

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 18 described in the resolution adopted on the 6th day of October, 2021, 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 18, as described in the resolution adopted on the 6th day of August, 2021, 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.1620 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 of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

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

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

Nays: None

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

ASSESS COST FOR REMOVAL OF WEEDS, WEED LIEN GROUP #1609. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1002-2021

MINUTES OF NOVEMBER 9, 2021

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

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

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

Section 1. The amount set opposite each described parcel of real property contained in exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as Repeat Weed Lien Group 1609 shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

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

MINUTES OF NOVEMBER 9, 2021

WEED LIEN						
1609						Res. No.
11/10/2020	LOTS TO BE DECLARED					58-833
12/15/2020	LOTS FOR PUBLIC HEARING					58-905
11/9/2021	LOTS TO BE ASSESSED FOR COST					58-
				Amount	Dis	N/A
No.	Address	SRO No.	CASE #	Assessed		CBO
1	0 Titi St /Chisam St(VL) Parcel No. (29 06 13 0 003 176.XXX)	8075	8461	\$ 631.00	2	
2	0 Titi St /Chisam St(VL) Parcel No. (2906130003188.XXX)	8076	8462	\$ 175.00	2	
3	0 Warsaw St/3004 Warshaw Ave (VL) Parcel No. (2902440010062XXX)	8134	8463	\$ 234.16	1	
4	2113 General Gorgas Dr. N	8132	8464	\$ 50.00	1	CBO
5	0 McArthur Ave (VL) Parcel No. (2902440009021.XXX)	8007	8465	\$ 50.00	2	CBO
6	724 Kentucky St	6662	8466	\$ 420.00	3	
7	3005 Curry Drive E	6881	8467	\$ 50.00	3	CBO
8	264 Cuba St (VL)	7284	8468	\$ 321.00	1	
9	607 Graham St	7734	8469	\$ 455.00	1	
10	1104 Adams St (VL)	7519	8470	\$ 295.00	2	
11	408 Terrill St (VL)	7198	8471	\$ 50.00	2	CBO
12	1550 Hillandale Dr	7231	8472	\$ 50.00	4	CBO
13	1207 Racetrack Lane	6450	8473	\$ 50.00	3	CBO
14	7250 L and N Circle	6783	8474	\$ 175.63	3	
15	1716 Boykin Blvd	6810	8475	\$ 280.00	3	
16	2155 Dickens St	7697	8476	\$ 50.00	2	CBO
17	1101 Chinquapin St (VL)	6841	8477	\$ 245.00	1	
18	1167 Terrell Rd	7270	8478	\$ 50.00	3	CBO
19	0 Barretts Lane (VL) Parcel No. (2902440024079.XXX)	7290	8479	\$ 50.00	1	CBO
20	2664 Carter Ave	7628	8480	\$ 50.00	1	CBO
21	365 Chin St	7814	8481	\$ 219.00	2	
22	714 Euclid Ave	7254	8482	\$ 245.00	3	
				\$ 4,195.79		
District total for this group		Numbers of lots cut				
1	7	1	4			
2	7	2	4			
3	7	3	4			
4	1	4	0			
5	0	5	0			
6	0	6	0			
7	0	7	0			
22		12				
*ADD Added in from other Groups		*CBC Cut By Contractor				
*CBO Cut By Owner		*UDL Undeveloped Lot				
*N/A Taken out by Inspector						

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

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE FIREFIGHTER OF THE MONTH, TERRY FLEMING. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1003-2021

Sponsored by: Mayor Stimpson

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

MINUTES OF NOVEMBER 9, 2021

Fire Service Driver Terry D. Fleming (Emp #11046)

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 that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmember Carroll the vote was as follows:

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC SERVICES EMPLOYEE OF THE MONTH, RONALD MABINS. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1004-2021

Sponsored by: Mayor Stimpson

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

November 2021 - Ronald Mabins (Employee # 9201 Sanitation (Public Services)

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmember Carroll the vote was as follows:

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PARKS & RECREATION EMPLOYEE OF THE MONTH FOR NOVEMBER, DARRYL SMITH. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1005-2021

Sponsored by: Mayor Stimpson

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

November 2021 - Darryl Smith (Employee # 15250) Parks & Recreation
(Community Centers)

MINUTES OF NOVEMBER 9, 2021

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmember Carroll the vote was as follows:

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

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC WORKS AT LARGE EMPLOYEE OF THE MONTH, BERTHA MOORE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1006-2021

Sponsored by: Mayor Stimpson

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

November 2021 - Bertha Moore (Employee # 15159) Engineering Dept.

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

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmember Carroll the vote was as follows:

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

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

APPOINT CLEVELAND MCFARLAND, JR. TO THE GOLF COURSE ADVISORY COMMITTEE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-1018-2021

Sponsored by: Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Cleveland McFarland, Jr. is appointed to the Golf Course Advisory Committee effective immediately for a term ending November 9, 2024.

The resolution was read by the City Clerk; whereupon Councilmember Daves moved that the resolution be adopted, which was seconded by Councilmember Gregory. Following comments by Councilmember Carroll the vote was as follows:

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

MINUTES OF NOVEMBER 9, 2021

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

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO INSIGHT PUBLIC SECTOR FOR 65 REFURBISHED HP COMPUTERS FOR MPD, \$42,164.85. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1007-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>725</u>	2022	(1530) POLICE ADMINISTRATIVE SERVICES	65 REFURBISHED HP ELITEDESK COMPUTERS FOR MPD (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$42,164.85	<u>(296399) INSIGHT PUBLIC SECTOR</u>

APPROVE PURCHASE ORDER TO VECTOR SOLUTIONS INC. FOR ANNUAL TRAINING AND EQUIPMENT MANAGEMENT SOFTWARE AND SERVICES, \$49,221.33. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1008-2021

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1397</u>	2022	(1510) FIRE ADMINISTRATION	ANNUAL TRAINING AND EQUIPMENT MANAGEMENT SERVICES AND SOFTWARE (PROFESSIONAL SERVICE)	\$49,221.33	<u>(295501) VECTOR SOLUTIONS, INC</u>

APPROVE PURCHASE ORDER TO KNOX ASSOCIATES INC. FOR 43 KNOX KEYSECURE SIX KEY BOXES FOR MFRD, \$46,976.00. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1009-2021

Sponsored by: Mayor Stimpson

MINUTES OF NOVEMBER 9, 2021

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>1606</u>	2022	(1510) FIRE ADMINISTRATION	43 KNOX KEYSECURE 6 KEY BOXES (SOLE SOURCE)	\$46,976.00	<u>(118885) KNOX ASSOCIATES INC</u>

APPROVE ITEM BASED BID FOR UNLEADED AND DIESEL FUEL. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1010-2021

Sponsored by: Mayor Stimpson

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

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5624	UNLEADED AND #2 DIESEL FUEL	4	SEE BID TAB FOR MARGIN PRICES PER GALLON	One year, renewable for two additional one-year periods.	(279229) PETROLEUM TRADERS CORPORATION, (42474) DAVISON OIL COMPANY INC

APPROVE PURCHASE ORDER TO JACOB'S TECHNOLOGY, INC. FOR CYBER NETWORK ANALYSIS UPGRADES, \$878,660.12. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1011-2021

Sponsored by: Mayor Stimpson

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

MINUTES OF NOVEMBER 9, 2021

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1411</u>	2022	(1545) POLICE CYBER DIVISION	SPECIALIZED NETWORK ANALYSIS TOOLKIT EQUIPMENT UPGRADES FOR MPD CYBER DIVISION (SOLE SOURCE TO UPGRADE EXISTING EQUIPMENT)	\$878,660.12	<u>(297478) JACOBS TECHNOLOGY INC</u>

APPROVE PURCHASE ORDER TO PETROLEUM TRADERS CORP. FOR THE WAVE TRANSIT. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 08-1012-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to execute, for and on behalf of the City of Mobile, purchase orders to the indicated vendors in the approximate amounts stated, and to approve the supporting bid awards, for the following requisitions as indicated below and attached herein:

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1756</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>1757</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	<u>(279229) PETROLEUM TRADERS CORPORATION</u>
<u>1758</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$21,611.10	<u>(279229) PETROLEUM TRADERS CORPORATION</u>

AUTHORIZE CONTRACT WITH PENSION TECHNOLOGY GROUP FOR SOFTWARE SERVICES FOR POLICE & FIREFIGHTERS RETIREMENT PLAN, \$150,000 A YEAR FOR FIVE YEARS. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 21-1013-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Pension Technology Group, Inc., for five years, renewable for five additional one-year periods without further Council action, to provide software services for the City of Mobile Police and Firefighters Retirement Plan, as outlined in the agreement attached hereto and made a part hereof as though set forth in full.

A copy of said agreement is on file in the Office of the City Clerk.

MINUTES OF NOVEMBER 9, 2021

AUTHORIZE CONTRACT WITH DELL CONSULTING, LLC FOR RAILWAY CORRIDOR SPRINKLER PIPING (CONSULTING SERVICES) AT THE ARTHUR R. OUTLAW CONVENTION CENTER; \$32,600.00. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 21-1014-2021

Sponsored by: Mayor Stimpson

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

Name of Company: DELL CONSULTING, LLC

Project Name: ARTHUR R. OUTLAW CONVENTION CENTER
RAILWAY CORRIDOR SPRINKLER PIPING

Project Number: CN-058-21

Amount: \$32,600.00

UPDATE THE AMERICAN RESCUE PLAN FOR TOURISM ASSISTANCE. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 31-1015-2021

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile receives grant funds from the United States Department of Treasury (Treasury) American Rescue Plan, under the Coronavirus State and Local Fiscal Recovery Fund, utilizing the allocation formula derived from Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the City has processed proposal responses from a Request for Proposals for the below referenced services and in accordance with the Citizen Participation Plan;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the American Rescue Plan Action Plan of the City of Mobile is updated in accordance with the table below to reflect the award of funds to subrecipients:

ARP ACTION PLAN – TOURISM ASSISTANCE	
TOTAL APPROVED ALLOCATION	\$1,351,632.50
Brothers Working Together (Bridge Builder Classic)	\$152,000.00
GCB Entertainment (Gulf Coast Challenge)	\$161,600.00
Ladd-Peebles Sports and Entertainment Complex	\$160,000.00
Mobile Sports Authority	\$52,000.00
Visit Mobile	\$826,032.50
TOTAL	\$1,351,632.50

BE IT FURTHER RESOLVED that the Mayor, or his designee, is directed and authorized to act on behalf of the City of Mobile in the filing of the subrecipient award to the American Rescue Plan Action Plan with Treasury, and that this authorization extends to the

MINUTES OF NOVEMBER 9, 2021

execution of all required certifications, agreements, and loan documents as well as all other actions required by said Federal funds.

A copy of this Amendment shall remain on file in the office of the City Clerk.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS – LIGHTFOOT.
The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 60-1016-2021

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 and directed 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 Releases of Claims arising out of the claims of Kelsey Lightfoot, 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.

RESOLUTION FIXING THE SALARIES OF FULL-TIME AND PART-TIME MUNICIPAL COURT JUDGES. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 60-1017-2021

Sponsored by: Councilmember Daves

BE IT RESOLVED by the City Council of the City of Mobile, pursuant to *Code of Alabama* § 12-14-33 and Sec. 38-49 of the *Mobile City Code, 1991*, as follows:

Section One: Effective at the beginning of the next term of office for the position of full-time presiding municipal judge, the annual salary of the full-time presiding municipal judge is hereby fixed at \$155,000.

Section Two: Effective at the beginning of the next term of office for each of the separate positions of full-time associate municipal judge, the annual salary of such full-time associate municipal judges is hereby fixed at \$140,000.

Section Three: Effective at the beginning of the next term of office for each of the separate positions of part-time municipal judge, the annual salary of each part-time municipal judge is hereby fixed at \$65,000.

Section Four: Any general increase in the compensation of all or substantially all City employees shall be applied to the salaries of the full-time and part-time municipal judges.

Section Five: The full-time and part-time municipal judges shall be eligible for participation in the City's health insurance plan on the same basis as other City employees.

Section Six: The full-time municipal judges shall be eligible for participation in the City's retirement plans and programs and any other City employee benefit programs on the same basis as other City employees.

AUTHORIZE TWO NON-EXCLUSIVE CONTRACTS WITH TETRA TECH, INC., AND THOMPSON CONSULTING SERVICES TO PROVIDE ON REQUEST POST-DISASTER DEBRIS REMOVAL MONITORING AND CONSULTING SERVICES. The following resolution was held over until the regular meeting of November 17, 2021.

RESOLUTION: 21-1018-2021

Sponsored by: Mayor Stimpson

MINUTES OF NOVEMBER 9, 2021

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, two non-exclusive contracts, one by and between the City of Mobile and Tetra Tech, Inc, and the second by and between the City of Mobile and Thompson Consulting Services, LLC, for one year, to provide on request of the City post-disaster debris removal monitoring and consulting services, as outlined in the agreements attached hereto and made a part hereof as though set forth in full.

A copy of said agreements are on file in the Office of the City Clerk.

ANNOUNCEMENTS:

Councilmember Jones reminded citizens that a District 6 meeting will be held at the Connie Hudson Senior Center on November 18, 2021, at 6:30 p.m.

Councilmember Jones announced that the Veteran's Day parade will be held on November 11, 2021, at 10:00 a.m.

Councilmember Carroll invited citizens to attend a meeting about gun violence at Stewart Memorial CME Church on November 11, 2021 at 6:30 p.m.

Councilmember Carroll announced a community meeting will be held at the Hope Center to discuss the proposed rezoning of property at 1490 Telegraph Road.

Councilmember Carroll asked the Administration about home owners on State Street that are being ticketed for parking on the street.

Councilmember Carroll offered to coach a basketball team for girls at the Texas Street Park.

Councilmember Daves shared the history of Veteran's Day and read the poem "In Flanders Fields," written by John McCrae.

Councilmember Daves reminded the Council that there will be an Administrative Services Committee meeting in the conference room on the 9th floor immediately following the Council meeting.

Councilmember Gregory encouraged the public to attend the Greater Gulf State Fair.

Councilmember Gregory reminded citizens that construction is ongoing on Zeigler Boulevard.

Councilmember Penn announced that the Dia-Beat It: Diabetes 5K Run/Fun Walk will be held at the Fredrick D. Richardson, Jr. Tricentennial Park on November 13, 2021, at 11:00 a.m.

Councilmember Small thanked Veterans for their service.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 11:42 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK