

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 4, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, January 4, 2022, 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

ASSISTANT CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, JANUARY 4, 2022

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, January 4, 2022, at 10:30 a.m., in regular meeting.

The meeting was called to order by Assistant City Clerk Mary Ann Merchant.

Cory Penn, Councilmember 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 December 14 and 21, 2021, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR:

James Barber, Chief of Staff, provided the following announcements on behalf of Mayor Stimpson:

Chief Barber updated citizens about the COVID-19 omicron variant cases and hospitalizations.

Chief Barber shared that the Mobile Fire Rescue Department recently responded to a small porch fire and used it as an opportunity to train recruits.

PRESENTATIONS TO THE COUNCIL:

MINUTES OF JANUARY 4, 2022

Dr. Bert Eichold, Mobile County Health Officer, 165 South Georgia Avenue, shared an update on the COVID-19 omicron variant.

ADOPTION OF THE AGENDA:

Councilmember Daves moved to adopt the agenda, which move was seconded by Councilmember Carroll 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 Rashawn Figures concerning the Architectural Review Board's denial of his request to replace windows and doors and install a mural at 809 Government Street (District 2).

NOTE: At approximately 11:22 a.m., Councilmember Gregory excused herself from the meeting.

Councilmember Carroll moved to table the waiver, which motion was seconded by Councilmember Penn and the vote was as follows:

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

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

Request of Emily Naron, Ultimate Audio Fabrication, for a waiver of the Noise Ordinance at 3404 Moffett Road on the first Friday of every month in 2022, from 6:00 p.m. – 9:00 p.m. (District 1).

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

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

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

Request of Reverend David Edwards, People United to Advance the Dream Mobile, Inc., for a waiver of the Noise Ordinance at 180 Lyons Park Avenue on January 17, 2022, from 1:00 p.m. – 4:00 p.m. (District 2).

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

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

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

NOTE: At approximately 11:26 a.m., Councilmember Gregory returned to the meeting.

PUBLIC HEARINGS:

MINUTES OF JANUARY 4, 2022

PUBLIC HEARING TO CONSIDER APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DEVONYA STALLWORTH, D/B/A DMS CARRIER, 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 DeVonya Stallworth, d/b/a DMS Carrier, 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 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 APRIL JOHNSON, D/B/A KIDS ON DA WHEEL, 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 April Johnson, d/b/a Kids on Da Wheel, 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 resolution authorizing the proper action would be introduced later in the meeting.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL:

AGENDA ITEMS:

1. Reggie Hill, 1007 Center Street, spoke regarding American Rescue Plan Funds and Public Safety Act best practices.

NON-AGENDA ITEMS:

1. David Sank thanked the Council for contributing to the Marching Cougar's Band.

ORDINANCES HELD OVER:

ORDINANCE TO AMEND SECTION 52-31(A) OF THE CITY CODE REGARDING EMERGENCY ACTION IN THE ABATEMENT OF UNSAFE BUILDINGS. The following ordinance, which was introduced and read at the meeting of October 19, 2021 and held over until the regular meetings of October 26, 2021, and January 4, 2022, was called up by the Presiding Officer.

ORDINANCE: 52-034-2021

Sponsored by: Councilmember Richardson

AN ORDINANCE TO AMEND SEC. 52-31(a) OF CHAPTER 52, ARTICLE II, OF THE MOBILE CITY CODE, 1991

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

Section 1. Amendment.

MINUTES OF JANUARY 4, 2022

Section 52-31(a) of Chapter 52, Article II, of the Mobile City Code, 1991, regarding emergency action in the abatement of unsafe buildings and structural nuisances, is hereby amended and restated in its entirety to read as follows:

(a) The code official is hereby authorized to initiate the immediate repair or demolition of a building, structure, or portion thereof when in the opinion of the code official such emergency action is required due to imminent danger of structural collapse endangering adjoining property, the public right-of-way, or human life or health. In the case of emergency action pursuant to this subsection, the code official shall promptly cause such building, structure, or portion thereof to be made safe, secured, or removed. For this purpose, the code official may at once enter such structure with such assistance and at such cost as the code official may deem necessary. The code official may vacate adjacent structures and protect the public by appropriate fence or such other means as may be necessary, and for this purpose, the code official may close a public or private way. Such emergency action shall not, however, be authorized without prior city council approval if:

(1) the imminent danger has persisted more than one-hundred and twenty (120) days prior to the date such emergency action is deemed necessary by the code official; and,

(2) the building, structure or property proposed to be subject to such emergency action has been the subject of at least one (1) prior documented citizen complaint made to the city or at least one (1) inspection by the code official of the imminent danger that requires immediate repair or demolition.

Section 2. Miscellaneous.

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

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

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

The ordinance was read by the City Clerk; whereupon Councilmember Gregory moved that the ordinance 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 ordinance tabled.

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 1003-A BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of October 26, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 40-939-2021

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 1003-A Baltimore 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;

MINUTES OF JANUARY 4, 2022

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 14 and 15; and

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1003-A Baltimore Street described as:

LOT 2 ADAMS RESUB OF JACKSON & TURNER SUB DBK 156 P 382 COMG S/S BALTIMORE ST 41 FT W FROM GAYLE ST RUN TH WLY ALG BALTIMORE ST 42 FT FOR FRONT OF LOT EXT BACK SLY & PAR WITH GAYLE ST 120.5 FT FOR DEPTH & HAVING WIDTH OF 40 FT IN REAR SEC 37 T4S R1W #SEC 37 T4S R1W #MP29 01 37 0 007

Parcel Number: 29 10 37 0 007 235

Last Assessed to: MARTIN LAKISHA SIGLER

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

Ayes: Richardson, Small, Williams, Daves, Rich and Gregory

Nays: None

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

DECLARE THE STRUCTURE AT 1003-B BALTIMORE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution, which was introduced and read at the regular meeting of October 26, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 40-940-2021

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 1003-B Baltimore Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: Nuisance Abatement Inspection Checklist/Exhibit A – No. 4, 7, 8, 12, 14 and 15; and

MINUTES OF JANUARY 4, 2022

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 1003-B Baltimore Street described as:

LOT 3 BESSIE ADAMS RESUB OF JACKSON & TURNER SUB DBK 156 N S P 382 #SEC 37 T4S R1W #MP29 10 37 0 007

Parcel Number: 29 10 37 0 007 234

Last Assessed to: SIGLER EARL C & MARGARET

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

Ayes: Richardson, Small, Williams, Daves, Rich and Gregory
Nays: None

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

RESOLUTIONS HELD OVER

APPROVE ITEM BASED BID FOR 2022 MARDI GRAS THROWS. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-1121-2021

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)
5630	MARDI GRAS THROWS	3	SEE BID TAB FOR UNIT PRICES	Effective through March 31, 2022.	(130871) TOOMEY'S MARDI GRAS CANDY CO INC

MINUTES OF JANUARY 4, 2022

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

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

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

APPROVE PURCHASE ORDER TO LUMPKIN & ASSOCIATES FOR PERSONNEL CONSULTING SERVICES FOR MPD; \$18,650.00. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 08-1122-2021

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:

Purchase Order	Fiscal Year	Department	Description	Amount	Vendor
<u>22003006</u>	2022	(1530) POLICE ADMIN SERVICES	PERSONNEL CONSULTING SERVICES FOR MPD (PROFESSIONAL SERVICE)	\$18,650.00	<u>(292090)</u> <u>LUMPKIN &</u> <u>ASSOCIATES</u>

The resolution was read by the City Clerk; whereupon Councilmember Reynolds moved that the resolution be adopted, which 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 resolution adopted.

REALLOCATE FUNDS FROM CIP FUND CITYWIDE SIGNAL & ASSESSMENT TO CAPITAL PROJECT MOBILE GREENWAY INITIATIVE; \$400,000.00. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 09-1123-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$400,000.00 be reallocated from the following Capital Project in the Capital Improvement Fund (2000):

C0464 Citywide Signal Inv & Assessment \$400,000.00

to Capital Project: #C0291 CIP MOBILE GREENWAY INITIATIVE

MINUTES OF JANUARY 4, 2022

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be held over for one week, 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 held over.

RE-ALLOCATE FUNDS FROM CAPITAL PROJECT RE-ROOF VARIOUS CITY FACILITIES TO THE GENERAL FUND FORESTRY CONTRACT LABOR; \$500,000.00. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 09-1124-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$500,000.00 be reallocated from Capital Project #C0588 Re-Roof Various City Facilities in the Capital Improvement Fund (2000) to the General Fund (1000) Forestry Contract Labor 10042018.42070. These funds will be used to cover a canopy cutting contract.

The resolution was read by the City Clerk; whereupon Councilmember Reynolds moved that the resolution be held over for one week, which was seconded by Councilmember Penn 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 held over.

AUTHORIZE CONTRACT WITH SHEPPARD SERVICES, LLC FOR COOLING TOWER PUMP REPLACEMENT AT THE MOBILE CIVIC CENTER; \$31,435.17. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-1125-2021

Sponsored by: Councilmember Carroll and 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, 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: SHEPPARD SERVICES LLC

Project Name: MOBILE CIVIC CENTER
COOLING TOWER PUMP REPLACEMENT

Project Number: CC-011-22

Amount: \$31,435.17

MINUTES OF JANUARY 4, 2022

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, 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 adopted.

AUTHORIZE CONTRACT WITH MICOR, INC. FOR SKYLIGHT FILM REPLACEMENT AT THE GULFQUEST MARITIME MUSEUM; \$17,780.00. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-1126-2021

Sponsored by: Councilmember Carroll and 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, 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: MICOR INC d/b/a MDS CONSTRUCTION

Project Name: GULFQUEST MARITIME MUSEUM –
SKYLIGHT FILM REPLACEMENT

Project Number: MU-081-21

Amount: \$17,780.00

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, 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 adopted.

AUTHORIZE CONTRACT WITH SPV ASSOCIATES, D/B/A ONINDUS, FOR EBUILDER PROFESSIONAL SERVICES; \$155,000.00. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-1127-2021

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 an 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.

MINUTES OF JANUARY 4, 2022

Name of company: SPV Associates, Inc., d/b/a OnIndus
Project name: CIP Consultant for eBuilder – OnIndus
Project number: C0661
Amount: \$155,000.00

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, 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 adopted.

AUTHORIZE PROFESSIONAL SERVICES CONTRACT WITH TANYA DIXON TO PROVIDE LESSONS AND CLINICS AT THE TENNIS CENTER; \$40,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 21-1128-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with Tanya Dixon to provide tennis lessons and clinics for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$40,000 per year as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, 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 adopted.

AUTHORIZE APPLICATION TO THE NATIONAL LEAGUE OF CITIES IN SUPPORT OF THE SOUTHERN CITIES ECONOMIC INCLUSION INITIATIVE (SCEI) TO DEVELOP A PLAN FOR DIVERSITY, EQUITY, AND INCLUSION WITHIN THE CITY OF MOBILE; \$40,000.00 (1:1 MATCH). The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 31-1129-2021

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the National League of Cities grant assistance in the amount of \$40,000.00 in support of the Southern Cities Economic Inclusion Initiative (SCEI) - Expanding Capacity, Building Resilience. Said Grant, if

MINUTES OF JANUARY 4, 2022

awarded, shall develop a plan and initiative for diversity, equity, and inclusion within City of Mobile processes and funded projects. There is a 1:1 match requirement that will be met through in-kind services.

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 adopted budget and grant application with the National League of Cities, Kellogg Foundation, Annie E. Casey Foundation, or their designee and that this authorization extends to the execution of all required certifications and to all other actions required to obtain referenced grant funds. The Mayor, or his designee, is further authorized to execute Subrecipient Agreements, Conditional Commitment Letters, Developer Agreements, Administrative Agreements, Loan Agreements, and associated security documents on behalf of the City.

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

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, 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 adopted.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, WILKERSON.
The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-1130-2021

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 Release of Claim arising out of the claim of Hope Renee Wilkerson, 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 Gregory moved that the resolution be adopted, 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 adopted.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, FERRELL. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-1131-2021

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

MINUTES OF JANUARY 4, 2022

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 Release of Claims arising out of the claim of Trithenia Ferrell, 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 Gregory moved that the resolution be adopted, 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 adopted.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, LE. The following resolution, which was introduced and read at the regular meeting of December 21, 2021 and held over until the regular meeting of January 4, 2022, was called up by the Presiding Officer.

RESOLUTION: 60-1132-2021

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 Release of Claims arising out of the claim of Viet Q. Le, 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 Gregory moved that the resolution be adopted, 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 adopted.

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

Councilmember Gregory moved for the suspension of the rules to consider Consent Resolutions 37-002 through 60-004 being introduced for the first time. The motion was seconded by Councilmember Penn 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

CONCUR IN THE APPOINTMENT OF BRYAN FUENMAYOR TO THE MOBILE COUNTY BOARD OF HUMAN RESOURCES. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 03-001-2022

Sponsored by: City Council

MINUTES OF JANUARY 4, 2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Council concurs in the appointment of Bryan Fuenmayor to the Mobile County Board of Human Resources for a term ending September 30, 2027.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE FOR FOOD MART MEAT MARKET, 1718 HURTEL STREET. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 37-002-2022

Sponsored by: Councilmember Small

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)

Submitted by: Food Mart Meat Market, LLC

Location: Food Mart Meat Market
1718 Hurtel Street
Mobile, AL 36605

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, which was seconded by Councilmember Daves, 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.

DETERMINE AN APPROPRIATION TO THE CHILD ADVOCACY CENTER SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-003-2022

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate \$2,500.00, to The Child Advocacy Center, Inc., from her discretionary funds; and

WHEREAS, The Child Advocacy Center, Inc., is a non-profit 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 Child Advocacy Center, Inc., will be used to assist with their "SERVE IT UP WITH LOVE" Charity Tennis Tournament to be held on April 3-5, 2022 at the Copeland-Cox Tennis Center and thus serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to The Child Advocacy Center, Inc., for the

MINUTES OF JANUARY 4, 2022

purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, which was seconded by Councilmember Jones, 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.

DETERMINE AN APPROPRIATION TO THE AZALEA CITY COMMUNITY DEVELOPMENT, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 60-004-2022

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$250.00 to Azalea City CDC, Inc. (Azalea City Community Development, Inc.) from his discretionary funds; and

WHEREAS, Azalea City CDC, Inc. (Azalea City Community Development, 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 Azalea City CDC, Inc. (Azalea City Community Development, Inc.) will be used to assist with purchasing toys for Christmas for families affected by COVID-19, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$250.00 to Azalea City CDC, Inc. (Azalea City Community Development, Inc.) for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

The resolution was read by the City Clerk; whereupon Councilmember Gregory moved that the resolution be adopted, which was seconded by Councilmember Jones, 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.

RESOLUTIONS BEING INTRODUCED:

APPROVE PURCHASE ORDER TO STRYKER SALES CORPORATION FOR 3-YEAR SERVICE PLAN FOR 43 LUCAS CARDIO CHEST COMPRESSION SYSTEMS FOR MFRD; \$40,867.20. The following resolution was held over until the regular meeting of January 11, 2022.

MINUTES OF JANUARY 4, 2022

RESOLUTION: 08-005-2022

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>1831</u>	2022	(1510) FIRE ADMINISTRATION	3-YEAR SERVICE PLAN FOR 43 LUCAS CARDIO CHEST COMPRESSION SYSTEMS FOR MFRD (SOLE SOURCE)	\$40,867.20	<u>(295166) STRYKER SALES CORPORATION</u>

APPROVE PURCHASE ORDER TO UJ CHEVROLET FOR 2022 CHEVROLET SILVERADO 2500 PICKUP TRUCK FOR MPD CYBER DIVISION; \$55,256.50. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 08-006-2022

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>1924</u>	2022	(1545) POLICE CYBER DIVISION	2022 CHEVROLET SILVERADO 2500 4X4 PICKUP TRUCK (SEALED BID 5639)	\$55,256.50	<u>(210000) UJ CHEVROLET CO INC</u>

APPROVE PURCHASE ORDERS FOR FUEL FOR WAVE TRANSIT SYSTEM. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 08-007-2022

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:

MINUTES OF JANUARY 4, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3617</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$18,749.70	(279229) PETROLEUM TRADERS CORPORATION
<u>3619</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$18,749.70	(279229) PETROLEUM TRADERS CORPORATION
<u>3621</u>	2022	(F6060) WAVE TRANSIT SYSTEM	DIESEL FUEL FOR WAVE TRANSIT (AL STATE CONTRACT)	\$18,749.70	(279229) PETROLEUM TRADERS CORPORATION

APPROVE PURCHASE ORDER TO STONS, INC. FOR 1 YEAR SUBSCRIPTION, 140 LICENSES FOR MONDAY.COM COLLABORATION FOR SOFTWARE FOR MIT; \$46,284.00. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 08-008-2022

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>3189</u>	2022	(5000) INFORMATION TECHNOLOGY	ONE-YEAR SUBSCRIPTION FOR 140 LICENSES FOR MONDAY.COM ENTERPRISE COLLABORATION SOFTWARE (GSA CONTRACT)	\$46,284.00	(297526) STONS INC

APPROVE PURCHASE ORDER TO STONS, INC. FOR 1 YEAR SUBSCRIPTION, 120 LICENSES FOR MONDAY.COM COLLABORATION FOR SOFTWARE FOR MPD; \$39,672.00. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 08-009-2022

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 JANUARY 4, 2022

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>3343</u>	2022	(1545) POLICE CYBER DIVISION	ONE-YEAR SUBSCRIPTION FOR 120 LICENSES FOR MONDAY.COM ENTERPRISE COLLABORATION SOFTWARE FOR MPD (GSA CONTRACT)	\$39,672.00	<u>(297526) STONS INC</u>

AUTHORIZE CONTRACT WITH REED FIRE PROTECTION FOR FIRE SPRINKLER AND BACKFLOW PREVENTER INSPECTIONS AND REPAIRS AT VARIOUS CITY FACILITIES; \$26,235.00 PER YEAR FOR 3 YEARS. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-010-2022

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, 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: REED FIRE PROTECTION, INC.

Project Name: VARIOUS CITY OF MOBILE FACILITIES –
FIRE SPRINKLER AND BACKFLOW PREVENTER
INSPECTIONS AND REPAIRS
(3 YEAR SERVICE CONTRACT)

Project Number: SC-025-22

Amount: Year 1 = \$26,235.00
Year 2 = \$26,235.00
+ Year 3 = \$26,235.00
Total = \$78,705.00

AUTHORIZE CONTRACT WITH TAW POWER SYSTEMS FOR EMERGENCY GENERATORS PREVENTATIVE MAINTENANCE AND REPAIRS AT VARIOUS MFRD FACILITIES; \$71,050.00. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-011-2022

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, 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: TAW POWER SYSTEMS, INC.

Project Name: VARIOUS MOBILE FIRE RESCUE DEPARTMENT

MINUTES OF JANUARY 4, 2022

FACILITIES – EMERGENCY GENERATORS
PREVENTATIVE MAINTENANCE AND REPAIRS

Project Number: SC-035-21

Amount: Year 1 = \$36,500.00
Year 2 = \$16,600.00
+ Year 3 = \$17,950.00
Total = \$71,050.00 (combined)

AUTHORIZE CONTRACT WITH IET SYSTEMS INC. FOR A SECURITY BARRIER AT THE MOBILE ALABAMA CRUISE TERMINAL; \$88,535.00. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-012-2022

Sponsored by: Councilmember Carroll and 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, 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: IET SYSTEMS, INC.

Project Name: MOBILE ALABAMA CRUISE TERMINAL
SECURITY BARRIER

Project Number: CT-009-21

Amount: \$88,535.00
(G-PDPORT20)

AUTHORIZE CONTRACT WITH SOUTHERN VIEW MEDIA, LLC FOR DIGITAL MARKETING AND DESIGN SERVICES FOR PUBLIC SAFETY CANDIDATE RECRUITING. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-013-2022

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 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 Southern View Media, LLC, for one year, renewable annually for two additional one-year periods without further City Council Approval, for digital marketing and design services for Public Safety candidate recruiting as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT FOR NUISANCE BEAVER CONTROL SERVICES; \$9,600 PER YEAR FOR 3 YEARS. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-014-2022

Sponsored by: Mayor Stimpson

MINUTES OF JANUARY 4, 2022

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 Waylon's Wildlife Services LLC., for Nuisance Beaver Control Services for the current year and extendable for two (2) additional years with the mutual approval of the City of Mobile and the provider as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH POT-O-GOLD RENTALS, LLC FOR PORTABLE TOILETS AT VARIOUS CITY LOCATIONS; \$54,752.50. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 21-015-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and 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 Pot-O-Gold Rentals, LLC, for services 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.

Project Name: Mardi Gras 2022 Portable Toilets

Project Number: PS-001-22

Amount: \$54,752.50

AUTHORIZE A GRANT APPLICATION TO FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION IN SUPPORT OF SAFETY EQUIPMENT FOR THE MFRD; \$23,233.68 (NO LOCAL MATCH). The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 31-016-2022

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the Firehouse Subs Public Safety Foundation, a Notice of Award for grant assistance in the approximate amount of \$23,233.68 for the Mobile Fire-Rescue Department. There is no match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Firehouse Subs Public Safety Foundation. The Memorandum of Agreement for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DEVONYA STALLWORTH, D/B/A DMS CARRIER, LLC, TO OPERATE A SEDAN SERVICE. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 37-017-2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of DeVonya Stallworth, d/b/a DMS Carrier, 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.

MINUTES OF JANUARY 4, 2022

APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO APRIL JOHNSON, D/B/A KIDS ON DA WHEEL, TO OPERATE A SEDAN SERVICE. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 37-018-2022

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of April Johnson, d/b/a Kids on Da Wheel, 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.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, JOHNSTON. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 60-019-2022

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 Release of Claims arising out of the claim of James Brian Johnston, 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.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, BRANNAN. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 60-020-2022

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 Release of Claims arising out of the claim of Pamela Brannan for the Estate of Mark Brannan, 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.

APPROVE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS, GAINES. The following resolution was held over until the regular meeting of January 11, 2022.

RESOLUTION: 60-021-2022

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 Release of Claims arising out of the claim of Heather Gaines, 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 TO CONSIDER REVOCATION OF THE BUSINESS LICENSE OF HUSAIN ABDULLA, D/B/A DISCOUNT ZONE, LOCATED AT 507 AZALEA ROAD (DISTRICT 5). The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-022-2022

MINUTES OF JANUARY 4, 2022

RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER THE REVOCATION OF THE BUSINESS LICENSE OF HUSAIN ABDULLA D/B/A DISCOUNT ZONE LOCATED AT 507 AZALEA ROAD, MOBILE, ALABAMA, FOR VIOLATING THE LAWS AND ORDINANCES OF THE CITY.

Findings:

1. Husain Abdulla is the owner of the property located within the corporate limits at 507 Azalea Road (hereinafter “the Owner”).
2. On June 5, 2009, Husain Abdulla, 507 Azalea Road d/b/a Discount Zone (hereinafter the “Property”) was issued a business license to operate a gas station/convenience store at the Property by the City of Mobile’s Revenue Department.
3. The Mobile Police Department (“MPD”) has received numerous complaints from neighborhood residents about illegal drug and criminal activity occurring at the Property. As a result, MPD has used its efforts and resources to patrol, surveille and arrest suspects at the locations when crimes have been committed.
4. On March 30, 2017, MPD notified the Owner that the Property was considered a drug nuisance due to numerous complaints of illegal drug and criminal activity and arrests.
5. From November 2017 to November 17, 2021, there have been over 27 illegal drug sales and drug paraphernalia at this location. From the date of November 16, 2017, there have been over 22 controlled undercover drug buys and 5 distribution of drug paraphernalia which resulted in a search warrant executed at this location on March 30, 2017.
6. From November 16, 2021, there have been 6 controlled undercover drug buys made in the parking lot and inside of the location. It is apparent that the owner of this business refuses to take the proper measures to prevent illegal drug buys from his location.
7. In addition to the drug sales, there have been 588 calls for service ranging from persons being shot, robberies to individuals as well as to the store itself, domestic violence and assaults.
8. MPD has conducted undercover drug operations at the Property that have resulted in many criminal charges awaiting prosecution in the Mobile County court system.
9. Section 34-64(a) of the City Code provides:

Any lawful license issued to any person to conduct any business shall be subject to revocation or suspension by the city council for the violation by the licensee, his agent, servant, or employee, of any provision of this Code or of any ordinance of the city, or any statute of the state relating to the business for which such license is issued; and shall also be subject to revocation or suspension by the council if the licensee, his agent, servant, or employee, under color of such license violates or aids or abets in violating or knowingly permits or suffer to be violated any penal ordinance of the city or any criminal law of the state; and shall also be subject to revocation or suspension by the council if, in connection with the issuance or renewal of any license, the licensee or his agent filed or caused to be filed any application, affidavit, statement, certificate, book, or any other data containing any false, deceptive, or other misleading information or omission of material fact.

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

10. There is reasonable cause to believe that the Property is a public nuisance and a haven for illegal drug sales and other criminal activities; and that the operation of Owner’s business at the Property: is a public nuisance, has led to or resulted in the creation of a public nuisance; has created, caused, or led to circumstances that are detrimental to adjacent residential neighborhoods; has created, caused or led to circumstances that are detrimental to the public health, safety or welfare; has resulted in a violation of application

MINUTES OF JANUARY 4, 2022

zoning restrictions or regulations; that the licensee, and/or his/her/its agent, servant or employee has permitted or suffered to allow habitual conduct that violates state laws or regulations or city ordinances relating to the business for which such license is issued; or has otherwise violated City Code Section 34-64;

11. That this matter is hereby set for a hearing to consider the revocation of said license on January 25, 2022, at 10:30 a.m. in the Council Chambers located at 205 Government Street, Mobile, Alabama.

12. That no later than 10 days before the date of hearing scheduled above, a copy of this Resolution shall be personally served on the Owner:

Husain Abdulla
7132 Charleston Pointe Ct.
Mobile, Alabama 36695

13. That on the date appointed for the hearing, the council shall hear all evidence offered by any party and consider all evidence that may be presented bearing upon the question of revocation license; and

14. That following the hearing, the Council will render a decision on the proposed revocation in accordance with Chapter 34 of the City Code.

Councilmember Small then moved to call for the public hearing, which move 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 whereupon the Presiding Officer set the date for the public hearing as January 25, 2022.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 118 KILMARNOCK STREET (EAST SIDE OF KILMARNOCK STREET, 195' + SOUTH OF SPRING HILL AVENUE, EXTENDING TO THE WEST SIDE OF NORTH CATHERINE STREET) FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO B-2, NEIGHBORHOOD BUSINESS DISTRICT (DISTRICT 2). The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-023-2022

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 118 Kilmarnock Street

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 4, 2022, a public hearing will be held on the 1st day of February, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 118 Kilmarnock Street (east side of Kilmarnock Street, 195' ± south of Spring Hill Avenue, extending to the west side of North Catherine Street) from R-1, Single-Family Residential District, to B-2, Neighborhood Business 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

MINUTES OF JANUARY 4, 2022

City Council may consider zoning classifications other than the ones sought by the applicant, and may take other actions allowed by law.

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY, 1967, SAID ORDINANCE BEING COMMONLY KNOWN AS THE ZONING ORDINANCE.

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

Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

COMMENCING AT THE SOUTHEAST CORNER OF SPRINGHILL AVENUE AND KILMARNOCK STREET, THENCE SOUTHWARDLY ALONG THE EAST LINE OF KILMARNOCK STREET 245.09 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTH 89° - 51' - 09" EAST 141.81 FEET TO A POINT ON THE WEST LINE OF CATHERINE STREET; THENCE SOUTH 04° - 52' - 27" WEST ALONG SAID WEST LINE 50.00 FEET; THENCE NORTH 89° - 55' - 17" WEST 138.32 FEET TO THE EAST LINE OF KILMARNOCK STREET; THENCE NORTH 00° - 52' - 24" EAST 50.00 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from R-1, Single-Family Residential District, to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business 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 Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) compliance with the Traffic Engineering comments: (Driveway number, size, location, and design to be approved by Traffic Engineering and conform to AASHTO standards. Any required on-site parking, including ADA handicap spaces, shall meet the minimum standards as defined in Section 64-6 of the City's Zoning Ordinance.); 2) removal of the existing aggregate driveway along North Catherine Street; 3) paving of the proposed driveway along Kilmarnock Street in concrete, asphalt, or an approved alternative paving surface; 4) revision of the site plan to indicate that the privacy fence along the South property line is six feet high where the site adjoins zoning, and dropping to no more than three feet in height within 25 feet of the Kilmarnock Street property line; 5) revision of the site plan to indicate that the existing privacy fence along the North side of the site is no more than three feet in height within 25 feet of the Kilmarnock Street and North Catherine Street property lines, if currently higher; 6) presentation of a pre-1962 legal description for the site, or the completion of a one-lot subdivision to make the site a legal lot of record prior to the issuance of permits; 7) any exterior modifications will require approval of the Architectural Review Board; and 8) 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.

Councilmember Small then moved to call for the public hearing, which move was seconded by Councilmember Jones and the vote was as follows:

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

Nays: None

MINUTES OF JANUARY 4, 2022

The vote was then announced whereupon the Presiding Officer set the date for the public hearing as February 1, 2022.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 117 NORTH CATHERINE STREET (WEST SIDE OF NORTH CATHERINE STREET, 195' + SOUTH OF SPRING HILL AVENUE, EXTENDING TO THE EAST SIDE OF KILMARNOCK STREET) FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, TO B-2, NEIGHBORHOOD BUSINESS DISTRICT (DISTRICT 2). The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-023-2022

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 117 North Catherine Street

Pursuant to Resolution of the Mobile, Alabama City Council adopted November 2, 2021, a public hearing will be held on the 1st day of February, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 117 North Catherine Street (west side of North Catherine Street, 150' ± south of Spring Hill Avenue, extending to the east side of Kilmarnock Street) from R-1, Single-Family Residential District, to B-2, Neighborhood Business District.

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

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY, 1967, SAID ORDINANCE BEING COMMONLY KNOWN AS THE ZONING ORDINANCE.

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

Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

COMMENCING AT THE SOUTHEAST CORNER OF SPRINGHILL AVENUE AND KILMARNOCK STREET, THENCE SOUTHWARDLY ALONG THE EAST LINE OF KILMARNOCK STREET 197.5 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE NORTH 89° - 25' - 16" EAST 145.31 FEET TO A POINT ON THE WEST LINE OF CATHERINE STREET; THENCE SOUTH 04° - 52' - 27" WEST ALONG SAID WEST LINE 49.60 FEET; THENCE NORTH 89° - 51' - 09" WEST 141.81 FEET TO THE EAST LINE OF KILMARNOCK STREET; THENCE NORTH 00° - 52' - 24" EAST 47.59 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed fi-om R-1, Single-Family Residential District, to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business 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

MINUTES OF JANUARY 4, 2022

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 Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) compliance with the Traffic Engineering comments: (Driveway number, size, location, and design to be approved by Traffic Engineering and conform to AASHTO standards. Any required on-site parking, including ADA handicap spaces, shall meet the minimum standards as defined in Section 64-6 of the City's Zoning Ordinance.); 2) modification of the privacy fence along the North side of the site to be no more than three feet in height within the first 25 feet from the North Catherine Street and Kilmarnock Street property lines; 3) presentation of a pre-1962 legal description for the site, or the completion of a one-lot subdivision to make the site a legal lot of record prior to the issuance of permits; 4) exterior modifications will require approval of the Architectural Review Board; and 5) 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.

Councilmember Small then moved to call for the public hearing, which move 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 whereupon the Presiding Officer set the date for the public hearing as February 1, 2022.

CALL FOR PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 2621 RALSTON ROAD (SOUTH SIDE OF RALSTON ROAD, 244' + WEST OF SOUTH FLORIDA STREET) FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, AND B-2, NEIGHBORHOOD BUSINESS DISTRICT, TO B-2, NEIGHBORHOOD BUSINESS DISTRICT (DISTRICT 5). The following resolution was introduced by Councilmember Small.

RESOLUTION: 41-025-2022

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 2621 Ralston Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted January 4, 2022, a public hearing will be held on the day of February, 2022, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 2621 Ralston Road (south side of Ralston Road, 244 ± west of South Florida Street) from R-1, Single-Family Residential District, and B-2, Neighborhood Business District, to B-2, Neighborhood Business District.

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

AN ORDINANCE AMENDING THE ORDINANCE ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MOBILE ON THE 16TH DAY OF MAY, 1967, SAID ORDINANCE BEING COMMONLY KNOWN AS THE ZONING ORDINANCE.

MINUTES OF JANUARY 4, 2022

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

Section One: That the Ordinance commonly known as the Zoning Ordinance and adopted on May 16, 1967, together with the Zoning Map of the City of Mobile, 1967, be, and the same hereby is changed and altered in respect to that certain property in the City of Mobile, State of Alabama, described as follows to-wit:

LOT 1 GOFORTH MEDIA SUBDIVISION AS RECORDED IN MAP BOOK 64 PAGE 124 IN THE RECORDS OF PROBATE, MOBILE COUNTY ALABAMA.

The classification of said property is hereby changed from R-1, Single-Family Residential District, and B-2, Neighborhood Business District to B-2, Neighborhood Business District, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of May 16, 1967, commonly known as the Zoning Ordinance and to use said premises for any use permitted by the terms of said Ordinance in B-2, Neighborhood Business 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 Zoning Ordinance of May 16, 1967, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-2, Neighborhood Business District until all of the conditions set forth below have been complied with: 1) 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.

Councilmember Small then moved to call for the public hearing, which move 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 whereupon the Presiding Officer set the date for the public hearing as February 1, 2022.

ANNOUNCEMENTS:


Mary Ann Merchant, Assistant City Clerk, read the following statement into the record, on behalf of the Engineering Department.



Engineering Department

MEMORADUM

TO: City Clerk

FROM: Nick Amberger, PE 
City Engineer

DATE: January 4, 2022

RE: **Rebuild Alabama Act (2019-2)**
Gasoline and Diesel Fuel Excise Tax

In accordance with the referenced Rebuild Alabama Act (2019-2) this correspondence shall serve to document activities for the 2021 fiscal year.

- 1) Recorded revenues totaling \$1,070,556.46 in FY 2021
- 2) No expenditures have been made to date.
- 3) By Resolution number 616-2021, adopted August 10, 2021, the City Council for the City of Mobile adopted its Annual Transportation Plan to expend \$1,300,000.00, on TIGER/Dr. MLK/Broad Street. This project is in final design. Plans are to advertise and award the construction contract in the first half of 2022.

Each Councilmember wished citizens a happy New Year.

Councilmember Penn reported that the Trinity Gardens “Stop the Violence Community Walk” was a success.

Councilmember Carroll shared that District 2 has already experienced incidents with gun violence this year and asked the citizens to help end the violence.

Councilmember Carroll reported that the check points in the City were welcomed and successful.

Councilmember Jones announced a community meeting for the Carriage Hills and Ashville subdivisions will be held at the Connie Hudson Senior Center on January 11 and 20, 2022 at 6:30 p.m.

MINUTES OF JANUARY 4, 2022

Councilmember Jones shared that January 15, 2022, is the Martin Luther King, Jr. Day of Service.

Councilmember Gregory shared that the pavilions at Langan Park have been renovated and are now open.

Councilmember Gregory reported that the Zeigler Boulevard widening project is moving along quickly.

Councilmember Gregory thanked Cassie Calloway and Keesha Brown for their assistance with projects in District 7.

Councilmember Gregory also thanked the Public Works crews for their work to clean up illegal dump sites in District 7.

Councilmember Gregory announced that a Martin Luther King Day of Caring litter pickup will take place in District 7.

Councilmember Small shared that the Moon Pie Drop was a success.

Councilmember Small announced that citizens welcomed the police check points as an effort to decrease crime.

Councilmember Small shared that he is planning a District 3 community meeting during the month of March 2022.

Councilmember Jones moved to adjourn the meeting, which move was seconded by Councilmember Small 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 11:51 a.m.

Adopted:

COUNCIL PRESIDENT

ASSISTANT CITY CLERK