

**MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 5, 2024**

The Council of the City of Mobile, Alabama, met in the City Council’s Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, March 5, 2024, at 9:00 a.m.

Councilmembers:

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

The meeting was called to order. The Council reviewed and discussed the agenda for their meeting to be held today at 10:30 a.m.

Approved:

\_\_\_\_\_  
COUNCIL PRESIDENT

\_\_\_\_\_  
CITY CLERK

**MUNICIPAL BUILDING, MOBILE, ALABAMA, MARCH 5, 2024**

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, March 5, 2024, at 10:30 a.m., for the regular meeting.

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

Councilmember Cory Penn, District 1, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

**Present on Roll Call:**

Chairman: Small  
Vice-Chairman: Gregory  
Councilmembers: Penn, Carroll, Reynolds, and Woods  
Absent: Daves

**STATEMENT OF RULES BY PRESIDING OFFICER**

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

**APPROVAL OF MINUTES**

The minutes of the meetings of February 27, 2024, were approved as submitted.

**COMMUNICATIONS FROM THE MAYOR**

Mayor Stimpson gave comments about the derelict vessels in Dog River being removed.

Mayor Stimpson mentioned that the Mobile Airport Authority announced that United Airlines will start offering direct flights to Washington D.C. in June.

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Mayor Stimpson stated that the Mobile Parks and Recreation Department will be hosting “Fitness Palooza” on Friday, March 15, 2024, from 6:00 p.m. – 8:00 p.m. and on Saturday, March 16, 2024, from 7:00 a.m. – 12:00 p.m.

### **ADOPTION OF THE AGENDA**

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

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

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

### **APPEALS**

Request of Derrick James for a waiver of the Noise Ordinance at Dotch Community Center on June 8, 2024, from 2:00 p.m. – 6:00 p.m. (District 1).

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

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

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

Request of Pastor David Cagle for a waiver of the Noise Ordinance at 15 N. Joachim Street on March 10, 2024, from 10:00 a.m. – 12:30 p.m. (District 2).

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

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

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

Request of the Sickle Cell Disease Association for a waiver of the Noise Ordinance at Lyons Park on May 25, 2024, from 6:00 a.m. – 10:00 a.m. (District 2).

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

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

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

### **PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL**

#### **AGENDA ITEMS:**

Reggie Hill, 1007 Center Street, gave comments about the following ordinances and resolutions: 83-021, 64-020, 01-195, 46-059, and 08-196.

**ORDINANCES HELD OVER**

**ORDINANCE AMENDING CHAPTER 46, "POLICE DEPARTMENT AND LAW ENFORCEMENT", OF MOBILE CITY CODE.** The following ordinance which was introduced and read at the regular meeting of December 5, 2023, and held over until the regular meetings of December 12, 2023, January 16, 2024, and March 5, 2024, was called up by the Presiding Officer.

ORDINANCE: 46-059-2023

Sponsored by: Councilmember Penn

WHEREAS "no-knock" and "pre-dawn" raids by law enforcement authorities are increasingly viewed as dangerous and require strict scrutiny; and

WHEREAS it is desirable that law enforcement no-knock raids and raids in pre-dawn hours only be conducted in circumstances warranting such an action for the safety of law enforcement officers and the citizens of Mobile; and

WHEREAS there is a need for the circumstances under which such raids are approved and occur to be clear;

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

SECTION ONE: Chapter 46 of the Mobile City Code is hereby amended to add Section 46-11 titled "No-Knock Search Warrants and Pre-Dawn Raids" as follows:

(a) Definitions.

(1) No-Knock Search Warrant: Any search warrant issued by a judge or magistrate and executed upon a premises that does not require those executing the warrant to knock and announce themselves and their purpose at the premises.

(2) Pre-Dawn Raid: Any pre-planned police action not in response to an emergency call, whether pursuant to a lawfully issued warrant or otherwise, carried out between midnight and dawn.

(b) Use of no-knock warrants banned; exceptions.

(1) No-Knock Warrants Banned. No law enforcement personnel employed by the City of Mobile shall seek, execute, or participate in the execution of a no-knock warrant at any location within the boundaries of the City of Mobile.

(2) Exceptions. No-knock warrants may be sought in limited circumstances where the Chief of Police and the Director of Public

Safety approve of same in writing and certify there is probable cause to believe (A) that entry to the premises at issue without a no-knock warrant poses a serious risk of injury to law enforcement personnel or citizens; and (B) there is felony activity going on at the premises.

(c) Pre-dawn raids banned; exceptions.

(1) Pre-Dawn Raids. No law enforcement personnel employed by the City of Mobile shall authorize or perform a pre-dawn raid as defined in this section.

(2) Exceptions. A pre-dawn raid may be authorized if the Chief of Police and the Director of Public Safety approve of same in writing and certify there is probable cause to believe (A) that pre-dawn entry to the premises at issue is necessary to prevent a serious risk of

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injury to law enforcement personnel or citizens; and (B) there is felony activity going on at the premises.

SECTION TWO: Miscellaneous

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

(b) 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 Penn moved to hold the ordinance over for 2 weeks until the regular meeting of March 19, 2024, which was seconded by Councilmember Reynolds and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over for 2 weeks until the regular meeting of March 19, 2024.

**ORDINANCE AMENDING CHAPTER 15, ARTICLE III, SECTION 15-72 OF THE MOBILE CITY CODE AND SETTING TERM LIMITS FOR MEMBERSHIP ON THE MOBILE PUBLIC LIBRARY BOARD.** The following ordinance which was introduced and read at the regular meeting of February 27, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

ORDINANCE: 09-018-2024

Sponsored by: Councilmember Carroll

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

SECTION ONE: Mobile City Code Section 15-72 is hereby amended and restated in full to read as follows:

All appointments to the library board shall be for a term of four (4) years. Board members are eligible for one (1) reappointment upon the expiration of their first term. In the event a board member is appointed to fill the remainder of an unexpired term, that term shall not count as their first term for purposes of this section.

SECTION TWO: Miscellaneous.

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

(b) 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 Carroll moved to hold the ordinance over for 2 weeks until the regular meeting of March 19, 2024, which was seconded by Councilmember Reynolds and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over for 2 weeks until the regular meeting of March 19, 2024.

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**AMEND THE CITY OF MOBILE UNIFIED DEVELOPMENT CODE; CHAPTER 64, ARTICLE 5, SECTION 5.** The following ordinance which was introduced and read at the regular meeting of February 27, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

ORDINANCE: 64-020-2024

Sponsored by: Councilmember Reynolds

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

SECTION ONE: Mobile City Code Section 64-5-5(D)(3)(d), which reads in full, "At the conclusion of the hearing, the city council shall approve, approve with conditions or deny the amendment[.]" is hereby REPEALED.

SECTION TWO: Miscellaneous

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

(b) 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 Reynolds moved to hold the ordinance until the regular meeting of April 9, 2024, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance until the regular meeting of April 9, 2024.

**CONSENT RESOLUTIONS HELD OVER**

**DECLARE THE STRUCTURE AT 2108 COSTARIDES STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED/SECURED.** The following resolution which was introduced and read at the regular meeting of January 30, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-089-2024

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 2108 Costarides Street has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **2108 Costarides Street described as:**

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**LOT 29 MECHEM & BIXLER RESUB BLK 5 JACKSONVILLE DBK 147/86 #SEC 42  
T4S R1W #MP 29 07 42 0 00**

**Parcel Number:** 29 07 42 0 0041 46

**Last Assessed to:** IVONNE ALEJANDRA BAENA

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** 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 Small moved to table the resolution, which was seconded by Councilmember Penn and the vote was as follows:

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

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

**FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1003-B HOUSTON STREET.**

The following resolution which was introduced and read at the regular meeting of January 30, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

**RESOLUTION:** 40-096-2024

**Sponsored by:** Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1003-B Houston Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1003-B Houston Street to be \$4,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$4,700.00 shall constitute a special assessment against the property at structure 1003-B Houston Street and being that property more particularly described as follows:

**W 1/2 LOT 2 HOUSTON ST EXT MBK 3 P 351 #SEC 28 T4S R1W #MP29 10 28 3 001**

**Parcel No:** 29 10 28 3 001 002.01x

**Owner:** Williams Adele f/k/a Adele Lott  
c/o Lorraine Canada  
19 Whaley Street

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**Danbury, CT 06810-5370**

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

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

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

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

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

**FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 1103 LYONS STREET.** The following resolution which was introduced and read at the regular meeting of January 30, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-098-2024

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the secured of the structure at 1103 Lyons Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the secured of the structure 1103 Lyons Street to be \$7,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$7,700.00 shall constitute a special assessment against the property at structure 1103 Lyons Street and being that property more particularly described as follows:

**BEG AT A PT ON S/S LYONS ST 56 FT WLY FROM SW COR OF LYONS & KENNEDY STS RUN TH SLY & PAR TO W/L KENNEDY ST 110 FT RUN TH WLY PAR WITH LYONS ST 23.5 FT RUN TH NLY UPAR WITH KENNEDY ST 35 FT TH ELY PAR WITH LYONS ST 1.9 FT TH NLY PAR WITH KENNEDY ST 75 FT TO A PT ON S/S LYONS ST TH LYONS ST TH ELY ALG S/L LYONS ST 21.6 FT TO BEG BEING PT OF LOT 12 BLK 62 CAMPGROUND TRT 107/172 #SEC 40 T4S R1W #MP29 06 40 0 004**

Parcel No: 29 06 40 0 004 253.xxx

Owner: Isla Majures Ventures, Inc.  
400 S. Steele Street, Unit 9  
Denver, CO 80209-3535

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

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body of the costs for the **secured** of the structure upon said property is hereby in all respects confirmed.

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

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

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

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

**FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 212 NORMAN STREET.** The following resolution which was introduced and read at the regular meeting of January 30, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-099-2024

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolished of the structure at 212 Norman Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolished of the structure 212 Norman Street to be \$2,400.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$2,400.00 shall constitute a special assessment against the property at structure 212 Norman Street and being that property more particularly described as follows:

**S 1/2 LOT 4 J J MCMAHON ADD DBK 128/7 BEG 135 FT S OF SE INT NORMAN ST & CAMP ST TH CONT S ALG E R/W NORMAN ST 25 FT E 157.42 FT N 25 FT W 155 FT TO POB #MP29 06 40 0 007**

Parcel No: 29 06 40 0 007 219.01x

Owner: Jackson Joyce I  
1325 Congress Street  
Mobile, AL 36603

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

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



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

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

Nays: None

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

**FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 251-B RYLANDS STREET.**

The following resolution which was introduced and read at the regular meeting of January 30, 2024, and held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-100-2024

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the secured of the structure at 251-B Rylands Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the secured of the structure 251-B Rylands Street to be \$4,700.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$4,700.00 shall constitute a special assessment against the property at structure 251-B Rylands Street and being that property more particularly described as follows:

**BEG AT NW COR OF CONGRESS & RYLANDS STS RUN THEN NLY ALG W/L OF RYLANDS ST 179.3 FT (D) 191 FT (S) TO PT THEN WLY AT RT ANG WITH RYLANDS ST 157.81 FT TO PT THEN SLY & PAR WITH RYLANDS ST 40 FT TO PT WHICH IS 120 FT FROM CONGRESS ST THEN ELY & PAR WITH CONGRES ST 80 FT THEN SLY & PAR WITH RYLANDS ST 120 FT TO N/L OF CONGRES ST THEN ELY 80 FT TO PL OF BEG & BEING LOTS 1 & 2 LOT 21 IN BLK 6 OF LEXINGTON HGTS DBK 70 PG 126 #SEC 25 T4S R1W #MP29 07 25 0 005**

Parcel No: 29 07 25 0 005 015.xxx

Owner: Coaxum Jarriid  
20 Palmetto Street  
Mobile, AL 36603

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

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

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

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

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

**RESOLUTIONS HELD OVER**

**AUTHORIZE AGREEMENT WITH RMO SOFTWARE AGREEMENT WITH CWS GROUP, INC. FOR SOFTWARE SUBSCRIPTION FOR MPD RECORD MANAGEMENT; \$531,000.00.** The following resolution which was introduced and read at the regular meeting of February 27, 2024, and was held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-195-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Master Services Agreement between the City of Mobile and CWS Group, Inc. and the Statement of Work for the Mobile Police Department RMS Core, attached hereto or one with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. 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 Reynolds moved to adopt the resolution which was seconded by Councilmember Gregory and the vote was as follows:

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

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

**APPROVE PURCHASE ORDER TO KITCHEN EQUIPMENT & SUPPLY COMPANY FOR DISHWARE AND ASSORTED SERVING SUPPLIES FOR CONVENTION CENTER; \$176,134.28.** The following resolution which was introduced and read at the regular meeting of February 27, 2024, and was held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-196-2024

Sponsored by: Mayor Stimpson

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

| Requisition | Fiscal Year | Department                      | Description   | Amount       | Vendor  |
|-------------|-------------|---------------------------------|---|--------------|---|
| <u>3923</u> | 2024        | (F6080)<br>CONVENTION<br>CENTER | DISHWARE AND<br>ASSORTED SERVING<br>SUPPLIES AND<br>EQUIPMENT FOR<br>CONVENTION CENTER<br>(SEALED BID 5869) | \$176,134.28 | <u>(282978)</u><br><u>KITCHEN</u><br><u>EQUIPMENT &amp;</u><br><u>SUPPLY CO</u> |

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

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

Nays: None

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

**AUTHORIZE CONTRACT WITH DUPLANTIS DESIGN GROUP, PC FOR DESIGN SERVICES FOR NEW COMMUNITY CENTER ON DAUPHIN ISLAND PARKWAY; \$63,000.00.** The following resolution which was introduced and read at the regular meeting of February 27, 2024, and was held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-200-2024

Sponsored by: Mayor Stimpson and Councilmember Small

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: Duplantis Design Group, PC

Project Name: Dauphin Island Parkway – New Community Center  
Design Services

Project Number: PR-002-24

Amount: \$63,000.00

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

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

Nays: None

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

**AUTHORIZE CHANGE ORDER WITH BAY AREA CONTRACTING, INC. FOR CITY WIDE FACILITY PARKING LOT RESURFACING AND SPOT STREET REPAIR; \$336,489.50 INCREASE.** The following resolution which was introduced and read at the regular meeting of February 27, 2024, and was held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-201-2024

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

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, Change Order No. 1 to the contract, by and between the City of Mobile and the company listed below, for work as outlined in

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the Change Order attached hereto and made a part hereof as set forth in full, subject to the company signing the Change Order. A copy of said executed Change Order will be on file in the office of the City Clerk.

Name of Company: Bay Area Contracting, Inc.

Project Name: 2023 City of Mobile Facilities Resurfacing and Spot Repairs  
COM Project # 2023-3005-10

Estimated Cost: \$336,489.50

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

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

Nays: None

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

**CONSIDER THE APPLICATION OF TOP CAT LIMOUSINE, LLC TO OPERATE A SHUTTLE SERVICE.** The following resolution which was introduced and read at the regular meeting of February 27, 2024, and was held over until the regular meeting of March 5, 2024, was called up by the Presiding Officer.

RESOLUTION: 37-202-2024

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Top Cat Limousine, LLC for a Certificate of Public Convenience and Necessity to operate a shuttle 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 Reynolds moved to adopt the resolution which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

**ORDINANCES BEING INTRODUCED**

**ANNEX CERTAIN PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF MOBILE; 3865 REMINGTON COURT.** The following ordinance was held over until the regular meeting of March 12, 2024.

ORDINANCE: 83-021-2024

Sponsored by: Mayor Stimpson and Councilmember Gregory

WHEREAS, Arthur W. Faris, Jr. and Jessica L. Faris, husband and wife, are the owners of real property situated in the County of Mobile located at 3865 Remington Court, Mobile, Alabama 36618, said property being described as follows:

LOT 24, REMINGTON SUBDIVISION, ACCORDING TO MAP OR PLAT THEREOF AS RECORDED IN MAP BOOK 46, PAGE 122 OF THE PUBLIC RECOREDS IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA.

MINUTES OF MARCH 5, 2024

Parcel Number: 2304202000004.010  
Key Number: 2290425  
Property Address: 3865 Remington Court  
Mobile, Al 36618

WHEREAS, Arthur W. Faris, Jr. and Jessica Faris have submitted a Petition for Annexation asking that their property be annexed to and become a part of the City of Mobile; and,

WHEREAS, said Petition contained the signatures of all of the owners of the described property and a map of said property showing its relationship to the corporate limits of the City of Mobile; and,

WHEREAS, the property owned by Arthur W. Faris, Jr. and Jessica L. Faris, which is hereinafter described, is contiguous to the corporate limits of the City of Mobile, and does not lie within the corporate limits of any other municipality; and,

WHEREAS, the City Council of the City of Mobile has determined that it is in the public interest that said property be annexed to the City of Mobile and the Council has further determined that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24 of the Code of Alabama.

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

1. That the City Council of the City of Mobile finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory described in paragraph 2 of this Ordinance into the corporate limits of the City of Mobile.

2. That the boundary lines of the City of Mobile be, and the same hereby are, altered and rearranged so as to include all the property here to before encompassed by the corporate limits of the City, and in addition thereto the following described property, to-wit:

LOT 24, REMINGTON SUBDIVISION, ACCORDING TO MAP OR PLAT THEREOF AS RECORDED IN MAP BOOK 46, PAGE 122 OF THE PUBLIC RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA.

Parcel Number: 2304202000004.010  
Key Number: 2290425  
Property Address: 3865 Remington Court  
Mobile, Al 36618

A map depicting the property to be annexed is attached hereto and incorporated herein. In the event of a conflict between the attached map and the written description of the property described above, the depiction of the property on the attached map shall control and be given effect.

3. This Ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the Petition of the property owners, shall be filed with the Probate Judge of Mobile County, Alabama.

4. The property described in this Ordinance shall become a part of the corporate limits of the City of Mobile upon publication of this Ordinance as set forth in paragraph 3.

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

MINUTES OF MARCH 5, 2024

**Gregory moved for the suspension of the rules to consider consent resolutions 09-204 through 60-215 being introduced for the first time. The motion was seconded by Councilmember Woods, and the vote was as follows:**

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

**CONSENT RESOLUTIONS BEING INTRODUCED**

**TRANSFER FUNDS FOR DISTRICT 4 AND 6 DISCRETIONARY ACCOUNTS TO MOBILE FIRE RESCUE DEPARTMENT TO ASSIST WITH SMOKE ALARM BLITZ.** The following resolution was introduced by Councilmember Penn.

RESOLUTION: 09-204-2024

Sponsored by: Mayor Stimpson and Councilmember Reynolds and Woods

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$7,931.78 (with Councilmember Reynolds giving \$5,181.78 and Councilmember Woods giving \$2,750.00) be transferred from District 4 and District 6 General Fund, Discretionary Accounts DSC-04 and DSC-06, to the Mobile Fire-Rescue Department's Account 10041514-44020 and will be used to assist with the Smoke Alarm Blitz in the Morningside Community on Saturday, March 30, 2024.

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

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

Nays: None

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

**RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS I LICENSE TO THE STICKY ROOSTER; 5335 HWY 90.** The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 37-205-2024

Sponsored by: Councilmember Reynolds

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

Type of application: Lounge Retail Liquor Class I License

Submitted by: Gregory Allen Tosspon

Location: The Sticky Rooster  
5335 Highway 90  
Mobile, AL 36619

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

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

MINUTES OF MARCH 5, 2024

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over for one week until the regular meeting of March 12, 2024.

**TRANSFER FUNDS FROM DISTRICT 1 AND DISTRICT 2 DISCRETIONARY FUNDS TO THE ATHLETICS/AQUATICS ACCOUNT FOR THE ARPA STATE CHAMPIONSHIP GAMES.** The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-215-2024

Sponsored by: Councilmembers Penn and Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$1,800.00 be transferred from District 1's General Fund, Discretionary Accounts DSC-01, to the Athletics/Aquatics Account 10042034-45070 and will be used to assist with the District 1 basketball team's lodging at the ARPA State Championship Games in Gadsden, Alabama.

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

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

Nays: None

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

**SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.** Councilmember Gregory moved for the suspension of the rules to consider resolutions 08-206 and 08-207 being introduced for the first time. The motion was seconded by Councilmember Reynolds, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

**RESOLUTIONS BEING INTRODUCED**

**APPROVE PURCHASE ORDER TO ENGINEERED COOLING SERVICES FOR REPLACEMENT COOLING COMPRESSOR AT THE HISTORY MUSEUM; \$22,955.00.**

The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-206-2024

Sponsored by: Mayor Stimpson

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

MINUTES OF MARCH 5, 2024

| Requisition | Fiscal Year | Department                  | Description  | Amount      | Vendor                                      |
|-------------|-------------|-----------------------------|--|-------------|---|
| <u>5744</u> | 2024        | (3035) FACILITY MAINTENANCE | REPLACE COOLING UNIT COMPRESSOR AT HISTORY MUSEUM (PRICE QUOTE, BELOW BID REQUIREMENT) | \$22,955.00 | <u>(294482) ENGINEERED COOLING SERVICES</u> |

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

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

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

**APPROVE PURCHASE ORDER TO HELENA CHEMICAL COMPANY FOR HERBICIDES FOR PARKS MAINTENANCE; \$17,430.00.** The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-207-2024

Sponsored by: Mayor Stimpson

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

| Requisition                             | Fiscal Year | Department               | Description  | Amount      | Vendor                                 |
|---|-------------|--------------------------|--|-------------|--|
| <u>5487</u><br><u>(LINES 2 &amp; 3)</u> | 2024        | (2012) PARKS MAINTENANCE | HERBICIDES FOR PARKS MAINTENANCE (PRICE QUOTE – BELOW BID REQUIREMENT) | \$17,430.00 | <u>(83705) HELENA CHEMICAL COMPANY</u> |

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

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

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

**APPROVE PURCHASE ORDER TO UNIVERSITY OF SOUTH ALABAMA FOR EMT CERTIFICATION CLASS FOR MFRD; \$83,892.00.** The following resolution was held over until the regular meeting of March 12, 2024.

RESOLUTION: 08-208-2024

Sponsored by: Mayor Stimpson



MINUTES OF MARCH 5, 2024

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>5256</u> | 2024        | (1510) FIRE ADMINISTRATION | EMT CERTIFICATION CLASS FOR MFRD (PROFESSIONAL SERVICE, INTERGOVERNMENTAL) | \$83,892.00 | <u>(281269)</u><br><u>UNIVERSITY OF SOUTH ALABAMA</u> |

**AUTHORIZE CONTRACT WITH CANON SOLUTIONS OF AMERICA FOR PRINTER RENTAL, SUPPLIES, AND SUPPORT SERVICES FOR MPD; \$68,293.53.** The following resolution was held over until the regular meeting of March 12, 2024.

RESOLUTION: 21-209-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Canon Solutions America, for rental of printers and for printer support services and supplies for Police Department as needed in an approximate amount of \$68,293.53 for three years at unit pricing 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 SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; WATTS.** The following resolution was held over until the regular meeting of March 12, 2024.

RESOLUTION: 60-210-2024

Sponsored by: Mayor Stimpson

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

**RESOLUTION STATING CHANGES TO MOBILE POLICE DEPARTMENT POLICY REGARDING “NO-KNOCK WARRANTS” AND “PRE-DAWN RAIDS” SHALL BE DISCLOSED TO THE CITY COUNCIL.** The following resolution was held over until the regular meeting of March 12, 2024.

RESOLUTION: 60-214-2024

Sponsored by: Councilmember Penn

WHEREAS “no-knock” and “pre-dawn” raids by law enforcement authorities are increasingly viewed as dangerous and require strict scrutiny; and

WHEREAS it is desirable that law enforcement no-knock raids and raids in predawn hours only be conducted in circumstances warranting such an action for the safety of law enforcement officers and the citizens of Mobile; and

MINUTES OF MARCH 5, 2024

WHEREAS there is a need for the circumstances under which such raids are approved and occur to be clear;

THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that any changes to Mobile Police Department policy regarding “no-knock warrants” and “pre-dawn raids” shall be immediately disclosed to the Mobile City Council.

**CALL FOR PUBLIC HEARINGS**

**CALL FOR PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND CHAPTER 64, ARTICLE 5, SECTION 5 OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR APRIL 2, 2024).** The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-211-2024

Sponsored by: Councilmember Reynolds

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 to Consider an Ordinance to Amend Chapter 64, Article 5, Section 5 of the Unified Development Code

Pursuant to Resolution of the Mobile, Alabama City Council adopted March 5, 2024, a public hearing will be held on the 2nd day of April, 2024, at 10:30 a.m., to consider adoption of an ordinance to amend Article 13, Section 64-13-2 of the Unified Development Code.

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, and may take other actions allowed by law.

AN ORDINANCE TO AMEND THE CITY OF MOBILE UNIFIED DEVELOPMENT CODE, CHAPTER 64, ARTICLE 5, SECTION 5 TO REMOVE THE REQUIREMENT THAT THE CITY COUNCIL ACT ON A REZONING APPLICATION AT THE PUBLIC HEARING ON SAME

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

SECTION ONE: Mobile City Code Section 64-5-5(D)(3)(d), which reads in full, "At the conclusion of the hearing, the city council shall approve, approve with conditions or deny the amendment[.]" is hereby REPEALED.

SECTION TWO: Miscellaneous

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

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

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

MINUTES OF MARCH 5, 2024

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as April 2, 2024.

**CALL FOR PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND ARTICLE 13, SECTION 64-13-2 OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED APRIL 2, 2024).** The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-212-2024

Sponsored by: Councilmembers Daves and Gregory

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

Notice of Public Hearing to Consider an Ordinance to Amend Article 13, Section 64-13-2 of the Unified Development Code Pursuant to Resolution of the Mobile, Alabama City Council. adopted March 5, 2024, a public hearing will be held on the 2nd day of April, 2024, at 10:30 a.m., to consider adoption of an ordinance to amend Article 13, Section 64-13-2 of the Unified Development Code.

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 and may take other actions allowed by law.

WHEREAS, the Council previously adopted Resolution 60-1313-2023 requesting that the Planning Commission consider and make a recommendation on a proposed text amendment to Article 13, Spring Hill Overlay, of the Unified Development Code to provide that proposed Planned Developments within the area encompassed by the Spring Hill Overlay are exempt from the minimum contiguous land area requirement of 10 acres; and,

WHEREAS, the Planning Commission conducted a public hearing on January 18, 2024; and,

WHEREAS, following the public hearing the Planning Commission held the proposed amendment over for further evaluation; and,

WHEREAS, the Planning Commission discussed the proposed amendment at its February 22, 2024, meeting, and in response to comments made at the public hearing voted at said meeting to recommend to the Council that Article 13, section 64-13-2 of the Unified Development Code, be amended to add a subparagraph 6 to read as follows:

6. Within any sub-district, the minimum contiguous land area required for Planned Development shall be four (4) acres.

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

SECTION ONE. That section 64-13-2, paragraph A. Applicability, of Article 13, Springhill Overlay, of the Unified Development Code be, and the same hereby is, amended to add thereto the following as subparagraph 6:

MINUTES OF MARCH 5, 2024

6. Within any sub-district, the minimum contiguous land area required for Planned Development shall be four (4) years.

SECTION TWO. The provisions of this Ordinance are supplemental and shall not be construed to repeal any other ordinance or law.

SECTION THREE. This Ordinance shall be in full force and effect from and after its adoption and publication as required by law.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as April 2, 2024.

**CALL FOR PUBLIC HEARING TO CONSIDER THE APPLICATION OF RODNEY DOZIER TO OPERATE A SHUTTLE SERVICE (SCHEDULED FOR MARCH 19, 2024).**

The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 41-213-2024

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general circulation within the municipality the attached notice stating the time and place a proposed resolution 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 resolution.

**NOTICE OF HEARING ON PROPOSED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE**

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Rodney Dozier to operate a shuttle service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza, located at 205 Government Street, Mobile, Alabama, on March 19, 2024, at 10:30 a.m. At such time and place, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, pursuant to the provisions of Ordinance #59-073, 2005, that the application of Rodney Dozier for a Certificate of Public Convenience and Necessity to operate a shuttle 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 Gregory moved to call for the public hearing, which was seconded by Councilmember Reynolds and the vote was as follows:

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

Nays: None

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

**ANNOUNCEMENTS**

Councilmember Woods announced a District 6 community meeting will be held on March 26, 2024, at Woodridge Baptist Church.

MINUTES OF MARCH 5, 2024

Councilmember Penn stated that he attended the Glow Night event this past weekend with his son and encouraged citizens to participate in the events that the Mobile Parks and Recreation Department will be hosting.

Councilmember Penn thanked everyone that attended the Peace Forum meeting at the Dotch Community Center on March 2, 2024.

Councilmember Gregory said that she will be attending a ceremony announcing the opening of a new Airbus hanger on Thursday.

Councilmember Gregory reminded citizens that the Festival of Flowers will begin this weekend in Cathedral Square.

Councilmember Gregory stated that the Mobile Botanical Gardens' plant sale will be held on March 14 -16, 2024.

Councilmember Small said that District 3 Annual Easter Egg Hunt will be held on Saturday, March 30, 2024, at Gillard Elementary School.

Councilmember Small informed citizens that the North Dauphin Island Parkway community meeting scheduled for March 25, 2024, has be rescheduled for April 2, 2024, at Maryvale Elementary School at 6:00 p.m.

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:03 p.m.

Adopted:

\_\_\_\_\_  
COUNCIL PRESIDENT

\_\_\_\_\_  
CITY CLERK