

MUNICIPAL BUILDING, MOBILE, ALABAMA, APRIL 2, 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, April 2, 2024, at 9:00 a.m.

Councilmembers:

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

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, APRIL 2, 2024

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, April 2, 2024, at 10:30 a.m., for the regular meeting.

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

Chaplain Patricia Evans, offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

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 meeting of March 26, 2024, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson announced that Keli Shirazi as the new Director of the Mobile Film Office.

Marcus Fluker, Athletic Program Supervisor of Parks and Recreation Department, introduced the 2023-2024 Youth Boys and Girls basketball teams that recently won championships.

MINUTES OF APRIL 2, 2024

Marcus Fluker, introduced the Mobile Therapeutic Team for the Parks and Recreation Department that won a gold medal in the Special Olympic Games on March 8, 2024, in Montgomery.

NOTE: C.J. Small, read a proclamation on behalf of the Council declaring April 2024 as “Sexual Assault Awareness Month” in Mobile.

ADOPTION OF THE AGENDA

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

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

Nays: None

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

APPEALS

Request of Victoria Hirsch for a waiver of the Noise Ordinance at 1757 Government Street on April 27, 2024, from 5:00 p.m. – 10:00 p.m. (District 2).

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

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

Nays: None

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

Request of Natasha Abshire for a waiver of the Noise Ordinance at 1609 Green Brook Court on April 20, 2024, from 2:00 p.m. – 10:00 p.m. (District 4).

Councilmember Reynolds moved to hold the waiver over for one week, which move was seconded by Councilmember Woods and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk whereupon the Presiding Officer declared the waiver held over for one week until the regular meeting of April 9, 2024.

Request of Vernon Moody for a waiver of the Noise Ordinance at 4101 Wimbledon Drive W., on April 26, 2024, from 5:30 p.m. – 11:00 p.m. (District 5).

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

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

Nays: None

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

Request of Yodianne Sanchez for a waiver of the Noise Ordinance at Medal of Honor Park on April 6, 2024, from 1:00 p.m. – 5:00 p.m. (District 6).

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

MINUTES OF APRIL 2, 2024

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

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

Request of Elizabeth Ervin for a waiver of the Noise Ordinance at Langan Park on April 6, 2024, from 3:00 p.m. – 6:00 p.m. (District 7).

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO REZONE THE PROPERTY LOCATED AT 255, 257, AND 259 DOGWOOD DRIVE FROM R-1 TO B-1 (DISTRICT 5).

The Presiding Officer announced that today was the day for the public hearing to rezone the property located at 255, 257, and 259 Dogwood Drive from R-1 to B-1 and asked if there was anyone present to speak for or against this matter.

The following people spoke in opposition of the rezoning:

Wanda Cochran, 465 Dauphin Street
C. Bailey, 4671 Oakridge Road
Rebecca Bowen, 265 Dogwood Drive
Evan Duffy, 272 Summit Drive
Kristie Trout, 280 Summit Drive
Candy Robin, 317 Dogwood Drive
Sabrina Mass, Mobile, Al
Heather, 276 Summit Drive

Greg Sadd, applicant, offered comments in support of the rezoning.

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

PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND CHAPTER 64, SECTION 64-13-2 OF THE UNIFIED DEVELOPMENT CODE.

The Presiding Officer announced that today was the day for the public hearing to consider to amend Chapter 64, Section 64-13-2 of the Unified Development Code and asked if there was anyone present to speak for or against this matter.

Linda St. John, offered comments in support of the amendment.

Reggie Hill, gave comments in opposition of the amendment.

Wanda Cochran, offered comments in opposition of the amendment.

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

NOTE: President Small called a recess at approximately 12:28 p.m.

MINUTES OF APRIL 2, 2024

NOTE: President Small, reconvened the meeting at approximately 12:37 p.m.

PUBLIC HEARING TO CONSIDER THE STRUCTURE AT 2154 GROVE COURT A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to consider the structure at 2154 Grove Court a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Angie Williams, property owner, asked for an extension to fix the property.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Mobile Youth Council, 3000 Television Avenue, Gave a report on the Youth Summit held in January 2024.

Valenia Green, 603 Delaware Street, Asked questions about the excessive business license charges for non-profit businesses.

Reverend Tony Algood, 214-A De Sales Avenue, Offered comments about the City's feeding program for underserved families in our community.

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 165 EMOGENE PLACE 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 April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 40-093-2024

Sponsored by: Councilmember Daves

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 165 Emogene Place 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 **165 Emogene Place described as:**

LOT 7 BLK B EMOGENE PLACE EXT MBK 4 P 650 #SEC 23 T4S R1W #MP29 07 23 0 007

Parcel Number: 29 07 23 0 007 130

MINUTES OF APRIL 2, 2024

Last Assessed to: E J ALIDOR ASSOCIATES, LLC

is found and determined by the Mobile City Council to be dangerous and unsafe to the extent that it is a public nuisance and a blighted property, and it is hereby ordered that said structure be **demolished/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 Daves moved to table the resolution, which was seconded by Councilmember Reynolds and the vote was as follows:

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

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

RESOLUTIONS HELD OVER

AUTHORIZE AN INTERIM MANAGEMENT AGREEMENT FOR THE CIVIC CENTER AND CONSULTING FOR NEW ARENA, WITH GLOBAL SPECTRUM, L.P.M D/B/A OVG 360. The following resolution which was introduced and read at the regular meeting of March 26, 2024, and held over until the regular meeting of April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-277-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor and City Clerk be, and they hereby are, authorized to execute, for and on behalf of the City of Mobile, an Interim Management Agreement for the Civic Center and Pre-Opening Consulting for New Arena, with Global Spectrum, L.P., a Delaware limited partnership d/b/a OVG 360. Term shall begin on Effective Date, with the Term described in detail in Section 4 with said terms and conditions more fully set out in the document attached hereto and made a part hereof. A copy is on file in the office of the City Clerk.

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

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

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

AUTHORIZE AGREEMENT WITH INNOVATIVE TRAINING OF YOUTH, INC., D/BA STEM NOLA, FOR PARKS & RECREATION DEPARTMENT; NTE \$189,000.00. The following resolution which was introduced and read at the regular meeting of March 26, 2024, and held over until the regular meeting of April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 01-278-2024

MINUTES OF APRIL 2, 2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with Innovative training Of Youth, INC. d/b/a STEM NOLA to perform all necessary services provided under this contract for Parks and Recreation Department. The Mobile Parks and Recreation Department(The City of Mobile) as provided in the statement of work but in no event shall exceed \$189,000.00 as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

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

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

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

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

APPROVE PURCHASE ORDER TO CELLEBRITE, INC. FOR ANNUAL RENEWAL OF FORENSIC SOFTWARE FOR MPD CYBER DIVISION; \$366,445.52. The following resolution which was introduced and read at the regular meeting of March 26, 2024, and held over until the regular meeting of April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 08-279-2024

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>5678</u>	2024	(1545) POLICE CYBER DIVISION	ANNUAL RENEWAL OF FORENSIC SOFTWARE LICENSES FOR MPD CYBER (EXEMPT AS SOFTWARE)	\$366,445.52	<u>(293683) CELLEBRITE INC</u>

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

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

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

AUTHORIZE CHANGE ORDER AND CONTRACT AMENDMENT WITH THOMPSON ENGINEERING, INC. FOR ZEIGLER BOULEVARD (ATHEY – FOREST HILL);

MINUTES OF APRIL 2, 2024

\$154,479.00 INCREASE. The following resolution which was introduced and read at the regular meeting of March 26, 2024, and held over until the regular meeting of April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 13-281-2024

Sponsored by: Mayor Stimpson and Councilmember Gregory

WHEREAS, the City entered into a contract dated September 10, 2020 with Thompson Engineering, Inc. for construction engineering and inspection services on the project known as Zeigler Boulevard (Athey Road to Forest Hill Drive), City of Mobile Project No. 2007-202-02, ALDOT Project No. STPMB-7550 (600); and

WHEREAS, the professional engineering fee cost is to be shared between the City of Mobile (20%) and the Alabama Department of Transportation (80%); and

WHEREAS, the Contract amount for the construction engineering and inspection services are based on fee negotiations between the City of Mobile & Alabama Department of Transportation with Thompson Engineering, Inc.; and whereas, the current contract amount includes the original contract and no previous contract amendments and totals \$1,778,052.00 (not to exceed); and

WHEREAS, the contract provides in Exhibit D that additional services may become necessary or desirable and "payment for the extra work will be negotiated by supplemental agreement", and Supplemental Agreement (No. 1), approved by the Alabama Department of Transportation, for professional engineering fees for construction engineering and inspection services to adjust the amount of compensation to Thompson Engineering, Inc. was negotiated, thereby increasing professional engineering fees by \$154,479.00 to a total of \$1,932,531.00 (not to exceed); and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Council does hereby authorize the additional fee of \$154,479.00, for a total of \$1,932,531.00 (not to exceed), to be paid to Thompson Engineering, Inc. for construction engineering and inspection services on the Zeigler Boulevard (Athey Road to Forest Hill Drive) Project.

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

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

Nays: None

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

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC., FOR GEOTECHNICAL INVESTIGATION AND MATERIALS TESTING SERVICES FOR DESIGN OF NEW CONSTRUCTION OF CIVIC CENTER; \$182,500.00. The following resolution which was introduced and read at the regular meeting of March 26, 2024, and held over until the regular meeting of April 2, 2024, was called up by the Presiding Officer.

RESOLUTION: 21-282-2024

Sponsored by: Mayor Stimpson and Councilmember Carroll

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, a Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the contract

MINUTES OF APRIL 2, 2024

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: Geotechnical Engineering Testing, Inc.
Project Name: CV CTR PROJ MGMT/SITE DESIGN/UTI RE
Geotechnical Investigation Services
Project Number: CC-034A-22
Amount: \$182,500.00

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

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

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF ORDINANCES BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider ordinance 64-024 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

ORDINANCES BEING INTRODUCED

REZONE PROPERTY LOCATED AT 255, 257, AND 259 DOGWOOD DRIVE FROM R-1 TO B-1. The following ordinance was introduced by Councilmember Daves.

ORDINANCE: 64-024-2024
Sponsored by: Councilmember Daves

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

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

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

LOTS 1 - 3, GOVERNMENT STREET HIGHLAND, ACCORDING TO PLAT THEREOF RECORDED IN MAP BOOK 4, PAGE 441 OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA

The classification of said property is hereby changed from R-1, Single-Family Residential Suburban District to B-1, Buffer Business Suburban District and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use

MINUTES OF APRIL 2, 2024

permitted by the terms of said Ordinance in a B-1, Buffer Business Suburban District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, .and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-1, Buffer Business Suburban District until all of the conditions set forth below have been complied with: 1. Completion of the Subdivision process; 2. Submittal of an original notarized "Voluntary Conditions and Use Restrictions" form (Attached); 3. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; and, 4. Full compliance with all municipal codes and ordinances.

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

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over for two weeks until the regular meeting of April 16, 2024.

CONSIDER AN ORDINANCE TO AMEND ARTICLE 13, SECTION 64-13-2 OF THE UNIFIED DEVELOPMENT CODE. The following ordinance was held over until the regular meeting of April 9, 2024.

ORDINANCE: 64-025-2024

Sponsored by: Councilmember Daves and Gregory

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.

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.

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider consent resolutions 03-286 through 60-301 being introduced for the first time, with the exception of resolution 37-291. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

CONCUR IN THE APPOINTMENT OF DR. REGINALD SYKES TO THE MOBILE COUNTY BOARD OF HUMAN RESOURCES. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-286-2024

Sponsored by: City Council

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the City Council concurs in the appointment of Dr. Reginald Sykes to the Mobile County Board of Human Resources to fill an unexpired term ending November 30, 2025.

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

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

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

REAPPOINT STEWART BROOKS TO THE ELECTRICAL EXAMINERS BOARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 03-287-2024

Sponsored by: Councilmember Woods

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that Stewart Brooks is re-appointed to the Electrical Examiners Board effective immediately for a term ending April 2, 2026.

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

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

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

TRANSFER FUNDS FROM DISTRICT 2 DISCRETIONARY ACCOUNT TO PARKS & RECREATION GENERAL FUND ACCOUNT TO ASSIST WITH THE BOYS' AND GIRL'S CLUB PANCAKE BREAKFAST. The following resolution was introduced by Councilmember Daves.

MINUTES OF APRIL 2, 2024

RESOLUTION: 09-288-2024

Sponsored by: Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$635.00 be transferred from the District 2 General Fund, Discretionary Account DSC-02, from General Fund Account 10041020-42200 to the Mobile Parks & Recreation General Fund Account 10042032-44020 and will be used to assist with the Boy's and Girl's Club Pancake Breakfast on March 30, 2024.

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO RACEWAY MCVAY; 3051 GOVERNMENT BOULEVARD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-289-2024

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) License

Submitted by: GS1, Inc.

Location: Raceway McVay
3051 Government Boulevard
Mobile, Al 36606

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO TEXACO DIP; 2915 DIP. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-290-2024

Sponsored by: Councilmember Small

MINUTES OF APRIL 2, 2024

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

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

Submitted by: Shova Realty Investments, LLC

Location: Texaco DIP
 2915 Dauphin Island Parkway
 Mobile, Al 36605

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

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

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A LOUNGE RETAIL LIQUOR CLASS I LICENSE TO LA TAVERN; 5651 HWY 90. The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 37-291-2024

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: LA Tavern, LLC

Location: LA Tavern
 5651 Highway 90, Suite B
 Mobile, Al 36582

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO QUICKTRIP; 5575 HWY 90. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-292-2024

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

Submitted by: Quicktrip Corporation

Location: Quicktrip
 5575 Highway 90
 Theodore, Al 36582

MINUTES OF APRIL 2, 2024

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

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

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

DECLARE THE STRUCTURE AT 2154 GROVE COURT A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-293-2024

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 2154 Grove Court has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **2154 Grove Court described as:**

LOT 7 RESUB LOTS 34 THRU 38 BLK D RIVERSIDE MBK 3/412 #SEC 40 T5S R1W #MP32 06 40 0 003

Parcel Number: 32 06 40 0 003 014

Last Assessed to: MOZINGO JAMES & ANGIE

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

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

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

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

MINUTES OF APRIL 2, 2024

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over for thirty days until the regular meeting of May 7, 2024.

DECLARE WEEDS NOXIOUS, GROUP 1656. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-294-2024

A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES.

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

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

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as **Group #1656** under the caption "NOXIOUS OR DANGEROUS WEEDS GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above-described parcels of property shall be abated by the removal of such noxious or dangerous weeds or they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the **7th day of May, 2024, at ten thirty a.m.**, for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile; and it is directed that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS," such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

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

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

Nays: None

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

DETERERMIN E AN APPROPRIATION TO OLD SHELL ROAD SCHOOL OF CREATIVE & PERFORMING ARTS SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

MINUTES OF APRIL 2, 2024

RESOLUTION: 60-295-2024

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **\$1,500.00** to Old Shell Road School of Creative & Performing Arts, from his discretionary funds; and

WHEREAS, Old Shell Road School of Creative & Performing Arts, is public school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Old Shell Road School of Creative & Performing Arts will be used to assist with Spring Fling on May 3, 2024, 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 **\$1,500.00** to Old Shell Road School of Creative & Performing Arts 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 Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

DETERMINE AN APPROPRIATION TO SECRET SCIENTIST FOR EVERYONE SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-296-2024

Sponsored by: Councilmember Carroll and Penn

WHEREAS, Councilmember Carroll and Councilmember Reynolds wishes to appropriate \$500.00 each (\$1,000.00 total) to SS (Secret Scientist) For Everyone, from their discretionary funds; and

WHEREAS, SS For Everyone, 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 SS For Everyone, will be used to introduce 150-200 kids to the game of golf, 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 \$1,000.00 to SS For Everyone., for the purposes

MINUTES OF APRIL 2, 2024

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

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

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

DETERMINE AN APPROPRIATION TO SECRET SCIENTIST FOR EVERYONE SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-297-2024

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate **\$500.00** to SS (Secret Scientist) For Everyone, from his discretionary funds; and

WHEREAS, SS For Everyone, 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 SS For Everyone, will be used to introduce 150-200 kids to the game of golf, 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 **\$500.00** to SS For Everyone., 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 Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

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

DETERMINE AN APPROPRIATION TO DOG RIVER CLEARWATER REVIVAL, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-298-2024

Sponsored by: Councilmember Reynolds

MINUTES OF APRIL 2, 2024

WHEREAS, Councilmember Reynolds wishes to appropriate **\$2,500.00** to Dog River Clearwater Revival, Inc., from his discretionary funds; and

WHEREAS, Dog River Clearwater Revival, 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 Dog River Clearwater Revival, Inc., will be used to assist with the 9th Annual MudBottom Revival Music Festival fundraiser on Sunday, April 21, 2024, 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 **\$2,500.00** to Dog River Clearwater Revival, 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 Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

DETERMINE AN APPROPRIATION TO MOBILE REGIONAL SENIOR COMMUNITY CENTER FOUNDATION, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-299-2024

Sponsored by: Councilmember Woods

WHEREAS, Councilmember Woods wishes to appropriate **\$15,659.00** to Mobile Regional Senior Community Center Foundation, Inc., from his discretionary funds; and

WHEREAS, Mobile Regional Senior Community Center Foundation, 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 Mobile Regional Senior Community Center Foundation, Inc., will be used to assist with replacing equipment, continuous upkeep of the Center's interior grounds, sponsor special events, and to assist with the Center's goals, 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 **\$15,659.00** to Mobile Regional Senior Community Center Foundation, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes

MINUTES OF APRIL 2, 2024

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO WINDMILL PLACE SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-300-2024

Sponsored by: Councilmember Woods

WHEREAS, Councilmember Woods wishes to appropriate **\$4,000.00** to Windmill Place Subdivision Homeowners Association, Inc., from his discretionary funds; and

WHEREAS, Windmill Place Subdivision Homeowners Association, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Windmill Place Subdivision Homeowners Association, Inc., will be used to assist with the beautification of the neighborhood, 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 **\$4,000.00** to Windmill Place Subdivision Homeowners Association, 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 Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

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

DETERMINE AN APPROPRIATION TO RANSOM MINISTRIES, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-301-2024

Sponsored by: Councilmember Gregory

MINUTES OF APRIL 2, 2024

WHEREAS, Councilmember Gregory wishes to appropriate **\$500.00** to Ransom Ministries, Inc., from her discretionary funds; and

WHEREAS, Ransom Ministries, 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 Ransom Ministries, Inc., will be used to assist with the Golf Tournament on May 16, 2024 at Magnolia Grove, 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 **\$500.00** to Ransom Ministries, 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 Daves moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the 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 08-303, 08-304, 08-306, and 08-307 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO ARCADIS US, INC. FOR TRAFFIC VIDEO DETECTION SYSTEM EQUIPMENT; \$77,855.00. The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 08-302-2024

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 APRIL 2, 2024

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>4697</u>	2024	(2060) TRAFFIC ENGINEERING	TRAFFIC VIDEO DETECTION SYSTEM EQUIPMENT FOR AIRPORT BLVD (AL STATE CONTRACT)	\$77,855.00	<u>(297773) ARCADIS U.S. INC</u>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR ANNUAL RENEWAL OF NETWORK SECURITY SOFTWARE LICENSES; \$16,179.50. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-303-2024

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>6986</u>	2024	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF 150 NETMOTION NETWORK SECURITY SOFTWARE LICENSES (EXEMPT AS SOFTWARE, PRICE BELOW BID REQUIRMENT)	\$16,179.50	<u>(272932) CDW GOVERNMENT LLC</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, Daves, Woods, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY INC. FOR REPLACEMENT VERTICAL MASS FOR GARBAGE TRUCK; \$24,176.36. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-304-2024

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 APRIL 2, 2024

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>6911</u>	2024	(2050) FLEET MANAGEMENT-GARAGE	REPLACEMENT VERTICAL MAST ASSEMBLY FOR 2021 NEW WAY GARBAGE TRUCK (SEALED BID 5725, SOLE SOURCE)	\$24,176.36	<u>(190715) SANSOM EQUIPMENT CO INC</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, Daves, Woods, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER SHI INTERNATIONAL CORPORATION FOR ANNUAL RENEWAL OF VARIOUS CITYWIDE SOFTWARE SUBSCRIPTIONS; \$400,826.12.

The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 08-305-2024

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>6855</u>	2024	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF CITYWIDE MICROSOFT 365, POWER BI, PROJECT & TEAMS SOFTWARE SUBSCRIPTIONS FOR MIT (AL STATE CONTRACT, BID EXEMPT AS SOFTWARE)	\$400,826.12	<u>(272641) SHI INTERNATIONAL CORP</u>

APPROVE PURCHASE ORDER TO STIVERS FORD LINCOLN, INC. FOR FORD F150 PICKUP TRUCK FOR INSPECTIONS SERVICES; \$37,652.00.

The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-306-2024

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 APRIL 2, 2024

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>6655</u>	2024	(F7000) MOTOR POOL	FORD F150 SUPERCREW 4X2 PICKUP TRUCK FOR INSPECTION SERVICES (AL STATE CONTRACT)	\$37,652.00	<u>(292393) STIVERS FORD LINCOLN INC</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, Daves, Woods, and Gregory
Nays: None

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

APPROVE PURCHASE ORDER TO TIMECLOCK PLUS, LLC FOR ANNUAL RENEWAL OF TIMEKEEPING SOFTWARE SUBSCRIPTIONS FOR VARIOUS CITY DEPARTMENTS; \$33,632.66. The following resolution was introduced by Councilmember Gregory.

RESOLUTION: 08-307-2024

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>5443</u>	2024	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF TIMECLOCK PLUS TIMEKEEPING SOFTWARE SUBSCRIPTIONS SUPPORTING VARIOUS DEPTS FOR MIT (BID EXEMPT AS SOFTWARE)	\$33,632.66	<u>(295232) TIMECLOCK PLUS LLC</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, Daves, Woods, and Gregory
Nays: None

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

AUTHORIZE CONTRACT WITH PROTEC VIDEO, LLC FOR MANAGEMENT OF TECHNOLOGY, TRAINING, AND CONSULTING SERVICES; NTE \$215,000.00. The following resolution was held over until the regular meeting of April 9, 2024.

MINUTES OF APRIL 2, 2024

RESOLUTION: 21-308-2024

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a three year contract, by and between the City of Mobile and PROTECVIDEO, LLC., in an amount not to exceed \$225,000 for a period ending December 31, 2025, to begin upon execution, renewable, for the provision of professional services in the deployment and management of technology, training, and consulting services A Copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH SOUTHERN EARTH SCIENCES, INC. FOR GROUND WATER SAMPLING, EXPLOSIVE GAS MONITORING AND REPORTS FOR C&D BATES LANDFILL AND HICKORY STREET LANDFILL; \$68,745.00. The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 21-309-2024

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 set forth in full, subject to the company signing the contract and furnishing the required bonds and insurance. A copy of said executed contract will be on file in the office of the City Clerk.

Name of Company: Southern Earth Sciences, Inc.

Project Name: Annual Landfill Sampling Requirements for Bates C&D
Landfill and Hickory Street Landfill (D2, D7)
Project No. 2024-3005-09

Estimated Cost: \$68,745.00

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; CHURCH'S CHICKEN. The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 60-310-2024

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 Church's Chicken/Terry White, as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; THAI MEDITATION ASSOCIATION. The following resolution was held over until the regular meeting of April 9, 2024.

RESOLUTION: 60-312-2024

Sponsored by: Mayor Stimpson

MINUTES OF APRIL 2, 2024

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 the Thai Meditation Association, 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 REZONE PROPERTY LOCATED AT 7701, 7705, 7709, 7621, AND 7631 OLD GOVERNMENT STREET ROAD FROM R-1 TO R-3 (SCHEDULED FOR MAY 7, 2024) (DISTRICT 6). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-311-2024

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

Notice of Public Hearing for the Proposed Rezoning of Property Located at 7701, 7705, 7709, 7621, and 7631 Old Government Street Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted March 12, 2024, a public hearing will be held on the 7th day of May, 2024, at 10:30 a.m., to consider adoption of an ordinance to rezone property located at 7701, 7705, 7709, 7621, and 7631 Old Government Street Road from R-1, Single-Family Residential Suburban District, to R-3, Multi-Family Residential Suburban District.

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

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

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

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

BEGINNING AT THE NORTHEAST CORNER OF LOT 1, TOWNE CENTRE, AS RECORDED IN MAP BOOK 79, PAGE 40 IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA, SAID POINT LOCATED ON THE SOUTH RIGHT-OF-WAY LINE OF OLD GOVERNMENT STREET; THENCE RUN N85°21' 1 0"E, ALONG SAID SOUTH RIGHT-OF-WAY LINE, 432.14 FEET TO A POINT; THENCE RUN S89°20'16"E, CONTINUING ALONG SAID RIGHT-OF-WAY LINE, 318.28 FEET TO A POINT; THENCE RUN N89°02'53"E, CONTINUING ALONG SAID RIGHT-OF-WAY LINE, 43 .25 FEET TO A POINT; THENCE RUN S0°11'08"E, 883.94 FEET TO A POINT; THENCE RUN N89°44'16"W, 45.81 FEET TO A POINT; THENCE RUN N88°23'54"W, 164.29 FEET TO A POINT; THENCE RUN N89°21'04"W, 193.42 FEET TO A POINT, SAID POINT BEING THE NORTH EAST CORNER OF LOT 3, OF SAID TOWNE CENTRE SUBDIVISION; THENCE RUN N86°46'55"W, ALONG THE NORTH LINE OF

MINUTES OF APRIL 2, 2024

SAID LOT 3, 504.99 FEET TO A POINT, SAID POINT LOCATED ON THE EAST LINE OF SAID LOT 1, OF SAID TOWNE CENTRE SUBDIVISION; THENCE RUN N02°21'02"E, ALONG THE EAST LINE OF SAID LOT 1, 396.47 FEET TO A POINT; THENCE RUN N35°47'42"E, CONTINUING ALONG SAID EAST LINE, 79.18 FEET TO A POINT; THENCE RUN N07°52'32"E, CONTINUING ALONG SAID EAST LINE, 358.68 FEET TO THE POINT OF BEGINNING, CONTAINING 17.03 ACRES, MORE OR LESS.

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

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

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

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as May 7, 2024.

ANNOUNCEMENTS

Councilmember Penn announced a District 1 business owners meeting will be held on April 4, 2024, at Toulminville Library at 6:00 p.m.

Councilmember Penn said that a Creighton community meeting will be held on April 8, 2024, at Friendship Church at 6:00 p.m.

Councilmember Woods thanked citizens for attending the District 6 community meeting March 26, 2024, at Woodridge Baptist Church.

Councilmember Gregory stated that the Child Advocacy Center will be hosting the 2024 "Serve It Up With Love Tennis Tournament" which will be held on April 7 – 9, 2024, at the Copeland Cox Tennis Center.

Councilmember Small said that the District 3 annual Easter Egg Hunt on March 30, 2024, at Gillard Elementary School at 3:00 p.m. was a great success.

Councilmember Small stated that a District 3 meeting will be held tonight at Maryville Elementary School at 6:00 p.m.

Ricardo Woods, City Attorney, made an oral declaration that is appropriate for the Council to move into executive session to discuss preliminary negotiations involving matters of trade or commerce and to not reconvene.

MINUTES OF APRIL 2, 2024

Councilmember Daves moved for the Council to move into executive session and adjourn the regular meeting, which was seconded by Councilmember Gregory and the vote was as follows:

Penn: Aye
Carroll: Aye
Small: Aye
Reynolds: Aye
Daves: Aye
Woods: Aye
Gregory: Aye

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 1:00 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK