

MUNICIPAL BUILDING, MOBILE, ALABAMA, APRIL 22, 2025

The Council of the City of Mobile, Alabama, met in the City Council’s Conference Room on the ninth floor of the Mobile Government Plaza on Tuesday, April 22, 2025, at 9:00 a.m.

Councilmembers:

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

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 22, 2025

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, April 22, 2025, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Father Dan Good, Public Safety Chaplain offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

April 15, 2025

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson expressed his condolences to the Craig family on the loss of their loved one due to the deadly shooting at Sage Park.

Mayor Stimpson invited citizens to participate in the Annual Lope the Loop 3.5-mile walk/run/roll/ride at the beautiful Hank Aaron Loop on Saturday, April 26, 2025 at 8:00 a.m.

Mayor Stimpson announced a Household Hazardous Waste collection event will be held on Saturday, April 26, 2025, from 9:00 a.m. – 1:00 p.m. at the James Seals Community Center.

Mayor Stimpson stated that the National Prescription Drug Take Back Day will take place on Saturday, April 26, 2025 in front of Police Headquarters from 10:00 a.m. – 2:00 p.m.

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Mayor Stimpson read a proclamation declaring May 6, 2025 as “Nursing Healthy Appetites Day” in Mobile.

ADOPTION OF THE AGENDA

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

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

Nays: None

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

APPEALS

Request of Andre Bend for a waiver of the Noise Ordinance at 104 Royal Street on May 24, 2025, from 11:00 a.m. – 7:00 p.m. (District 2).

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

Ayes: 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 Terrence Anderson for a waiver of the Noise Ordinance at Doyle Park on May 31, 2025, from 9:00 a.m. – 5:00 p.m. (District 3).

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

Ayes: 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 Ethan Hubbell for a waiver of the Noise Ordinance at Public Safety Memorial Park on June 27, 2025, from 6:00 p.m. – 10:00 p.m. (District 5).

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

Ayes: 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 Vicki Crawford for a waiver of the Noise Ordinance at 7490 Quency Drive on May 5, 2025, from 6:00 p.m. – 10:00 p.m. (District 6).

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

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

Nays: None

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

Request of Celia Mann Baehr for a waiver of the Noise Ordinance at Medal of Honor Park on May 11, 2025, from 1:30 p.m. – 7:30 p.m. (District 6).

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

Ayes: 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 Sandra Terry for a waiver of the Noise Ordinance at Langan Park on June 27, 2025, from 9:00 a.m. – 4:00 p.m. (District 7).

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

Ayes: 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 Terrence Anderson for a waiver of the Noise Ordinance at Langan Park on October 11, 2025, from 9:00 a.m. – 5:00 p.m. (District 7).

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

Ayes: 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.

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Liliana Geier, 256 Karis Drive Dadeville, AL 36853, thanked the Council for sponsorship of bullying prevention.

Clarence Ball, 1 Southern Way, offered comments in support of his rezoning request for property located at 3300 Knollwood Drive.

Teresa Bettis, 602 Bel Air Boulevard, addressed the City's need and duty to support affordable housing.

Greenlee Yeager, P.O. Box 40621, Mobile, AL 36640, provided information about Miss Jubilee Teen/Miss Alabama Teen and breast cancer awareness.

Fred Wheeler, 8405 Sterling Drive, promoted motorcycle safety and driver awareness, recent fatality of Mobile Fireman, and working with State agencies to bring the course back to Mobile.

Timothy Hollis, 1924 Seale Street, offered recommendations for Mobile housing income standards.

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Reggie Hill, Mobile, Al, housing (public, affordable, revitalization), economic development (major projects, budgeting, ARP, performance contracts), Parks and Recreation Department (park amenities, facility usage), and legal procedures (executive sessions, 3rd party law firms, OPR, Legal Department, mayoral privileges, and various land grabs).

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT WITH ALABAMA POOLWORKS, LLC FOR POOL CHEMISTRY MAINTENANCE SERVICES; NTE \$75,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-589-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, an agreement, by and between the City of Mobile and Alabama Poolworks, LLC, for professional pool chemistry maintenance services, for one year, renewable without further action by City Council for two additional one-year periods, in a total amount not to exceed \$75,000.00 per year, as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the Office of the City Clerk.

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

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

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

AUTHORIZE PUBLIC WORKS COOPERATIVE AGREEMENT AND CONSTRUCTION CERTIFICATION WITH THE BOARD OF WATER AND SEWER COMMISSIONERS FOR THE CITY OF MOBILE FOR THE ONE MOBILE PROJECT; \$3,000,000.00. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-590-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, WHEREAS, the Mayor and City Clerk, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Public Works Cooperative Agreement and the Construction Certification between the City of Mobile and the Board of Water and Sewer Commissioners, for the One Mobile: Reconnecting People, Work and Play through Complete Streets project, and to perform all acts necessary in connection with the Cooperative Agreement and the Construction Certification, as outlined in the agreements attached hereto and made a part hereof as though set forth in full herein. A copy of said agreements are on file in the office of the City Clerk.

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

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

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

AUTHORIZE AGREEMENT WITH GORAM AIR CONDITIONING COMPANY, INC. FOR WEST REGIONAL LIBRARY CHILLER REPLACEMENT; \$407,400.000. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-591-2025

Sponsored by: Mayor Stimpson and Councilmember Reynolds

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, an Agreement, 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: Goram Air Conditioning Company, Inc.

Project Name: West Regional Library – Chiller Replacement

Project Number: LI-014-24

Amount: \$407,400.00

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

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR NETWORK WIRELESS ACCESS POINTS, SWITCHES, AND TRANSCEIVERS FOR MIT; \$79.919.14. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-593-2025

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>22658</u>	2025	(5000) INFORMATION TECHNOLOGY	NETWORK WIRELESS ACCESS POINTS SWITCHES AND TRANSCEIVERS FOR MIT (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, AT PRICE LESS THAN STATE CONTRACT)	\$79,919.14	<u>(272932) CDW GOVERNMENT LLC</u>

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

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

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR NETWORKS SWITCHES AND TRANSCEIVERS FOR MIT; \$53,993.14. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-594-2025

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>22553</u>	2025	(5000) INFORMATION TECHNOLOGY	NETWORK SWITCHES AND TRANSCEIVERS FOR MIT (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, AT PRICE LESS THAN STATE CONTRACT)	\$53,993.14	<u>(272932) CDW GOVERNMENT LLC</u>

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

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

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APPROVE PURCHASE ORDER TO JACKSON CREEK MFG. INC. FOR ANIMAL TRANSPORT TRAILER FOR ANIMAL SERVICES; \$63,852.50. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-595-2025

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>628</u>	2025	(1546) ANIMAL SHELTER	ANIMAL TRANSPORT TRAILER FOR ANIMAL SERVICES (SEALED BID 5934)	\$63,852.50	<u>(299675) JACKSON CREEK MFG., INC</u>

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

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

AUTHORIZE CONTRACT WITH D'ALO GREEN TO PROVIDE PREVENTION AND INTERVENTION SERVICES TO STUDENTS IN MOBILE COUNTY PUBLIC SCHOOLS; \$65,000.00 PER YEAR. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-596-2025

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, the Professional Services Contract between the City of Mobile and D'Alo Green, to identify and mitigate early warnings of violence and self-harm committed by students through prevention and intervention, by implementing safety protocols and collaborating with stakeholders to ensure a secure and supportive environment for students both on and off campus, to last for a period of three (3) years and the total amount not to exceed SIXTY-FIVE THOUSAND DOLLARS (\$65,000.00) annually, for services as outlined in said Contract made a part hereof by reference. A copy of said Contract is on file in the office of the City Clerk.

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

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

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

CONSIDER A VACATION FEE AS A CONDITION OF THE VACATION OF CITY RIGHT-OF-WAY LOCATED ON THE WEST SIDE OF KNOLLWOOD DRIVE JUST NORTH OF MEDICAL PARK DRIVE. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 47-597-2025

Sponsored by: Councilmember Reynolds

BE IT RESOLVED by the City Council of the City of Mobile that the vacation fee for the vacation of City right-of-way located on the west side of Knollwood Drive just north of Medical Park Drive, as per Resolution **47-446** is hereby set at \$53,980.68.

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

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

Nays: Penn

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; BENNETT.

The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 60-598-2025

Sponsored by: Mayor Stimpson

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

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

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

Nays: Penn

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; BORDERLINES CARTAGE, INC.

The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 60-599-2025

Sponsored by: Mayor Stimpson

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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 Borderlines Cartage, Inc. as outlined in the Settlement Agreement and Release of Claims. A copy of said settlement agreement is on file in the Office of the City Clerk.

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

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

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

RESCIND RESOLUTION 01-438, ADOPTED MARCH 11, 2025. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-603-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Resolution 01-438, adopted March 11, 2025, authorizing an Agreement with the Alabama Department of Transportation for the I-10 Mobile River Bridge and Bayway Project be declared null and void and rescinded in its entirety because of necessary changes to the Agreement.

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

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

AUTHORIZE AGREEMENT WITH ALABAMA DEPARTMENT OF TRANSPORTATION OF I-10 MOBILE RIVER BRIDGE AND BAYWAY PROJECT. The following resolution, which was introduced and read at the regular meeting of April 15, 2025, and held over until the regular meeting of April 22, 2025, was called up by the Presiding Officer.

RESOLUTION: 01-604-2025

Sponsored by: Mayor Stimpson

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

Name of Company: Alabama Department of Transportation (ALDOT)

Project Name: I-10 Mobile River Bridge and Bayway Project

The resolution was read by the City Clerk, whereupon Councilmember Daves moved to

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

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

Nays: Penn

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

ORDINANCES BEING INTRODUCED

AMEND CHAPTER 25, ARTICLE 1, "GARBAGE AND TRASH", SECTION 5, "HOUSEHOLD GARBAGE" AND ARTICLE III "ENFORCEMENT", SECTION 33, "PENALTIES", OF THE MOBILE CITY CODE. The following ordinance was held over until the regular meeting of April 29, 2025.

ORDINANCE: 25-018-2025

Sponsored by: Councilmember Woods

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

Mobile City Municipal Code Section 25-5 is amended and restated as follows:

(a) Frequency. Pickup of household garbage is once per week based on the household address. Holiday schedules may vary.

(b) Garbage cart issuance. The city will assign an initial ninety-six-gallon or sixty-four-gallon garbage cart to newly constructed residential units. All existing households eligible for collection are required to have a city-assigned garbage cart. An additional or replacement garbage cart may be assigned to the address by the city for a fee (for a total limit of two (2) per household). Title of the garbage cart shall at all times remain with the city. Payment options can be found by checking the city website at www.CityofMobile.org or by calling Mobile 311 at 251-208-5311.

(c) Garbage carts.

(1) All household garbage shall be contained inside plastic bags and placed inside of a city-issued garbage cart. All garbage carts shall be closed to prevent animals from scattering the garbage. Garbage carts overloaded so that lids will not close will not be picked up.

(2) No intentional marking, drawing, or writing, or the intentional etching onto the exterior of the garbage cart is allowed. Address may be added to the inside of the lid using any preferred method except etching.

(3) Removal of garbage cart from the assigned address shall be prohibited.

(4) If the garbage cart is damaged by the city beyond the point of serviceability, it will be replaced or repaired at no cost to the homeowner.

(5) Failure to comply with any provision of 25-5(c) shall be a violation punishable under article III hereof.

(d) Quantity. Each household shall be limited up to two (2) city-issued garbage carts. Unauthorized garbage carts will not be picked up.

(e) Maintenance. Garbage carts that have deteriorated to the extent of having jagged or sharp edges capable of causing injury to the garbage collectors or others whose duty it is to handle these carts, will not be collected. Deteriorated carts must be replaced at the cost of household. Garbage carts shall be kept cleaned, maintained, sanitized, and free of any other forms of deterioration inside and outside.

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(f) Location. All garbage carts shall be placed curbside and not placed in the street. Garbage carts should be placed with the handle facing away from the street to ensure the cart is aligned with the garbage truck loading mechanism. Carts placed in medians or on vacant lots will not be collected. Carts shall not obstruct the flow of traffic. Garbage carts not serviced on the scheduled route due to placement or obstruction (i.e., blocked by vehicles, etc.) will not receive additional/return service.

(g) Time. Household garbage containers shall be placed by the curb no earlier than 5:00 am the day before regular collection day, and empty containers should be returned to the household as soon as possible, but not later 6:00 am the day following collection day. If a resident does not know the collection day for their area, they may request this information by contacting Mobile 311 at 251-208-5311 or check the city website at www.cityofmobile.org. It shall be a violation of this chapter punishable under article III hereof to allow a container to remain by the curb beyond the time stated above.

(h) Hazardous materials/waste. It shall be a violation punishable under article III hereof to place these materials, as defined in 25-2, in garbage carts even if they are in a plastic bag.

(i) Scrap tires. It shall be a violation punishable under article III hereof to place these materials, as defined in 25-2, in garbage carts.

(j) Service on private roads. Garbage pickup on private roads can be arranged if the roads are sized, and owner maintained sufficiently to allow for the access and movement of city public services vehicles. Contact public services for procedures and requirements. The city reserves the right to deny or cease service.

Mobile City Municipal Code Section 25-33 is amended and restated as follows:

Sec. 25-33. - Penalties.

(a) It shall be unlawful for any person to violate any provision of chapter 25.

(b) First violation of chapter. For a first-time violation of this chapter, a defendant may elect to plead guilty before a magistrate. The penalty shall be a fifty dollars (\$50.00) fine, plus court costs. A defendant in lieu of appearing before a magistrate may sign a guilty plea and waiver of trial provisions on a municipal offense ticket or uniform nontraffic citation and complaint ("UNTCC") and deliver the amount of the fine and costs to the clerk of the municipal court, or mail the correct amount pursuant to this section to the clerk of the municipal court, P.O. Box 2446, Mobile, Alabama 36652.

(c) Subsequent violations of chapter. For subsequent violations of this chapter a court appearance is required.

(d) Each day a separate violation. Each day a violation of this chapter is committed or permitted to continue shall constitute a separate offense.

(e) Penalty. Any person who appears in municipal court and is found guilty of a violation of this chapter may, in the discretion of the court, be punished by a fine of up to three hundred fifty dollars (\$350.00); or, in the alternative, may be subject to any lawful order including without limitation, community service or remedial action, including but not limited to picking up litter.

(f) Revocation or suspension of business license. Three (3) convictions of chapter 25 within a twelve-month period for offenses by a business establishment, or its agents, will result in immediate placement on the city council agenda for consideration of the suspension or revocation of the business license. See the City of Mobile Code, chapter 34.

(g) Schedule of fines. A schedule of fines for violations of this chapter shall be published in the municipal court magistrate's fine schedule, which appears at section 1-32 of the City Code.

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 09-605 through 60-608 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

TRANSFER FUNDS FROM DISTRICT 1 DISCRETIONARY ACCOUNT TO MOBILE PARKS & RECREATION TO ASSIST WITH THE CINCO DE MAYO CELEBRATION FOR THE THERAPEUTIC RECREATION CENTER.

The following resolution was introduced by Councilmember Daves.

ORDINANCE: 09-605-2025

Sponsored by: Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of **\$500.00** be transferred from the District 12 General Fund, Discretionary Account DSC-01, from General Fund Account 10041020-42080 to the Mobile Parks & Recreation to assist with the Cinco de Mayo Celebration for the Therapeutic Recreation Center on May 5, 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: 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 TRINITY GARDENS COMMUNITY CIVIC CLUB SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT.

The following resolution was introduced by Councilmember Daves.

ORDINANCE: 60-606-2025

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate **\$2,500.00** to **Trinity Gardens Community Civic Club**, from the District 1 Discretionary Fund (10041020 42080); and

WHEREAS, Trinity Gardens Community Civic Club, is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Trinity Gardens Community Civic Club, will be used to assist with the annual Thanksgiving Service Project.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$2,500.00** to **Trinity Gardens Community Civic Club**, for the purposes described hereinabove and pursuant to language in the request

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serves a public purpose and the Council further approves and directs the payment of same.

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

Ayes: 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 PRINCE OF PEACE PARISH SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

ORDINANCE: 09-607-2025

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$5,000.00** to **Prince of Peace Parish**, from the District 2 Discretionary Fund (10041020 42080); and

WHEREAS, Prince of Peace Parish, 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 Prince of Peace Parish, will be used to assist with the upcoming community, fellowship, educations, and youth services event.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$5,000.00 Prince of Peace Parish**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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

Ayes: 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 (AL) CHAPTER KAPPA ALPHA PSI FRATERNITY, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

ORDINANCE: 09-608-2025

Sponsored by: Councilmember Gregory

WHEREAS, Councilmember Gregory wishes to appropriate **\$3,000.00** to **Mobile (AL) Chapter Kappa Alpha Psi Fraternity, Inc.**, from the District 7 Discretionary Fund (10041020 42080); and

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WHEREAS, Mobile (AL) Chapter Kappa Alpha Psi Fraternity, 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 (AL) Chapter Kappa Alpha Psi Fraternity, Inc., will be used to assist with the Joe Smith Memorial Scholarship's 18th Annual Golf Tournament on May 5, 2025.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$3,000.00** to **Mobile (AL) Chapter Kappa Alpha Psi Fraternity, Inc.**, for the purposes described hereinabove and pursuant to language in the request serves a public purpose and the Council further approves and directs the payment of same.

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

Ayes: 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 CIP RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider CIP resolution 21-610 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CIP RESOLUTIONS BEING INTRODUCED

TRANSFER FUNDS FROM CAPITAL PROJECT D1 MOBILE CIP GREENWAY INITIATIVE TO CAPITAL PROJECT D1 US 45 MEDIAN IMPROVEMENTS; \$600,000.00. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 09-609-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$600,000.00 in the Capital Improvement Fund (2000) be reallocated from Capital Project C0291 CIP Mobile Greenway Initiative to Capital Project C0721 US 45 Median Improvements.

AUTHORIZE CONTRACT WITH ISAIAH ENGINEERING, INC. FOR FIGURES PARK – COMMUNITY CENTER MECHANICAL IMPROVEMENTS; \$40,850.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-610-2025

Sponsored by: Mayor Stimpson and Councilmember Penn

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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, an Agreement, 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: Isaiah Engineering, Inc.

Project Name: CIP Figures Park – Community Center
 Mechanical Improvements

Project Number: PR-035-25

Amount: \$40,850.00

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: 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 MCCRORY & WILLIAMS, INC. FOR REPAIR AND STABLIZATION OF EROSION AREAS AT AZALEA GOLF COURSE AND 12 MILE CREEK; \$56,900.00. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 21-611-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, 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. A copy of said executed agreement will be on file in the office of the City Clerk.

Name of Company: McCrory & Williams, Inc.

Project Name: Erosion Mitigation at Azalea Golf Course and 12 Mile Creek
 COM Project No. 2025-3005-20

Cost: \$56,900.00

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 08-615, 08-617, and 08-618 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

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RESCIND RESOLUTION 01-793, ADOPTED NOVEMBER 10, 2020, AND ALLOCATE \$1,500,000.00 TO CAPITAL IMPROVEMENTS RESERVE IN THE CAPITAL IMPROVEMENT FUND. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 01-612-2025

Sponsored by: Mayor Stimpson

WHEREAS the City Council of the City of Mobile authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Intergovernmental Agreement between the City of Mobile (“City”) and Mobile County, Alabama (“County”) to contribute \$1,500,000 for the design and construction of a two-lane extension of Nevius Road with Resolution #01-793; adopted on November 10, 2020; and

WHEREAS the design and construction of this project has been postponed and/or cancelled,

NOW THEREFORE, BE RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Resolution #01-793; adopted on November 10, 2020, be declared null and void and rescinded in its entirety and \$1,500,000 be allocated to C0116 Capital Improvements Reserve, in the Capital Improvement Fund (Fund 2000).

AUTHORIZE AMENDMENT #2 TO THE AGREEMENT WITH WSP, INC. FOR MOBILE AREA STORM WATER MAPPING & RESILIENCY PLANNING; \$549,920.28 ADDITIONAL. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 01-613-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, amendment no. 2 to the contract, by and between the City of Mobile and the company listed below, for work as outlined in the amendment attached hereto and made a part hereof as set forth in full. The City Council finds that the work to be performed is within the scope of the original professional services contract, is necessary and of reasonable cost, and the amendment is in the best interest of the public and the City. A copy of said executed amendment will be on file in the office of the City Clerk.

Name of Company: WSP USA Environment & Infrastructure, Inc.

Project Name: Mobile Area Storm Water Mapping & Resiliency Planning
COM Project No. 2020-2045-07

Cost: \$549,920.28 (Additional Amount)

ACCEPT BID AWARDS FOR LIMESTONE AGGREGATE. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 08-614-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Awards, to the designated vendors for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further

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approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
<u>5943</u>	Limestone Aggregate	4	See bid tabulation	One year, renewable for an additional two years.	<u>(228600) Vulcan Construction Materials LP</u>

APPROVE PURCHASE ORDER TO CDW GOVERNMENT, LLC FOR ANNUAL RENEWAL OF NETMOTION REMOTE ACCESS SECURITY SOFTWARE FOR MIT; \$16,225.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-615-2025

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>22695</u>	2025	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF NETMOTION REMOTE ACCESS SECURITY SOFTWARE FOR MIT (BID EXEMPT AS SOFTWARE, SOURCEWELL COOPERATIVE PURCHASING AGREEMENT)	\$16,225.00	<u>(272932) CDW GOVERNMENT LLC</u>

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: 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 DEERE & COMPANY FOR UTILITY TRACTOR FOR PARKS DEPARTMENT; \$68,224.65. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 08-616-2025

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>22486</u>	2025	(F7000) MOTOR POOL	JOHN DEERE 5095M UTILITY TRACTOR FOR PARKS DEPARTMENT (AL STATE CONTRACT)	\$68,224.65	<u>(295477) DEERE & COMPANY</u>

APPROVE PURCHASE ORDER TO TECHNOLOGY INTERNATINAL, INC. FOR HEAVY DUTY POLICE BARRICADES FOR TRAFFIC ENGINEERING; \$40,500.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-617-2025

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>20101</u>	2025	(2060) TRAFFIC ENGINEERING	500 HEAVY DUTY POLICE BARRICADES FOR TRAFFIC ENGINEERING (SEALED BID 5927)	\$40,500.00	<u>(299704) TECHNOLOGY INTERNATIONAL, INC</u>

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: 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 TRUCK EQUIPMENT SALES, INC. FOR TRAILER FOR PUBLIC BUILDINGS; \$16,074.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-618-2025

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>20191</u>	2025	(3035) FACILITY MAINTENANCE	10-FOOT DROP DECK TRAILER FOR PUBLIC BUILDINGS (PRICE BELOW BID REQUIREMENT)	\$16,074.00	(208560) TRUCK EQUIPMENT SALES INC

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: 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.

RE-ALLOCATE FUNDS FROM CAPITAL PROJECT #C0116 IN THE CAPITAL IMPROVEMENT FUND TO VARIOUS CAPITAL PROJECTS; \$1,176,220.00. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 09-619-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$1,176,220.00 in the Capital Improvement Fund (2000) be reallocated from Capital Project #C0116 Capital Improvement Reserve to the following Capital Improvement Projects:

C0915	CIP Fire Station 19 Design & Bldg.	\$500,000
C0577	Conv Center Exterior Painting	90,000
C0981	Pinehill Recycle Center Mod Bldg.	100,000
C0806	Civic Center New Parking Facility	486, 220

AUTHORIZE CONTRACT WITH THOMAS INDUSTRIES, INC. FOR CRUISE TERMINAL PARKING DECK REPAIRS; \$428,880.00. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 21-620-2025

Sponsored by: Mayor Stimpson and Councilmember Carroll

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, an Agreement, 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: Thomas Industries, Inc.

Project Name: Mobile, Alabama Cruise Terminal – Parking Dec Repairs

Project Number: CT-009-24

Amount: \$428,880.00

AUTHORIZE CONTRACT WITH WASTE PRO USA, INC. FOR DUMPSTER SERVICES AT VARIOUS CITY LOCATIONS; \$998,000.00. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 21-621-2025

Sponsored by: Mayor Stimpson

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

Name of Company: WASTE PRO USA, INC.

Project Name: SERVICE CONTRACT – VARIOUS LOCATIONS
DUMPSTER SERVICE

Project Number: SC-020-25

Amount: AS NEEDED, AT SPECIFIED UNIT PRICING, IN AN
APPROXIMATE AMOUNT OF \$98,000.00

AUTHORIZE EXTENSION OF TEMPORARY SITE LEASE WITH NEW CINGULAR WIRELESS PCS, LLC FOR INSTALLATION OF NEW CELL FACILITY AT THE CRUISE TERMINAL. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 35-622-2025

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, the Temporary Site License between New Cingular Wireless, PCS, LLC and the City of Mobile for the purpose of installing a cell facility in the City of Mobile, Alabama Cruise Terminal, and to perform all acts necessary 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.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; BURGESS. The following resolution was held over until the regular meeting of April 29, 2025.

RESOLUTION: 60-623-2025

Sponsored by: Mayor Stimpson

BE IT RESOLVED by the City Council of the City of Mobile, that the City Attorney and the City Council Attorney, or their respective designees, be, and they hereby are, authorized to execute for and on behalf of the City of Mobile and the City Council of the City of Mobile, Alabama, the Settlement Agreement and Release of Claims arising out of the claim of Barry Burgess, 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.

CORRECT RESOLUTION 21-571, ADOPTED ON APRIL 15, 2025. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 21-631-2025

Sponsored by: Mayor Stimpson

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WHEREAS, the Mobile City Council adopted Resolution 21-571 on April 15, 2025, authorizing a contract with Jordan DeLass to provide racquet stringer services for the Parks and Recreation Department; and,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Resolution 21-571 be corrected to show that the correct amount of the contract is \$80,000.00.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER A CONDITIONAL USE PERMIT FOR PROPERTY LOCATED AT 2411 VENETIA ROAD (SCHEDULED FOR MAY 27, 2025) (DISTRICT 4). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-624-2025

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

Notice of Public Hearing to Consider a Conditional Use Permit to Allow a Short-Term Rental for Property Located at 2411 Venetia Road

Pursuant to Resolution of the Mobile, Alabama City Council adopted April 22, 2025, a public hearing will be held on the 27th day of May, 2025, at 10:30 a.m., to consider adoption of an ordinance for a Conditional. Use Permit to allow a short-term rental in an R-1, Single-Family Residential Suburban District, for property located at 2411 Venetia Road.

The public hearing will be held in the Auditorium of Government Plaza, 205 Government Street, Mobile, Alabama. All persons who desire shall have an opportunity to be heard in favor of or in opposition to the proposed amendment at such time and place. Further, the City Council may consider 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

WHEREAS, a Conditional Use Permit application was filed on January 27, 2025, to allow a Short-Term Rental in an R-1, Single-Family Residential Suburban District, located at 2411 Venetia Road and described as follows:

ALL THAT REAL PROPERTY SITUATED IN THE COUNTY OF MOBILE, STATE OF ALABAMA, DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT A POINT ON THE NORTH BANK OF DOG RIVER WHERE SAID RIVER IS INTERSECTED BY THE EAST LINE OF A LOT CONVEYED BY DANIEL B. FISHER TO MARY E. BENTON BY DEED DATED DECEMBER 6, 1928, AND RECORDED IN DEED BOOK 222 N.S. PAGE 88, PROBATE RECORDS OF MOBILE COUNTY, ALABAMA, WHICH POINT IS 317.8 FEET EAST OF THE WEST LINE OF THE LELANDE TRACT, MEASURED ALONG A LINE AT RIGHT ANGLES TO THE WEST LINE OF THE LELANDE TRACT, AND FROM SAID POINT OF BEGINNING RUNNING THENCE NORTH 4 DEGREES EAST ALONG THE EAST LINE OF SAID PROPERTY CONVEYED TO MARY E. BENTON, AND NOW OR FORMERLY OWNED BY VENETIA D. MCCLURE, 1145 FEET, MORE OR LESS, TO A POINT ON THE SOUTH SIDE OF A ROADWAY RUNNING EAST AND WEST, WHICH POINT IS 375.8 FEET EAST OF THE WEST LINE OF SAID LELANDE TRACT RUNNING THENCE EAST ALONG THE SOUTH SIDE OF SAID ROADWAY 84 FEET 10 INCHES, MORE OR LESS, TO THE NORTHWEST CORNER OF A LOT CONVEYED BY DANIEL B. FISHER TO ALICE B MAXFIELD, AS GUARDIAN BY DEED DATED JANUARY 21,

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1932, AND RECORDED IN DEED BOOK 237 N.S. PAGE 175, PROBATE RECORDS OF MOBILE COUNTY, ALABAMA, THENCE RUNNING SOUTH ALONG THE WEST LINE OF SAID LOT SO CONVEYED TO ALICE B. MAXFIELD, AS GUARDIAN, 475 FEET TO THE SOUTHWEST CORNER THEREOF, THENCE RUNNING EAST ALONG THE SOUTH LINE OF SAID LOT 150 FEET TO THE SOUTHEAST CORNER THEREOF, THENCE RUNNING SOUTH ALONG A LINE PARALLEL WITH THE WEST LINE OF THE LELANDE TRACT 685 FEET, MORE OR LESS, TO THE NORTH BANK OF DOG RIVER, THENCE WESTWARDLY ALONG THE NORTH BANK OF DOG RIVER TO THE PLACE OF BEGINNING. SAID LOT BEING BOUNDED ON THE NORTH BY SAID ROADWAY AND THE PROPERTY CONVEYED TO ALICE B. MAXFIELD, AS GUARDIAN, ON THE EAST BY PROPERTY NOW OR FORMERLY OF DANNER, SOUTH BY DOG RIVER AND ON THE WEST BY PROPERTY FORMERLY OF MARY E. BENTON, NOW OR FORMERLY OF VENETIA D. MCCLURE.

WHEREAS, the Planning Commission held a public hearing on the requested Conditional Use Permit on March 20, 2025, and recommended approval of the Conditional Use Permit subject to the following conditions:

1. Provision of a revised site plan and any restrictions and/or conditions concerning the use of the property to Planning and Zoning for review prior to recording, and provision of a copy of the recorded site plan and any restrictions and/or conditions concerning the use of the property (hard copy and pdf) to Planning and Zoning; and,

2. Full compliance with all municipal codes and ordinances

WHEREAS, the City Council finds that the Conditional Use Permit request:

1. Is consistent with all applicable requirements of this Chapter, including:
 - (a) Any applicable development standards; and
 - (b) Any applicable use regulations.
2. Is compatible with the character of the surrounding neighborhood;
3. Will not impede the orderly development and improvement of surrounding property; and
4. Having considered the applicable factors, the request will not adversely affect the health, safety or welfare of persons living or working in the surrounding neighborhood or be more injurious to property or improvements in the neighborhood.
5. Is designed to provide ingress and egress that minimizes traffic hazards and traffic congestion on the public roads;
6. Is designed to minimize the impact on storm water facilities;
7. Will be adequately served by water and sanitary sewer services;
8. Is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke, or gas; and
9. Shall not be detrimental to or endanger the public health, safety or general welfare.
10. The proposed use will meet the City's and the larger community's best interests and the need, benefit, or public purpose of the proposed request.

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

Section One: That the Conditional Use Permit is hereby approved with the following required conditions:

1. Provision of a revised site plan and any restrictions and/or conditions concerning the use of the property to Planning and Zoning for review prior to recording, and provision of a copy of the recorded site plan and any restrictions and/or conditions concerning the use of the property (hard copy and pdf) to Planning and Zoning; and,

2. 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

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call for the public hearing, which was seconded by Councilmember Woods and the vote was as follows:

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND ARTICLE 5, SECTION 64-5-4.C.2 AND SECTION 64-5-4.D., "NEIGHBORHOOD MEETINGS", OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-625-2025

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

NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That paragraph C.2 of the Neighborhood Meetings section of the Unified Development Code, entitled Postal Notification, section 64-5-4 of the Mobile City Code, be amended by adding a subparagraph (a) so that paragraph C.2 will then read in its entirety as follows:

2. Postal notification. The Applicant shall mail notice of the Neighborhood Meeting, as required for the corresponding Application, fifteen (15) days prior to the Neighborhood Meeting.

(a) Applicant at the same time shall provide by electronic means a copy of the mailed notice to the Director and to the City Council representative for the district where the subject property is located.

That paragraph D of the Neighborhood Meetings section of the Unified Development Code, entitled Proceedings of Neighborhood Meeting, section 64-5-4 of the Mobile City Code, be amended by adding language to subparagraphs 2 and 3 so that it will then read in its entirety as follows:

D. Proceedings of Neighborhood Meeting.

1. At the Neighborhood Meeting the Applicant shall provide a complete overview of the proposed Application, including a project description and a complete explanation and details of the proposed Development which are sufficient for residents to gain an understanding of the specific application.

(a) For Conditional Use Permits and Planned Developments, a Site Plan and Building elevations shall also be provided.

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2. The meeting shall be held on weekdays, between the hours of 5:00 p.m. and 8:00 p.m. for at least one (1) hour in duration.

3. Meetings must be held in a public or institutional building such as a school, library, community center or similar facility, which will accommodate the anticipated attendance. The meeting shall be located near the proposed Site but not more than a distance of one (1) mile from the proposed Site. If there is no adequate facility to accommodate the meeting within such distance, then the meeting shall be held at the nearest available facility, with the prior approval of the Director.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025.

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

SECTION ONE. That paragraph C.2 of the Neighborhood Meetings section of the Unified Development Code, entitled Postal Notification, section 64-5-4 of the Mobile City Code, is hereby amended so that paragraph C.2 now reads in its entirety as follows:

2. Postal notification. The Applicant shall mail notice of the Neighborhood Meeting, as required for the corresponding Application, fifteen (15) days prior to the Neighborhood Meeting.

(a) Applicant at the same time shall provide by electronic means, a copy of the mailed notice to the Director and to the City Council representative for the district where the subject property is located.

SECTION TWO. That paragraph D of the Neighborhood Meetings section of the Unified Development Code, entitled Proceedings of Neighborhood Meeting, section 64-5-4 of the Mobile City Code, is hereby amended so that it now reads in its entirety as follows:

D. Proceedings of Neighborhood Meeting.

1. At the Neighborhood Meeting the Applicant shall provide a complete overview of the proposed Application, including a project description and a complete explanation and details of the proposed Development which are sufficient for residents to gain an understanding of the specific Application.

(a) For Conditional Use Permits and Planned Developments, a Site Plan and Building elevations shall also be provided.

2. The meeting shall be held on weekdays, between the hours of 5:00 p.m.. and 8:00 p.m. for at least one (1) hour in duration.

3. Meetings must be held in a public or institutional building such as a school, library, community center or similar facility, which will accommodate the anticipated attendance. The meeting shall be located near the proposed Site but not more than a distance of one (1) mile from the proposed Site. If there is no adequate facility to accommodate the meeting within such distance, then the meeting shall be held at the nearest available facility, with the prior approval of the Director.

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

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

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

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

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND SECTION 64-3-12, "PARKING AND LOADING", OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-626-2025

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

NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That paragraph A.1 of the Parking and Loading section of the Unified Development Code, entitled Applicability, section 64-3-12 of the Mobile City Code, be amended to add the following as paragraph (c):

(c) The area bounded by Beauregard Street on the North, the Mobile River on the East, Eslava Street on the South, and Water Street on the West, shall be exempt from the parking requirements of this section.

That paragraph 8.1 of the Parking and Loading section of the Unified Development Code, entitled Applicability, section 64-3-12 of the Mobile City Code, be amended to add the following as paragraph (b):

(b) The area bounded by Beauregard Street on the North, the Mobile River on the East, Eslava Street on the South, and Water Street on the West, shall be exempt from the off-street loading facilities requirements of this section.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

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Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025.

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

SECTION ONE. That paragraph A.1 of the Parking and Loading section of the Unified Development Code, entitled Applicability, section 64-3-12 of the Mobile City Code, is hereby amended to add the following as paragraph (c):

(c)The area bounded by Beauregard Street on the North, the Mobile River on the East, Eslava Street on the South, and Water Street on the West, shall be exempt from the parking requirements of this section.

SECTION TWO. That paragraph B.1 of the Parking and Loading section of the Unified Development Code, entitled Applicability, section 64-3-12 of the Mobile City Code, is hereby amended to add the following as paragraph (b):

(b)The area bounded by Beauregard Street on the North, the Mobile River on the East, Eslava Street on the South, and Water Street on the West, shall be exempt from the off-street loading facilities requirements of this section.

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

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

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

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

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND SECTION 64-8-2, "LOT OF RECORD", OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-627-2025

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

NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all

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persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That the definition of "Lot of Record" in the Unified Development Code, section 64- 8-2 of the Mobile City Code, be amended so that said definition now reads in its entirety as follows:

Lot of Record

A lot which is part of a subdivision, the plat of which has been recorded in the Office of the Probate Court of Mobile County, or a lot described by metes and bounds, the description of which has been recorded in the Office of the Probate Court of Mobile County prior to the date of annexation or March 8, 1962.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025.

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

SECTION ONE. That the definition of "Lot of Record" in the Unified Development Code, section 64-8-2 of the Mobile City Code, is hereby amended so that said definition now reads in its entirety as follows:

Lot of Record: A lot which is part of a subdivision, the plat of which has been recorded in the Office of the Probate Court of Mobile County, or a lot described by metes and bounds, the description of which has been recorded in the Office of the Probate Court of Mobile County, prior to the date of annexation or March 8, 1962.

SECTION TWO. The provisions of this Ordinance are supplemental and shall

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

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

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

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND SECTION 64-5-8, "PREVIOUSLY APPROVED PLANNING APPROVALS AND PLANNED UNIT DEVELOPMENTS", OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-628-2025

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the City Clerk be, and she hereby is, instructed to publish in a newspaper of general

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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 OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That paragraph B.1 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Minor Changes, section 64-5-8 of the Mobile City Code, be amended so that paragraph B.1 will then read in its entirety as follows:

B. Modifications

1. Minor changes. Landscaping and tree plantings, building elevation, building materials, parking lot design, screening fences or walls, building location (not reducing Setbacks or buffers), or similar elements of site or building design, may be allowed, subject to administrative approval of a revised site plan. A minor modification must comply with all criteria below.

(a) The proposed modification would not create more than a ten percent (10%) increase in building footprint for the site above what the Planning Commission approved; however; not to exceed a total increase of one thousand (1,000) square feet for the building.

(b) The proposed modification does not increase the overall boundaries of the existing site.

(c) No additional parking or curb cuts are proposed, and the modification does not require additional parking or curb cut(s).

(d) The proposed modification does not reduce existing parking, landscaping, setback, buffer requirements or any conditions as required by the previously approved Planning Approval or Planned Unit Development.

(e) The proposed increase in building footprint does not encroach any closer to a residential boundary line than existing or approved buildings along the same property line.

(f) All proposed modifications must fully comply with all other requirements of this Chapter

The determination of whether a proposed modification constitutes a minor change is subject to the criteria above and is in the sole discretion of the Director.

That paragraph B.2 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Major Modifications, section 64-5-8 of the Mobile City Code, be amended by deleting paragraphs (d) (entitled "Appeals"), (e) (entitled "Expiration"), and (f) (entitled "Recording and recordkeeping").

That section 64-5-8 be amended by adding the following subparagraphs:

C. Expiration. If no construction permit is obtained to implement the approved modification within two (2) years after approval, the approved modification shall expire, unless an extension request is filed with the Planning Commission prior to expiration, and subsequently approved by the City Council.

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D. Recording and Recordkeeping

1. The modification, including all restrictions, conditions and site plan concerning the uses of the property shall be recorded in the Office of the Judge of Probate. The documents to be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the Director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to reflect the approved Planned Development.

E. Appeals. Appeal of any City Council action may be made to the Mobile County Circuit Court within forty-two (42) days of the date of the Council Action.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025.

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

SECTION ONE. That paragraph 8.1 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Minor Changes, section 64-5-8 of the Mobile City Code, is hereby amended so that paragraph 8.1 now reads in its entirety as follows:

B. Modifications.

1. Minor changes. Landscaping and tree plantings, building elevation, building materials, parking lot design, screening fences or walls, building location (not reducing Setbacks or buffers), or similar elements of site or building design, may be allowed, subject to administrative approval of a revised site plan. A minor modification must comply with all criteria below.

(a) The proposed modification would not create more than a ten percent (10%) increase in building footprint for the site above what the Planning Commission approved; however, not to exceed a total increase of one thousand (1,000) square feet for the building.

(b) The proposed modification does not increase the overall boundaries of the existing site.

(c) No additional parking or curb cuts are proposed, and the modification does not require additional parking or curb cut(s).

(d) The proposed modification does not reduce existing parking, landscaping, setback, buffer requirements or any conditions as required by the previously approved Planning Approval or Planned Unit Development.

(e) The proposed increase in building footprint does not encroach any closer to a residential boundary line than existing or approved buildings along the same property line.

(f) All proposed modifications must fully comply with all other requirements of this Chapter

The determination of whether a proposed modification constitutes a minor change is subject to the criteria above and is in the sole discretion of the Director.

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SECTION TWO. That paragraph B.2 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Major Modifications, section 64-5-8 of the Mobile City Code, is hereby amended by deleting paragraphs (d) (entitled "Appeals"), (e) (entitled "Expiration"), and (f) (entitled "Recording and recordkeeping").

SECTION THREE. That section 64-5-8 is hereby amended by adding the following subparagraphs:

C. Expiration. If no construction permit is obtained to implement the approved modification within two (2) years after approval, the approved modification shall expire, unless an extension request is filed with the Planning Commission prior to expiration and subsequently approved by the City Council.

D. Recording and Recordkeeping

1. The modification, including all restrictions, conditions and site plan concerning the uses of the property shall be recorded in the Office of the Judge of Probate. The documents to be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the Director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to reflect the approved Planned Development.

E. Appeals. Appeal of any City Council action may be made to the Mobile County Circuit Court within forty-two (42) days of the date of the Council Action.

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

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

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

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

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND "RECORDING AND RECORDKEEPING" REQUIREMENTS OF SECTIONS 64-5-5, 64-5-6, AND 64-5-7 OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-629-2025

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

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NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That paragraph 8.1 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Minor Changes, section 64-5-8 of the Mobile City Code, be amended so that paragraph B.1 will then read in its entirety as follows:

B. Modifications

1. Minor changes. Landscaping and tree plantings, building elevation, building materials, parking lot design, screening fences or walls, building location (not reducing Setbacks or buffers), or similar elements of site or building design, may be allowed, subject to administrative approval of a revised site plan. A minor modification must comply with all criteria below.

(a) The proposed modification would not create more than a ten percent (10%) increase in building footprint for the site above what the Planning Commission approved; however, not to exceed a total increase of one thousand (1,000) square feet for the building.

(b) The proposed modification does not increase the overall boundaries of the existing site.

(c) No additional parking or curb cuts are proposed, and the modification does not require additional parking or curb cut(s).

(d) The proposed modification does not reduce existing parking, landscaping, setback, buffer requirements or any conditions as required by the previously approved Planning Approval or Planned Unit Development.

(e) The proposed increase in building footprint does not encroach any closer to a residential boundary line than existing or approved buildings along the same property line.

(f) All proposed modifications must fully comply with all other requirements of this Chapter

The determination of whether a proposed modification constitutes a minor change is subject to the criteria above and is in the sole discretion of the Director.

That paragraph B.2 of the Previously Approved Planning Approvals and Planned Unit Developments section of the Unified Development Code, entitled Major Modifications, section 64-5-8 of the Mobile City Code, be amended by deleting paragraphs (d) (entitled "Appeals"), (e) (entitled "Expiration"), and (f) (entitled "Recording and recordkeeping").

That section 64-5-8 be amended by adding the following subparagraphs:

C. Expiration. If no construction permit is obtained to implement the approved modification within two (2) years after approval, the approved modification shall expire, unless an extension request is filed with the Planning Commission prior to expiration, and subsequently approved by the City Council.

D. Recording and Recordkeeping

1. The modification, including all restrictions, conditions and site plan concerning the uses of the property shall be recorded in the Office of the Judge of Probate. The documents to

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be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the Director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to reflect the approved Planned Development.

E. Appeals. Appeal of any City Council action may be made to the Mobile County Circuit Court within forty-two (42) days of the date of the Council Action.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025.

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

SECTION ONE. That paragraph H of the Rezoning and Text Amendments section of the Unified Development Code, entitled Recording and Recordkeeping, section 64-5-5 of the Mobile City Code, is hereby amended so that paragraph H now reads in its entirety as follows:

H. Recording and Recordkeeping.

1. Restrictions and conditions concerning the permissible uses of the property shall be recorded in the Office of the Judge of Probate. The documents to be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the Director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to conform to the approved rezoning.

SECTION TWO. That paragraph I of the Conditional Use Permits section of the Unified Development Code, entitled Recording and Record keeping, section 64-5-6 of the Mobile City Code, is hereby amended so that paragraph I now reads in its entirety as follows:

1. Recording and Recordkeeping.

1. The Conditional Use Permit, including all restrictions and conditions concerning the uses of the property, shall be recorded in the Office of the Judge of Probate. The documents to be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to conform to the approved Conditional Use Permit.

SECTION THREE. That paragraph I of the Planned Development section of the Unified Development Code, entitled Recording and Recordkeeping, section 64-5-7 of the Mobile City Code, is hereby amended so that paragraph I now reads in its entirety as follows:

1. Recording and Recordkeeping.

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1. The Planned Development, including all restrictions and conditions concerning the uses of the property shall be recorded in the Office of the Judge of Probate. The documents to be recorded shall be submitted for review and approval by the Director prior to recording. A copy of the recorded document shall be provided to the director. Any and all recording costs shall be borne by the Applicant.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to conform to the approved Planned Development.

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

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

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

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

Ayes: 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 27, 2025.

CALL FOR PUBLIC HEARING TO AMEND SECTION 64-5-8.1, "TERMINATING A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT", OF THE UNIFIED DEVELOPMENT CODE (SCHEDULED FOR MAY 27, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-630-2025

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

NOTICE OF PUBLIC HEARING OF PROPOSED AMENDMENT OF THE UNIFIED DEVELOPMENT CODE

NOTICE is hereby given that the City Council of the City of Mobile proposes to consider the adoption of the below amendment to the Ordinance adopted on the 12th day of July, 2022, and known as the "Unified Development Code". The adoption of such amendment will be considered by the City Council of Mobile in the Auditorium of the Government Plaza in Mobile, Alabama on the 27th day of May, 2025 at 10:30 AM. At such time and place all persons who desire shall have an opportunity to be heard in opposition to or in favor of the amendment.

That Article 5 of the Unified Development Code, Chapter 64, Article 5 of the Mobile City Code, be amended to add section 64-5-8.1 which will read in its entirety as follows:

Section 64-5-8.1 Terminating a Previously Approved Planned Unit Development

A. Applicability. This Section applies to any Application seeking to terminate a Planned Unit Development that was approved prior to the effective date of this Chapter.

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B. Initiation. An Application. to terminate a Previously approved Planned Unit Development may be initiated by the property owner, or any authorized agent of the property owner, by filing a written Application with the Director. In the case of multiple owners, termination requires the consent of all owners.

C. Previous conditions of approval. If a previously approved Planned Unit Development was subject to conditions or use restrictions, the applicant must simultaneously file a rezoning application incorporating any such conditions or use restrictions. The termination application and rezoning application must be filed concurrently.

1. If a previously associated Rezoning Amendment included a condition limiting the rezoning approval to an approved Planned Unit Development, a Rezoning application to remove the condition must be submitted concurrently with the termination application.

D. Notice. The following notice is required for termination of a Planned Unit Development.

Table 64-5-8.1.1 Type and Description of Notice-Terminating a Previously Approved Planned Unit Development

Notice: Mail

When: 15 days prior to hearing before the Planning Commission and the City Council

Where/ To Whom | Additional Requirements:

- Mailed notice to each owner of property which either abuts or lies within 300 feet of the property the subject of the Application.
- Applicant to furnish names and addresses.
- The Director or City Clerk as applicable, will mail the notices.
- First Class mail is sufficient.

Notice: Sign

When: Posted 15 days prior to hearing before the Planning Commission

Where/ To Whom | Additional Requirements:

- Posted on subject Property.
- All signs must be posted in visible locations.

Notice: Publication

When: 15 days or 3 consecutive weeks prior to the hearing before the City Council

Where/ To Whom | Additional Requirements:

- Newspaper of general circulation in the City, per Code of Ala. § 11-52-77.

1. Notice shall be given:

(a) Before the Planning Commission Hearing:

1) Mail: Notice shall include the following information:

- a. A synopsis of the proposal;
- b. Time, date and place of the public hearing or meeting;
- c. Telephone number for the Planning Department; and
- d. The Planning Department's website address (URL).

2) Sign

(b) Before the City Council Hearing

1) Mail: Notice shall include the following information:

- a. A synopsis of the proposal;
- b. Time, date and place of the public hearing or meeting;
- c. A telephone number for the City Council; and
- d. The City Council's website address (URL).

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(2) Publication in accordance with the requirements of Alabama Code Section 1-52-77, as amended.

E. Decision.

1. Administrative Review. An Application to terminate an existing Planned Unit Development shall be filed with the Director. The Director shall transmit the Application with a report to the Planning Commission within forty-five (45) days after it is deemed complete.

2. Planning Commission Action

(a) If an Application is withdrawn after notice for a public hearing has been sent, then the Planning Commission shall not consider the same or similar Application within a period of six (6) months.

(b). An Application may receive a maximum one (1) holdover request and the Applicant shall be responsible for any costs incurred for re-notification of property owners.

(c). Following the public hearing, the Planning Commission shall prepare a record of its proceedings and recommend that the Application be approved, approved with conditions, or denied. The Planning Commission recommendation shall be filed with the City Council within 15 days after the date of the public hearing.

3. City Council Action

(a) The Council shall not take action on the Application until the Council receives the Planning Commission's final report and recommendation.

(b) Within thirty (30) days of receipt of the Planning Commission's final report and recommendation, the City Council shall place the item on its agenda for the scheduling of a public hearing.

(c) No action may be taken by the City Council until a public hearing has been held. The City Clerk shall notify the Applicant of the time and place of the public hearing and give public notice as required by this Chapter.

(d) At the conclusion of the hearing, the City Council shall approve, approve with conditions, or deny the application.

4. Conditions

(a) The City Council may attach appropriate conditions to mitigate any impact of the termination of the Planned Unit Development including conditions to carry forward those conditions, use restrictions and site plan requirements that were attached to the previously approved Planned Unit Development.

(b) The City Council may require the submission and approval of a rezoning application to attach associated conditions to the zoning of the property as deemed necessary and appropriate.

F. Approval Criteria. The Planning Commission shall not recommend a termination of a Previously approved Planned Unit Development for approval, and the City Council shall not approve the termination, unless the proposed termination:

1. Is consistent with all applicable requirements of this Chapter;
2. Is compatible with the character of the surrounding neighborhood;
3. Will not impede the orderly development and improvement of surrounding property;
4. Will not adversely affect the health, safety or welfare of persons living or working in the surrounding neighborhood or be more injurious to property or improvements in the neighborhood.

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

H. Subsequent Applications. The site subject to the Application shall not be considered again by the Planning Commission or City Council for at least six (6) months from the date the Application was denied or the date of withdrawal if any of the following applies:

1. The Application has been recommended for denial by the Planning Commission;
2. The Application has been denied by the City Council,
3. The Application has been formally noticed for public hearing with the Planning Commission but is subsequently withdrawn; or
4. The Application has been formally noticed for public hearing with the City Council but is subsequently withdrawn.

I. Appeals. Appeal of any City Council action may be made to the Mobile County Circuit Court within forty-two (42) days of the date of the Council Action.

J. Recording and Recordkeeping

1. The Ordinance adopted by the City Council approving the termination of the Planned Unit Development shall be recorded by the Applicant in the Office of the Judge of Probate. A copy of the recorded document shall be provided to the Director. Any and all recording costs shall be borne by the Applicant.

(a) The document shall be recorded within 90 days of the City Council's approval or the approval shall be null and void.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to reflect the termination of the Planned Unit Development.

Written comments may be submitted. Those desiring to submit written comments may email them to cityclerk@cityofmobile.org or may mail them to City Clerk, City of Mobile, P.O. Box 1827, Mobile, Alabama 36633, or hand deliver them to the City Clerk's Office, 9th Floor, Mobile Government Plaza, South Tower, 205 Government Street, Mobile, Alabama 36644.

Written comments must be received by 2:00 p.m. on Thursday, May 22, 2025

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

SECTION ONE: That Article 5 of the Unified Development Code, Chapter 64, Article 5 of the Mobile City Code, be and the same hereby is amended to add section 64-5-8.1 which will read in its entirety as follows:

Section 64-5-8.1 Terminating a Previously Approved Planned Unit Development

A. Applicability. This Section applies to any Application seeking to terminate a Planned Unit Development that was approved prior to the effective date of this Chapter.

B. Initiation. An Application to terminate a Previously approved Planned Unit Development may be initiated by the property owner, or any authorized agent of the property owner, by filing a written Application with the Director. In the case of multiple owners, termination requires the consent of all owners.

C. Previous conditions of approval. If a previously approved Planned Unit Development was subject to conditions or use restrictions, the applicant must simultaneously file a rezoning application incorporating any such conditions or use restrictions. The termination application and rezoning application must be filed concurrently.

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1.If a previously associated Rezoning Amendment included a condition limiting the rezoning approval to an approved Planned Unit Development, a Rezoning application to remove the condition must be submitted concurrently with the termination application.

D. Notice. The following notice is required for termination of a Planned Unit Development.

Table 64-5-8.1.1 Type and Description of Notice—Terminating a Previously Approved Planned Unit Development

Notice	When	Where / To Whom / Additional Requirements
Mail	15 days prior to hearing before the Planning Commission and the City Council	• Mailed notice to each owner of property which either abuts or lies within 300 feet of the property the subject of the Application. • Applicant to furnish names and addresses. • The Director or City Clerk as applicable, will mail the notices. • First Class mail is sufficient.
Sign	Posted 15 days prior to hearing before the Planning Commission	• Posted on subject Property. • All signs must be posted in visible locations.
Publication	15 days or 3 consecutive weeks prior to the hearing before the City Council	• Newspaper of general circulation in the City, per Code of Ala. § 11-52-77.

1. Notice shall be given:

(a) Before the Planning Commission Hearing

(1) Mail: Notice shall include the following information:

- a. A synopsis of the proposal;
- b. Time, date and place of the public hearing or meeting;
- c. Telephone number for the Planning Department; and
- d. The Planning Department's website address (URL).

(2) Sign

(b) Before the City Council Hearing:

(1) Mail: Notice shall include the following information:

- a. A synopsis of the proposal;
- b. Time, date and place of the public hearing or meeting;
- c. A telephone number for the City Council Office; and
- d. The City Council's website address (URL).

(2) Publication in accordance with the requirements of Alabama Code Section 11-52-77, as may amended.

E. Decision.

1. Administrative Review. An Application to terminate an existing Planned Unit Development shall be filed with the Director. The Director shall transmit the Application with a report to the Planning Commission within forty-five (45) days after it is deemed complete.

2. Planning (2ommission Action

(a) If an Application is withdrawn after notice for a public hearing has been sent, then the Planning Commission shall not consider the same or similar Application within a period of six (6) months.

(b) An Application may receive a maximum one (1) holdover request and the Applicant shall be responsible for any costs incurred for re-notification of property owners.

(c) Following the public hearing, the Planning Commission shall prepare a record of its proceedings and recommend that the Application be approved, approved with conditions, or denied. The Planning Commission recommendation shall be filed with the City Council within 15 days after the date of the public hearing.

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3. City Council Action

(a) The Council shall not take action on the Application until the Council receives the Planning Commission's final report and recommendation.

(b) Within thirty (30) days of receipt of the Planning Commission's final report and recommendation, the City Council shall place the item on its agenda for the scheduling of a public hearing.

(c) No action may be taken by the City Council until a public hearing has been held. The City Clerk shall notify the Applicant of the time and place of the public hearing and give public notice as required by this Chapter.

(d) At the conclusion of the hearing, the City Council shall approve, approve with conditions, or deny the application.

4. Conditions

(a) The City Council may attach appropriate conditions to mitigate any impact of the termination of the Planned Unit Development including conditions to carry forward those conditions, use restrictions and site plan requirements that were attached to the previously approved Planned Unit Development.

(b) The City Council may require the submission and approval of a rezoning application to attach associated conditions to the zoning of the property as deemed necessary and appropriate.

F. Approval Criteria. The Planning Commission shall not recommend a termination of a Previously approved Planned Unit Development for approval, and the City Council shall not approve the termination, unless the proposed termination:

1. Is consistent with all applicable requirements of this Chapter;
2. Is compatible with the character of the surrounding neighborhood;
3. Will not impede the orderly development and improvement of surrounding property;
4. Will not adversely affect the health, safety or welfare of persons living or working in the surrounding neighborhood or be more injurious to property or improvements in the neighborhood.

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

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(a) The document shall be recorded within 90 days of the City Council's approval or the approval shall be null and void.

2. Upon receipt of the recorded document, the Director shall revise the applicable map layers in the City of Mobile Geographic Information Systems (GIS) to reflect the termination of the Planned Unit Development.

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

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

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

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

Ayes: 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 27, 2025.

ANNOUNCEMENTS

Councilmember Woods announced a District 6 community meeting will be held on May 15, 2025, at Woodridge Baptist Church at 5:30 p.m.

Councilmember Small said that a community meeting will be held on April 22, 2025 at Morningside Elementary School at 6:00 p.m.

Councilmember Small stated that a community meeting will be held on April 28, 2025 at First precinct on Dauphin Island Parkway at 6:00 p.m.

Councilmember Small announced that a groundbreaking ceremony for 23 new affordable homes will be held at Old Arlington School property.

Councilmember Small thanked all the sponsors of the annual Easter Egg Hunt held at Gilliard Elementary School on April 19, 2025.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:49 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK