

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 24, 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 Wednesday September 24, 2025, at 9:00 a.m.

Councilmembers:

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

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, SEPTEMBER 24, 2025

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Wednesday, September 24, 2025, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Reverend Tom Heard, Public Safety Chaplain offered the invocation.

The Presiding Officer led the Pledge of Allegiance.

Present on Roll Call:

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

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

The minutes from the meeting of September 2, 2025, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson expressed his congratulations to Mayor-Elect Spiro Cheriogotis and commended State Representative Barbara Drummon on running a well-respected campaign.

Mayor Stimpson announced that a Household Hazard Waste Pick-Up event will be held on October 11, 2025, at James Seals Community Center from 9:00 a.m. – 1:00 p.m..

Mayor Stimpson read a proclamation recognizing the 25th anniversary of Partners for Environmental Progress.

Mayor Stimpson read a proclamation declaring September 25, 2025 as “Suicide Prevention Month” in Mobile.

ADOPTION OF THE AGENDA

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

Ayes: Carroll, Small, 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 Caroline Huff for a waiver of the Noise Ordinance at The Bragg-Mitchell Mansion on October 4, 2025, from 6:30 p.m. – 10:30 p.m. (District 1).

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

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

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

Request of Kimberly Knight for a waiver of the Noise Ordinance at the blocks of Conti, Conception, and Dauphin Streets on October 5, 2025, from 12:00 p.m. – 5:00 p.m.

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

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

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

Request of Edwin Stuardi for a waiver of the Noise Ordinance at 652 St. Louis Street on November 21, 2025, from 6:30 p.m. – 10:30 p.m. (District 2).

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

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

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

Request of Shane Prickett for a waiver of the Noise Ordinance at 2301 Airport Boulevard on November 24, 2025, from 5:30 p.m. – 10:00 p.m. (District 2).

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 303 S. DEARBORN STREET; \$3,600.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 303 S. Dearborn Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2150 O'DONNELL STREET; \$3,600.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 2150 O'Donnell Street asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 3211 VALLEY ROAD; \$1,50.00 (DISTRICT 2).

The Presiding Officer announced that today was the day for the public hearing to fix costs for demolition of the structure at 3211 Valley Road asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Janice Lilly, 5408 Racine Avenue, expressed her gratitude to the City of Mobile on the occasion of her retirement after over 30 years.

Antonio Maiben, 1059 Belvedere Circle W., offered comments about transit workers' pension plan and possible termination.

Beverly Martin Cooper, 1208 Palmetto Street, addressed the upcoming change in City governance and how the City runs elections.

Reggie Hill, 1007 Center Street, spoke about citizen involvement at regular Council meetings, amendments to Council rules, investigation into tax payer's resources, equal execution of laws, public safety, and performance contracts.

ORDINANCES HELD OVER

ADOPT CHAPTER 52 REAL PROPERTY MAINTENANCE AND ENFORCEMENT ARTICLE VIII, "VACANT STRUCTURE REGISTRY FOR HENRY AARON LOOP". The following ordinance which was introduced and read at the regular meeting of September

MINUTES OF SEPTEMBER 24, 2025

9, 2025, and held over until the regular meetings of September 16, 2025, and September 24, 2025, was called up by the Presiding Officer.

ORDINANCE: 52-046-2025

Sponsored by: Mayor Stimpson

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

VACANT STRUCTURE REGISTRY

Sec. 52-200. Adoption.

There is hereby adopted a vacant structure registry code for the Henry Aaron Loop in the City of Mobile.

Sec. 52-201. Purpose.

(a) The city has determined that uninspected and unmonitored vacant commercial structures in the Henry Aaron Loop (i) present a fire hazard; (ii) are often utilized by vagrants and transients (including drug abusers and traffickers) as dangerous and unsafe temporary shelters; (iii) detract from private and/or public efforts to rehabilitate or maintain surrounding buildings; and (iv) require additional regulation and services to protect the health, safety and welfare of the public.

(b) Under this Article, Owners of vacant commercial structures in the Henry Aaron Loop must register such vacant structures with the city, pay a vacant structure registration fee as set forth herein, and otherwise conform to the requirements of this vacant structure code.

(c) It is the intent of this Article that, through a registration, inspection, and monitoring process, and other improved public safety efforts, vacant commercial structures in the Henry Aaron Loop will be kept weathertight and secure from trespassers, will provide safe entry to police officers and firefighters in times of emergency, will not impede private and/or public efforts to rehabilitate or maintain surrounding properties, and will not otherwise present a public nuisance.

(d) It is the city's further intent for the provisions of this Article to supplement Chapter 52 Article II, Abatement of Unsafe Buildings and Structural Nuisances, by placing the responsibility to register and maintain a vacant commercial structure on the Owner of the structure before a condition of the structure becomes unsafe or a public nuisance.

Sec. 52-202. Definitions.

(a) For purposes of this Article, the following words and phrases shall have the meanings respectively ascribed to them as follows:

(1) Actively marketed: A property is being "actively marketed" when its Owner is, in good faith, doing those things and performing those activities standard and effective in the industry necessary to sell or lease a structure, including, but not limited to, using the services of a realtor licensed in the State of Alabama, or advertising the availability of the structure for sale or lease.

(2) Boarded: A Vacant Structure shall be deemed to be "boarded" if in place of one or more exterior doors, other than a storm door, or of one or more windows, there is a sheet or sheets of plywood or similar material covering the space for such door or window, in compliance with Mobile City Code, Section 52-1, Property Maintenance Code Boarding Methods.

(3) Code official: The city's code official, as defined in Section 52-22 of this Chapter, or his or her designee.

MINUTES OF SEPTEMBER 24, 2025

(4) Commercial structure: Any structure used or intended to be used to generate revenue. Commercial structures include structures leased to tenants who occupy the property for non-commercial uses such as residences or offices of non-profit organizations.

(5) Director: The City of Mobile official designated by the Mayor as the person to whom the Code Official reports, either directly or through the chain of command.

(6) Henry Aaron Loop: That geographic area within downtown Mobile bounded by Beauregard Street on the north, Water Street on the east, Canal Street on the south, and Broad Street on the west.

(7) Occupy/occupied/occupies: Any building or structure shall be deemed to be "occupied" if one or more persons conducts a lawful business or lawfully resides in the building as the licensed business occupant, or as the legal or equitable owner/occupant(s) or tenant(s) on a permanent, non-transient basis, or any combination of the same.

(8) Open: A Vacant Structure shall be deemed to be "open" if any one or more exterior doors other than a storm door is broken, open, and/or closed but without a properly functioning lock to secure it; if one or more windows is broken or not capable of being locked and secured from intrusion; if any other opening in the structure allows entry into the structure by an unauthorized person; or any combination of the same.

(9) Owner: Any person, agent, firm or corporation having legal title to the real property, including any mortgage holder, bank, lien holder, company, institution, individual or other entity listed in the records of the office of the judge of probate of the county, and/or the estate of any deceased owner(s), and/or the last assessed owner in the property tax records of the Mobile County Revenue Commissioner with the legal right to enter the property.

(10) Square footage: The gross interior floor area of the structure measured to the exterior face of perimeter walls, including basements and mezzanines, but excluding structured parking and unenclosed exterior areas.

(11) Vacant Structure Registry: The structure registry created pursuant to this Article, specifically by section 52-204(a).

(12) Vacant Structure: A commercial structure on a parcel of real property that either:

(A) Has, for a continuous period of at least six (6) months, lacked regular, lawful occupancy by persons entitled to be on the premises, excluding intermittent, token, or incidental presence not amounting to bona fide use; or

(B) Has had substantially all lawful business operations cease for at least six (6) months. For purposes of this definition, if a discrete floor or other separately occupiable portion of a building has a current Certificate of Occupancy (CO) and is actively occupied, that occupied portion is not a Vacant Structure; however, any vacant portions of the building must be protected by fire-alarm systems that comply with Section 52-209(a)(5).

Sec. 52-203. Applicability, obligation to register, automatic registration, exemptions.

(a) Applicability and obligation to register. Except as provided in subsection (c) below, this Article is applicable to all Vacant Structures and their Owners in the Henry Aaron Loop in the City of Mobile. It is the obligation of the Owner of any Vacant Structure to register it with the Code Official in accordance with the provisions of section 52-204. Registration shall be required for all Vacant Structures, whether vacant and secure, vacant and open or vacant and boarded. Vacant Structures shall be registered on or before 30 days after becoming a Vacant Structure, unless exempt under subsection (c) below. The registration of a Vacant Structure and the payment of registration fees do not exonerate the Owner, agent, or responsible party from compliance with any other building code or zoning requirement.

MINUTES OF SEPTEMBER 24, 2025

(b) Registration by Code Official. When the Code Official has reason to believe a structure is a Vacant Structure that the Owner has failed to register, a notice will be posted on the subject structure stating that the Code Official has reason to believe that the structure is a Vacant Structure and directing the Owner to either (i) register the structure in accordance with the provisions of this Article or (ii) provide the Code Official evidence demonstrating that the structure is not a Vacant Structure. In addition to posting a notice on the suspected Vacant Structure, the Code Official shall, by certified mail; if undeliverable, by first-class mail, send a copy of the same notice to the Owner(s) of the property listed in the records of the Revenue Commissioner of Mobile County, or other records readily available to the City. If, 30 days after posting and mailing, the Owner has neither registered the property in the Vacant Structure Registry nor demonstrated to the satisfaction of the Code Official that the property is not a Vacant Structure, the Code Official shall add the structure to the Vacant Structure Registry using the information of record. In addition to all other fees, Owners of properties registered by the Code Official under this section shall owe a failure to register fee under Section 52-204 (d) (4).

(c) Exemptions. The following are exempt from the requirements of this Article:

(1) Any building owned by the city, county, state, or federal government.

(2) Buildings under construction or property that, in the reasonable discretion of the Code Official, is being actively renovated or rehabilitated; provided, this exemption shall be available for no more than 18 months, unless the Owner provides written justification satisfactory to the Code Official to extend the exemption.

(3) Actively Marketed Vacant Structures; provided, this exemption shall be available for no more than six (6) months, unless the Owner provides written justification satisfactory to the Code Official to extend the exemption.

(4) Vacant Structures that are vacant due to fire damage or damage caused by an extreme weather event; provided, this exemption shall be available for no more than six (6) months following the fire or extreme weather event, unless the City Council by resolution extends the exemption period due to a major disaster affecting numerous properties in the Henry Aaron Loop.

(5) Actively Marketed commercial structures in the Henry Aaron Loop purchased through an arm's length transaction for up to twelve (12) months following the date on which the purchase closes.

(6) Mixed-Occupancy Buildings. A building containing one or more Vacant Areas is not required to register under this Article if: (i) at least one discrete area of the building holds a current Certificate of Occupancy (CO) and is actively occupied; and (ii) all Vacant Areas comply with §52-209(a)(5), provided that the occupied area constitutes at least twenty percent (20%) of the building's gross leasable floor area or ten thousand (10,000) square feet, whichever is less.

Sec. 52-204. Registry, registration information, amending information, fees, dedicated, account, publication.

(a) Registry created. The Vacant Structure Registry is hereby created. The Code Official is hereby authorized to create, compile, monitor and enforce the Vacant Structure Registry. The city finance department is authorized to aid and assist the Code Official with the administration and collection of fees and other matters related to this Article.

(b) Registration information. Owners of property(ies) on which one or more Vacant Structures are located shall register the same with the city on a form supplied by the city. The registration form will require the following information, at a minimum:

(1) The street address of the Vacant Structure(s);

(2) The type of Vacant Structure(s);

MINUTES OF SEPTEMBER 24, 2025

- (3) The square footage for each Vacant Structure;
 - (4) The name, residence address, business address, email address, telephone number, and mobile telephone number of all Owners of the Vacant Structure;
 - (5) The name, address, e-mail address, telephone number, and mobile telephone number, of all persons authorized to make or order repairs or services for the Vacant Structure;
 - (6) If an Owner resides or is domiciled outside the city, the name, address, e-mail address, mobile number and telephone number of a person located within the city who is designated to accept legal notices or service of process on matters concerning the Vacant Structure;
 - (7) If the Owner is a corporation or a limited liability company, the name(s), address(es), and telephone number(s) of an officer or agent of the corporation or limited liability company designated to accept all legal notices of fees due or services of process with respect to the Vacant Structure;
 - (8) If the Owner is an estate, the name, address and telephone number of the executor of the estate;
 - (9) If the Owner is a trust, the name, address and telephone number of the trustee(s) designated to accept all legal notices of fees due or services of process with respect to the Vacant Structure;
 - (10) If the Owner is a partnership, the names, addresses and telephone number of all partners with an interest of ten percent or greater;
 - (11) If the Owner is any other form of unincorporated association, the names addresses and telephone numbers of all principals with an interest of ten percent or greater;
 - (12) Proof of a liability insurance policy in force for protection against damage to persons and property, so as to ensure that the purposes of this Article are met;
 - (13) Proof of a fire protection system(s) maintained and monitored in accordance with the International Fire Code 2021 Edition Section 901.6, as currently enacted or as hereafter amended.
 - (14) Proof of a plumbing system that either complies with city plumbing and building codes or is properly closed off and secured from infestation by rodents and insects.
 - (15) The Owner's plan for maintenance and repair of the Vacant Structure(s), including the time within which the Owner anticipates completion of all repairs necessary to bring the Vacant Structure(s) into compliance with the city building code.
- (c) Amending information. If the registration information collected in accordance with this section changes or becomes inaccurate during any calendar year, it is the responsibility of the Owner, responsible party or agent for the same to contact the Code Official within 30 days of the occurrence of such change and advise the city of those changes in writing.
- (d) Fees. There shall be a fee for each Vacant Structure subject to registration on the Vacant Structure Registry. The fees shall be remitted to the Code Official for deposit into a dedicated fund as defined in paragraph (e) below, as follows:
- (1) For commercial structures used as residences with one to three units;
 - (i) For the first year, \$250.
 - (ii) For the second year, \$500.
 - (iii) For the third year, \$750.
 - (iv) For each subsequent year, \$1,000.
 - (2) For commercial structures used as residences with four to six units, and mixed commercial use and residential use of two to three residential units;
 - (i) For the first year, \$500.

MINUTES OF SEPTEMBER 24, 2025

- (ii) For the second year, \$1,000.
- (iii) For the third year, \$1,500.
- (iv) For each subsequent year, \$2,000.

(3) For commercial structures used as residences with seven or greater units, and mixed commercial use and residential use with four or greater units:

- (i) For the first year, \$1,000.
- (ii) For the second year, \$2,000.
- (iii) For the third year, \$3,000.
- (iv) For each subsequent year, \$4,000.

(4) For commercial structures without any residential units, the greater of:

- (i) For the first year, \$1,000 or \$0.05 per square foot.
- (ii) For the second year, \$2,000 or \$0.10 per square foot.
- (iii) For the third year, \$3,000 or \$0.15 per square foot.
- (iv) For each subsequent year, \$4,000 or \$0.20 per square foot.

(5) In addition to the above registration fees, for Vacant Structures that are registered by the Code Official under Section 52-203 (b), a failure to register fee of \$500.00.

(6) The Vacant Structure shall be registered prior to the issuance of any building permits for that structure, except for a demolition permit.

(e) Dedicated account. All fees collected pursuant to this Article shall be deposited into a fund known as the Vacant Structures Registry Fund and shall be appropriated to the city's Tax Increment Finance District 1 Fund, and therefore used solely to repair, rehabilitate or stabilize Vacant Structures, to administer this Article, in an effort to support economic development, property rehabilitation and blight reduction in the Henry Aaron Loop. All amounts remaining in the Vacant Structures Registry Fund at the end of the fiscal year shall not lapse but shall retain their dedication to the purposes of the Fund.

(f) Publication. The city may, from time to time and in its reasonable discretion, publish or disclose certain information contained in the Vacant Structure Registry, including, but not limited to:

(1) General demographic information about Vacant Structures registered on the Vacant Structure Registry;

(2) The address of Vacant Structures on the Vacant Structure Registry;

(3) The Owners of each Vacant Structure;

(4) The amount of time any Vacant Structure has been on the Vacant Structure Registry; and

(5) The amount of any delinquent fees due under this Article, or otherwise due to the city for any Vacant Structure.

The City shall not publish personal telephone numbers, personal e-mail addresses, individual residential mailing addresses, or other information protected from disclosure by law of natural-person Owners listed on the Vacant Structure Registry.

(g) Changes in ownership. A change in ownership of a Vacant Structure shall not remove the Vacant Structure from the Vacant Properties Registry or from complying with the requirements of this Article, nor shall it restart the period of exemption in subdivision (3), or (5), subsection (c) of section 52-203 of this Code. Fees arising under this article shall continue to accrue at the applicable rate until the structure either no longer constitutes a Vacant Structure or qualifies for an exemption, all transfers of ownership notwithstanding. All fees arising under this article shall run with the property and failure to pay such fees may result in the city filing a lien that attaches to the property. Such liens shall be municipal code liens enforceable in rem pursuant to Ala. Code §§ 11-40-62 through 11-40-69.

Sec. 52-205. Right of appeal.

(a) Request for reconsideration. The Owner shall have the right to request reconsideration by the Director of (i) the imposition of the registration fees imposed by this Article and/or (ii) the designation of a building as a Vacant Structure, by filing a request for reconsideration in writing to the Director no later than 15 calendar days after the date of the notice to the Owner that a property has been placed on the Vacant Structure Registry pursuant to section 52-203(b) or that fees are due under this Article. On the request for reconsideration, the Owner shall bear the burden of providing satisfactory proof that the building is occupied, that the building is not a Vacant Structure, or that the building is a Vacant Structure but exempt from registration.

(b) Director's determination. Within 30 days, or as soon thereafter as is practicable, after the Director receives a request for reconsideration pursuant to section 52-205(a) above, the Director will contact the Owner(s) and afford them the opportunity to meet in person or virtually to present their request for reconsideration. Within 30 days, or as soon thereafter as is practicable after consideration of all information provided by the Owner, the Director shall grant or deny the request in writing and provide the Owner with a copy of the decision.

(c) Appeal of Director's decision. If the Owner receives an unfavorable decision from the Director, the Owner may appeal that decision to the City Council for review at a public hearing, which may be conducted during a regularly scheduled City Council meeting. Within 15 days following the date of the notice of the Director's decision, an Owner may file a written appeal with the City Clerk, indicating the portion of the decision he or she claims is inaccurate or incorrect. As soon as practicable after receiving the appeal, the City Clerk will request a copy of the record from the Director and, following receipt of the record, will schedule a public hearing to consider the appeal. Notice of the public hearing shall be provided to the Owner who shall be afforded the opportunity to appear in person and be heard. As soon as practicable after conclusion of the public hearing, the City Council will determine whether the decision of the Director properly applied the provisions of this Article and will affirm the decision if it finds that the Director properly applied the provisions of this Article and the decision is supported by substantial evidence.

(d) An Owner may appeal a decision of the City Council made pursuant to section 52-205(c) above, within thirty (30) days of its issuance to the Circuit Court of Mobile County.

Sec. 52-206. Penalties for Violations of this Article.

The failure or refusal of any Owner to register a Vacant Structure as required by this Article, knowingly providing false information or withholding information required to be provided by the registration requirements, or failure to comply with any of the provisions of this Article shall constitute a misdemeanor

offense, punishable upon conviction thereof by a fine of up to \$500, imprisonment for a period not to exceed six (6) months, and other penalties in accordance with Chapter 1 Article II of the Mobile City Code for each violation. Each month that an Owner knowingly fails or refuses to register a vacant structure as required by this Article shall be a separate violation. Criminal enforcement under this section is reserved for willful or repeated violations; nonpayment of fees may be pursued through civil remedies, including liens, under Section 52-208.

Sec. 52-207. Inspections, monitoring, corrective action.

(a) At the time of registration, or at any time thereafter, the Code Official shall determine whether an inspection of a Vacant Structure is necessary to identify any conditions that present a threat to public safety.

(b) The Code Official is authorized to conduct inspections of structures on the Vacant Structure Registry, and, to the extent feasible under the circumstances to take reasonable steps to ensure the structure (i) complies with the security and maintenance regulations for Vacant Structures in Section 52-209; (ii) is being kept weathertight and secure from trespassers; (iii) provides for safe entry to police officers and firefighters in times of

emergency, (iv) does not impede private and/or public efforts to rehabilitate or maintain surrounding properties; (v) and does not present a public hazard. Inspection may be a visual inspection of the exterior of the vacant structure by the Code Official or his/her designee.

(c) If the Code Official determines that an internal inspection is necessary, he/she will make a reasonable effort to locate the owner, the owner's authorized agent, or other person having charge or control of the structure (herein referred to collectively as the "Owner") and request entry. If the Owner fails or refuses to grant entry, the Code Official shall have recourse to the remedies provided by law to secure entry.

(d) Any corrective action required to abate unsafe buildings and structural nuisances shall proceed under Article II of this Chapter 52.

Sec. 52-208. Non-payment; collection; municipal code liens.

(a) Personal obligation; civil action. Except for Owners who have properly perfected an appeal under §52-205, any registration, renewal, or other non-penalty fee due under §52-204 constitutes a debt due to the City. The City may commence a civil action to collect any unpaid amount. Nothing herein limits the City's ability to assess late charges authorized by this Article.

(b) Municipal code liens (civil penalties; enforcement/abatement costs). In lieu of, or in addition to, a civil action, the City may, upon nonpayment, record a Notice of Municipal Code Lien against the real property for any civil penalty imposed under this Article and any enforcement or abatement costs incurred to secure, inspect, re-inspect, board, clean, or otherwise remedy violations of this Article, consistent with Ala. Code §§11-40-62 through 11-40-69. Such municipal code liens do not include routine registration or renewal fees.

(c) Recording; interest; priority; owner-occupied exclusion. Upon recordation in the Office of the Judge of Probate, a municipal code lien shall bear interest at seven and one-half percent (7.5%) per annum from the date of filing and shall be superior to all liens except tax liens, as provided in Ala. Code §§11-40-62(4) and 11-40-63(b). Owner-occupied real property is excluded from in-rem enforcement as provided in §11-40-63(a).

(d) Notice of nonpayment. Prior to recording a municipal code lien or filing suit, the City shall provide written notice by certified mail to the Owner at the address of record; if undeliverable, the City may provide notice by first-class mail and posting a conspicuous notice on the structure.

(e) Foreclosure of municipal code liens. Municipal code liens may be enforced by judicial in-rem foreclosure pursuant to Ala. Code §§11-40-64 through 11-40-69 and City Code §52-139.

(f) Other lien authorities unaffected. This section does not limit the City's authority to assess and enforce assessment liens arising from unsafe structure abatement under Ala. Code §11-53B-1 et seq. or weed liens under Ala. Code §11-67-1 et seq., when those statutes are invoked.

Sec. 52-209. Vacant structure security and maintenance regulations.

(a) It shall be the responsibility of the Owner of a Vacant Structure to ensure the following:

(1) Vacant Structures shall be secured so as not to be accessible to unauthorized persons. Securing of Vacant Structures includes, but is not limited to, closing and locking windows, doors, walk-through, sliding, and garage doors/gates, and any other opening that may allow access to the interior of the property and/or structures. In the case of broken windows securing means re-glazing or boarding the windows.

MINUTES OF SEPTEMBER 24, 2025

(2) The Owner shall ensure that the property on which the structure is located is continuously in compliance with the requirements of this Article and all applicable provisions of the city's building code.

(3) The Owner of a Vacant Structure shall perform or provide for the performance of periodic maintenance, including but not limited to grass cutting or leaf removal on a timely basis.

(4) The Owner shall maintain a policy of liability insurance with coverage for not less than One Million Dollars (\$1,000,000.00) per occurrence and Two Million Dollars (\$2,000,000.00) aggregate protecting against injury or damage to person or property arising from the Vacant Structure and shall provide the Code Official proof of insurance upon request.

(5) The Owner shall ensure that the Vacant Structure is at all times protected by a fire alarm system(s) that detects fires, transmits alarm signals to the public safety answering point (PSAP) via a UL-listed central station and is continuously monitored, maintained, and inspected as required by the International Fire Code 2021 Edition Section 901.6 and NFPA 72, as currently enacted or as hereafter amended. The system shall be supported by a dedicated power source. If the power source is electricity, it must comply with the city's electrical code.

(6) The Owner shall ensure that the Vacant Structure has a plumbing system that either complies with the city's plumbing and building codes or is properly closed off and secured from infestation by rodents and insects.

(7) The Owner shall install and maintain a Knox Box, type and mounting location as required by the Fire Code Official.

(8) The Owner shall ensure that the Vacant Structure and surrounding property have exterior lighting as required by the Code Official.

Sec. 52-210. Relation to other codes and laws.

It is to be understood that the intent and purpose of this Article are separate and distinct from other parts and sections of this City Code and the general laws of the State of Alabama which may also be applicable. The provisions of this Article are applicable to the Owners of such Vacant Structures as set forth herein and are in addition to and not in lieu of all other applicable provisions of this City Code. Where a condition constitutes an unsafe building or structural nuisance under Article II of this Chapter, enforcement, abatement, and cost recovery shall proceed under Article II; this Article addresses registration, inspection, and monitoring of vacant structures before such conditions arise or in parallel where appropriate.

Sec. 52-211. Severability.

The provisions of this Article VIII are severable. If any part of this article is held to be invalid by a court of competent jurisdiction, the remaining provisions of this chapter and of this article shall remain in full force and effect.

Sec. 52-212. Effective Date

This Article shall be effective the first day of the first month commencing six (6) months following its adoption.

Sec. 52-213. Review.

Within twenty-four (24) months after the effective date of this Article, the Director shall report to the City Council on compliance, costs, and outcomes in the Henry Aaron Loop and recommend whether to (i) continue, (ii) modify, or (iii) expand the program citywide.

MINUTES OF SEPTEMBER 24, 2025

The ordinance was read by the City Clerk, whereupon Councilmember Daves moved to hold the ordinance until October 14, 2025, which was seconded by Councilmember Woods and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over until the regular meeting of October 14, 2025.

CIP RESOLUTIONS HELD OVER

AUTHORIZE CONTRACT WITH AEIKER CONSTRUCTION CORPORATION FOR SPLASHPAD AT CRAWFORD-MURPHY PARK; \$394,000.00. The following resolution which was introduced and read at the regular meeting of September 16, 2025, and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-1192-2025

Sponsored by: Councilmember Carroll and Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, 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: Aeiker Construction Corporation

Project Name: CIP Crawford-Murphy Park – Splash Pad

Project Number: PR-006-25

Amount: \$394,000.00

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, Daves, Woods, and Gregory
Nays: None

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

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 2666 JOSEPHINE STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of July 22, 2025 and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 40-974-2025

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 2666 JOSEPHINE STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public

MINUTES OF SEPTEMBER 24, 2025

nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 3, 4, 5, 7, and 8; and**

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 2666 JOSEPHINE STREET described as:

LOT 5 DIV B MILLVILLE DBK 121 N S PG 512 #SEC 23 T4S R1W #MP29 07 23 0 002

Parcel Number: 29 07 23 O 002177

Last Assessed to: PETTWAY JENESTER

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

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

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

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

Nays: None

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

DECLARE THE STRUCUTRE AT 616 PETIT AVENUE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which \was introduced and read at the regular meeting of July 22, 2025 and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 40-975-2025

Sponsored by: Councilmember Penn

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 616 PETIT AVENUE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 3, 4, 5, 6, 7, and 8; and**

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

MINUTES OF SEPTEMBER 24, 2025

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 616 PETIT AVENUE described as:

LOT 18 BLK 4 RESUB OF RESUB OF 1ST UNIT OF GULF HGTS MBK 5 PGS 633-634 #SEC 44 T4S R1W #MP29 02 44 0 027

Parcel Number: 29 02 44 0 027 092

Last Assessed to: WASHINGTON JAMES M C/O MARY B WASHINGTON

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

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

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

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

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

RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO TIMECLOCK PLUS, LLC FOR TIMEKEEPING ACCOUNTS, SOFTWARE, AND BIOMETRIC READERS FOR MIT; \$54,737.12. The following resolution which was introduced and read at the regular meeting of September 16, 2025, and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 08-1200-2025

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, purchase order to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF SEPTEMBER 24, 2025

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>30010</u>	2025	(5000) INFORMATION TECHNOLOGY	IMPLEMENTATION OF 100 COMMUNITY CENTER PERSONNEL TIMEKEEPING ACCOUNTS TO INCLUDE SOFTWARE AND BIOMETRIC READERS FOR MIT (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$54,737.12	<u>(295232)</u> <u>TIMECLOCK PLUS</u> <u>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, Daves, Woods, and Gregory
Nays: None

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

AUTHORIZE CHANGE ORDER #1 WITH WIREGRASS CONSTRUCTION COMPANY INC. FOR WESTERN BAYFRONT RESURFACING; \$1,056,860.25 INCREASE. The following resolution which was introduced and read at the regular meeting of September 16, 2025, and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 13-1202-2025

Sponsored by: Mayor Stimpson

WHEREAS, the CITY entered into a contract dated May 28, 2024, with Wiregrass Construction Co. Inc. for construction services on the project known as Western Bayfront Resurfacing (COM Project No. 2024-3005-04); and

WHEREAS, the original contract amount was \$1,569,107.77 for a unit priced based contract for the resurfacing, striping, and miscellaneous repairs of multiple downtown city streets; and

WHEREAS, during construction, additional roadway corridors in the nearby vicinity were discovered to need timely resurfacing, striping, and miscellaneous repairs; and

WHEREAS, the construction cost for the timely repair was estimated to require an additional \$1,056,860.25 to be added to the \$1,569,107.77; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Council does hereby authorize the addition of Change Order #1 in the amount of \$1,056,860.25, for a total of \$2,625,968.02 to be paid to Wiregrass Construction Co. Inc. for the construction of Western Bayfront Resurfacing (COM Project No. 2024-3005-04).

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, Daves, Woods, and Gregory

MINUTES OF SEPTEMBER 24, 2025

Nays: None

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

AUTHORIZE CONTRACT WITH JAMES H. ADAMS & SONS CONSTRUCTION COMPANY, INC. FOR THE REPAIR AND STABILIZATION OF AZALEA CITY GOLF COURSE AND 12 MILE CREEK; \$642,444.00. The following resolution which was introduced and read at the regular meeting of September 16, 2025, and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 21-1203-2025

Sponsored by: Mayor Stimpson and Councilmember Gregory

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

Name of Company: James H. Adams & Sons Construction Company, Inc.

Project Name: Eroison Mitigation at Azalea City Golf Course and 12 Mile Creek

Project No.: 2024-2045-04

Amount: \$642,444.00

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, Daves, Woods, and Gregory

Nays: None

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

AMEND KAHTAN AHMED'S CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY. The following resolution which was introduced and read at the regular meeting of September 16, 2025, and held over until the regular meeting of September 24, 2025, was called up by the Presiding Officer.

RESOLUTION: 37-1204-2025

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Kahtan Ahmed for a Certificate of Public Convenience and Necessity to operate a shuttle service is hereby approved. A copy of said application is on file in the office of the City Clerk.

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

Ayes: Carroll, Small, 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 CONSENT RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME.

Councilmember Gregory moved for the suspension of the rules to consider consent resolutions 40-1208 through 37-1230 being introduced for the first time. The motion was seconded by Councilmember Daves and the vote was as follows:

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

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 303 S. DEARBORN STREET.

The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1208-2025

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 303 S. Dearborn Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 303 S. Dearborn Street to be \$3,600.00 and the City Council, having received the report and heard all objections which have been raised. by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$3,600.00 shall constitute a special assessment against the property at structure 303 S. Dearborn Street and being that property more particularly described as follows:

COMMENCING AT THE SOUTHEAST INTERSECTION OF PALMETTO STREET AND DEARBORN STREET THEN RUN SOUTHERLY ALONG THE EAST RIGHT OF WAY OF SAID DEARBORN STREET A DISTANCE OF 75 FT(S) TO THE POINT OF BEGINNING. RUN EASTERLY 88 FT THEN SOUTHERLY 56 FT(S) THEN WESTERLY 88 FT THEN NORTHERLY ALONG DEARBORN STREET 56 FT(S) TO THE POINT OF BEGINNING.

Parcel No.: 29 06 39 0 003 128.XXX

Owner: CASTRO VICTOR
3370 BRISTLECONE DRIVE
MOBILE AL 36693-3554

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

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

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

MINUTES OF SEPTEMBER 24, 2025

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 2150 O'DONNELL STREET.
The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1209-2025

Sponsored by: Councilmember Carroll

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 1250 O'Donnell Street and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 1250 O'Donnell Street to be \$3,600.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$3,600.00 shall constitute a special assessment against the property at structure 1250 O'Donnell Street and being that property more particularly described as follows:

LOT 1 BLOCK E OAK HILL SUBDIVISION DBK 85 PG 380

Parcel No.: 29 10 27 4 000 102.xxx

Owner: ADAMS ADRAIN
3459 DIAL STREET
MOBILE AL 36612-1611

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

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

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

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

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

FIX COSTS FOR DEMOLITION OF THE STRUCTURE AT 3211 VALLEY ROAD. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 40-1210-2025

Sponsored by: Councilmember Carroll

MINUTES OF SEPTEMBER 24, 2025

WHEREAS, notice has been duly given pursuant to Ordinance No. 11-085, adopted November 26, 2002, affording to all persons an opportunity to be heard concerning the demolition of the structure at 3211 Valley Road and the City Council of the City of Mobile having held such public hearing in connection therewith;

WHEREAS, an itemized report in writing has been made to the City Council of the City of Mobile showing the costs involved in the demolition of the structure 3211 Valley Road to be \$1,500.00 and the City Council, having received the report and heard all objections which have been raised by any of the interested parties liable to be assessed for the cost of the work, finds and determines that such costs are reasonable and in all respects should be confirmed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, as follows: \$1,500.00 shall constitute a special assessment against the property at structure 3211 Valley Road and being that property' more particularly described as follows:

LOT 18 UNRECORDED SUB RPBK 2476 P 879 MORE PART DESC AS FOLL FROM SW COR OF LOT 8 OF RIVERSIDE SUB MBK 3 P 296 RUN N ALG THE WEST LINE OF SAID LOT 8 514 FT TO POB TH RUN EAST & PAR TO NORTH LINE OF GILL RD 200 FT TO PT TH RUN NORTH & PAR TO VALLEY RD 75 FT TO PT TH RUN WEST & PAR TO GILL RD 200 FT TO PT TH RUN S ALG EAST LINE OF SAID LOT 8 75 FT TO POB #SEC 40 T5S R1W #MP32 07 40 0 004

Parcel No.: 32 07 40 0 004 097.001

**Owner: LEE CRYSTAL SHANTA C/O WHEELTIP
TECHNOLOGY INC.
6897 GODDARD ROAD
STONECREST GA 30038-4612**

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

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

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

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

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

HONORARILY RE-NAME DIAMOND STREET TO “HONORARY MOTHER BESSIE MAE GRAYSON WAY”. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 46-1211-2025

Sponsored by: Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that Diamond Drive be given the honorary name of “Honorary Mother Bessie Mae Grayson Way”.

MINUTES OF SEPTEMBER 24, 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, Daves, Woods, and Gregory
Nays: None

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

DECLARE WEEDS NOXIOUS, GROUP 1670. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1229-2025

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

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

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

SECTION 1: It has been determined by the City Council of Mobile that the weeds growing on the privately owned lots or parcels of land described in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part thereof as though set forth in full, known as Group #1670 under the caption "NOXIOUS OR DANGEROUS WEEDS GROWING ON PROPERTY," are noxious and dangerous, and such weeds are hereby declared to be public nuisances. The properties upon which such weeds are growing are all located within the corporate limits of the City of Mobile, about the streets referred to in the description which are more particularly described in said Exhibit "A."

SECTION 2: The weeds growing on or in front of the above-described parcels of property shall be abated by the removal of such noxious or dangerous weeds or ,they will be removed and the nuisances abated by the City of Mobile, in which case the cost of such removal will be assessed against the respective parcels of lands from which such weeds are removed, and such cost will constitute a lien upon such respective parcels of land until paid. A public meeting is hereby called to be held in the Auditorium of the Mobile Government Plaza, 205 Government Street, Mobile, Alabama, on the 28th day of October, 2025, at ten thirty a.m., for the purpose of hearing any objections to the declarations contained in this resolution and to the proposed removal of such weeds, at which time all objections will be heard and given due consideration by the City Council of Mobile; and it is directed that there shall be conspicuously posted in front of each parcel of property, a notice headed "NOTICE TO DESTROY WEEDS," such heading to be in words not less than one inch in height and substantially in the form set out in such Act No. 329, approved April 29, 1988.

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

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

MINUTES OF SEPTEMBER 24, 2025

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL EVENTS RETAIL LIQUOR LICENSE TO EL JEFE HOUSE OF CIGARS; 1621 VIRGINIA STREET. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 37-1230-2025

Sponsored by: Councilmember Carroll

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

Type of application: Special Events Retail Liquor License

Submitted by: El Jefe House of Cigars, LLP

Location: Gulf Coast Challenge
1621 Virginia Street
Mobile, Al 36604

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, Daves, Woods, and Gregory

Nays: None

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

SUSPENSION OF RULES FOR IMMEDIATE CONSIDERATION OF RESOLUTIONS BEING INTRODUCED FOR THE FIRST TIME. Councilmember Gregory moved for the suspension of the rules to consider resolutions 08-1215, 08-1220 and 21-1225 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE CONTRACT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR DESIGN OF SIGNALIZED INTERSECTION IMPROVEMENTS CITY-WIDE; \$65,516.37.

The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 21-1212-2025

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

NAME OF COMPANY: Kimley-Horn and Associates, Inc.

MINUTES OF SEPTEMBER 24, 2025

PROJECT NAME: Design of Signalized Intersection Improvements Citywide
PROJECT NO: STPMB-MR25() & 2025-2060-08
AMOUNT: \$65,516.37

AUTHORIZE CONTRACT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR DESIGN OF SIGNALIZED INTERSECTION IMPROVEMENTS ON OLD SHELL ROAD; \$62,703.42. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 21-1213-2025
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, 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, subject to the company signing the contract and furnishing the required bonds and insurance. A copy of said executed contract is on file in the office of the City Clerk.

NAME OF COMPANY: Kimley-Horn and Associates, Inc.
PROJECT NAME: Design of Signalized Intersection Improvements on Old Shell Road from Parkway West to Ann St.
PROJECT NO: STPMP-4925() & 2025-2060-07
AMOUNT: \$62,703.42

AWARD ITEM-BASED BID FOR MEDICAL OXYGEN FOR MFRD. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1214-2025
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 the attached contract for, the below proposed Bid Award, to the designated vendor for the specified item 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 place orders as needed without further approval or other action by the City Council. The Bid Award contract may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

MINUTES OF SEPTEMBER 24, 2025

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5984	Medical Oxygen service, filling, & rental of M & D medical oxygen cylinders.	8	\$65 per site visit; \$15 per refill of M cylinder; \$5.00 per refill of D cylinder; \$6.02 per month rental per cylinder in City inventory	Six months renewable for five additional six-month periods.	<u>(299943) nexAir LLC</u>

APPROVE PURCHASE ORDER TO CUMINS MID-SOUTH, LLC FOR FUEL PUMP AND ENGINE GASKETS FOR FIRE PUMPER TRUCK; \$25,795.05. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-1215-2025

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, purchase orders 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>29016</u>	2025	(1510) FIRE ADMINISTRATION	REPLACE FUEL PUMP AND ENGINE GASKETS FOR 2017 ROSENBAUER FIRE PUMPER TRUCK (PRICE BELOW BID REQUIREMENT)	\$25,795.05	<u>(38450) CUMMINS MID-SOUTH 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, 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 ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. FOR ANNUAL RENEWAL OF SOFTWARE AND SUPPORT SERVICES FOR GEOGRAPHIC INFORMATION SYSTEM; \$78,295.00. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1216-2025

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, purchase orders

MINUTES OF SEPTEMBER 24, 2025

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>29509</u>	2025	(5010) GEOGRAPHIC INFO SYSTEMS	ANNUAL RENEWAL OF SOFTWARE AND SUPPORT SERVICES FOR CITY GEOGRAPHIC INFORMATION SYSTEM (BID EXEMPT AS SOFTWARE AND PROFESSIONAL SERVICES)	\$78,295.00	(50080) <u>ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE</u>

APPROVE PURCHASE ORDER TO HARDY CHEVROLET BUICK GMC FOR 40 CHEVROLET TAHOE SUVS FOR MPD; \$2,047,470.40. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1217-2025

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, purchase orders 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>28269</u>	2025	(F7000) MOTOR POOL	40 2026 CHEVROLET TAHOE PPV SUVS FOR MPD (SEALED BID 5971)	\$2,047,470.40	(299517) <u>HARDY CHEVROLET BUICK GMC</u>

APPROVE PURCHASE ORDER TO HARDY CHEVROLET BUICK GMC FOR 56 CHEVROLET TAHOE SUVS FOR MPD; \$2,866,458.56. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1218-2025

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, purchase orders to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF SEPTEMBER 24, 2025

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>28218</u>	2025	(F7000) MOTOR POOL	56 2026 CHEVROLET TAHOE PPV SUVS FOR MPD (SEALED BID 5971)	\$2,866,458.56	(299517) HARDY <u>CHEVROLET</u> <u>BUICK GMC</u>

APPROVE PURCHASE ORDER TO HARDY CHEVROLET BUICK GMC FOR 4 CHEVROLET TAHOE SUVS FOR MPD; \$204,747.04. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1219-2025

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, purchase orders 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>28270</u>	2025	(F7000) MOTOR POOL	4 2026 CHEVROLET TAHOE PPV SUVS FOR MPD (SEALED BID 5971)	\$204,747.04	(299517) HARDY <u>CHEVROLET</u> <u>BUICK GMC</u>

APPROVE PURCHASE ORDER TO TRALIANIT HOLDINGS, INC. FOR 1-YEAR SUBSCRIPTION FOR EMPLOYEE STANDARDS OF CONDUCT TRAINING AND SUPPORT; \$25,520.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-1220-2025

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, purchase orders to the indicated vendor in the approximate amount stated, and to approve the supporting bid award if required, for the following requisition as indicated below and attached herein:

MINUTES OF SEPTEMBER 24, 2025

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>30176</u>	2025	(0535) OFFICE OF PROF. RESPONSIBILITY	ONE-YEAR SUBSCRIPTION FOR EMPLOYEE STANDARDS OF CONDUCT TRAINING PRODUCTS AND SUPPORT FOR OPR (PRICE BELOW BID REQUIREMENT; BID EXEMPT AS SOFTWARE AND PROFESSIONAL SERVICES)	\$25,520.00	<u>(297983) TRALANT HOLDINGS 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, 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 2 FORD PICKUP TRUCKS FOR PUBLIC SERVICES DEPARTMENT; \$109,246.00. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1221-2025

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, purchase orders 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>24332</u>	2025	(F7000) MOTOR POOL	TWO FORD F250 SUPERCREW PICKUP TRUCKS WITH MAXON LIFTGATES FOR PUBLIC SERVICES MAINTENANCE AND SANITATION (SEALED BID 5977)	\$109,246.00	<u>(208560) TRUCK EQUIPMENT SALES INC</u>

APPROVE PURCHASE TO TRUCK EQUIPMENT SALES, INC. FOR FOOD PICKUP TRUCK WITH DUMP BODY FOR PUBLIC SERVICES DEPARTMENT; \$98,659.00. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1222-2025

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, purchase orders

MINUTES OF SEPTEMBER 24, 2025

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>28608</u>	2025	(F7000) MOTOR POOL	ONE FORD F450 4X4 SUPERCREW PICKUP TRUCK WITH DUMP BODY FOR PUBLIC SERVICES MAINTENANCE (SEALED BID 5980)	\$98,659.00	<u>(208560) TRUCK EQUIPMENT SALES INC</u>

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY, INC. FOR DUMP TRAILER FOR PUBLIC SERVICES DEPARTMENT; \$63,500.00. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1223-2025

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, purchase orders 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>28317</u>	2025	(F7000) MOTOR POOL	ASPHALT HOTBOX DIESEL DUMP TRAILER FOR PUBLIC SERVICES (SEALED BID 5979)	\$63,500.00	<u>(190715) SANSOM EQUIPMENT CO INC</u>

TRANSFER FUNDS FROM GENERAL FUND TO CAPITAL IMPROVEMENTS FUND. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 09-1224-2025

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile 2025 fiscal year ends on September 30, 2025; and

WHEREAS, Year-end unencumbered discretionary fund balances are customarily transferred from the general fund to capital; and

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following FY 2025 discretionary funds balance transfers are hereby approved:

District 1 – Transfer \$6,831 from discretionary project DSC-01, 10041020, to district 1 capital contingency, 20002000

District 2 – Transfer \$2,973 from discretionary project DSC-01, 10041020, to district 2 capital contingency, 20002000

MINUTES OF SEPTEMBER 24, 2025

District 3 – Transfer \$22,785 from discretionary project DSC-01, 10041020, to district 3 capital contingency, 20002000

District 4 – Transfer \$38,678 from discretionary project DSC-01, 10041020, to district 4 capital contingency, 20002000

District 5 – Transfer \$30,123 from discretionary project DSC-01, 10041020, to district 5 capital contingency, 20002000

District 6 – Transfer \$25,229 from discretionary project DSC-01, 10041020, to district 6 capital contingency, 20002000

District 7 – Transfer \$409 from discretionary project DSC-01, 10041020, to district 7 capital contingency, 20002000

AUTHORIZE CONTRACT WITH OSPREY INITIATIVE, LLC FOR CITY-WIDE SCHOOL LITTER EDUCATION PROGRAM; \$50,000.00. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 08-1225-2025

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, a contract between the City of Mobile and Osprey Initiative, LLC in the amount not to exceed \$50,000 to begin upon execution. The contract is to develop and deliver litter-free education programming to sixth grade students across the City of Mobile, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

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

Ayes: Carroll, Small, 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 ANDERSON DULANEY FOR RAQUET STRINGER SERVICES FOR PARKS & RECREATION DEPARTMENT; NTE \$80,000.00 PER YEAR.

The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1226-2025

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, an Agreement with Anderson Dulaney to provide racquet stringer services for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event shall exceed \$80,000 per year as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is on file in the office of the City Clerk.

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

AUTHORIZE CONTRACT WITH MCCARRON SERVICES FOR PARKING SHUTTLE SERVICES FOR THE CRUISE TERMINAL; NTE \$100,000.00 PER YEAR. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 08-1227-2025

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, a contract, by and between the City of Mobile and McCarron Services, LLC, in the amount not to exceed \$100,000 per year, for twelve months, and renewable without further action required by City Council for two additional twelve month periods, as appropriated funds are available, for parking shuttle service for the City of Mobile Alabama Cruise Terminal, as outlined in the contract attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE MEMORANDUM OF UNDERSTANDING WITH PORT CITY TRANSIT, LLC FOR SERVICES TO OPERATE THE CITY'S TRANSIT SYSTEM. The following resolution was held over until the regular meeting of September 30, 2025.

RESOLUTION: 01-1231-2025

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 hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Memorandum of Understanding by and between the City of Mobile and Port City Transit, LLC for services to operate the City of Mobile's transit system. A copy is on file in the office of the City Clerk.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO REVOKE THE BUSINESS LICENSE AT 1608 ST. STEPHENS ROAD (SCHEDULED FOR OCTOBER 14, 2025). The following resolution was introduced by Councilmember Daves.

RESOLUTION: 41-1228-2025

A PUBLIC HEARING TO DETERMINE IF ACTIVITIES ARISING OUT OF BUSINESS Phat Tuesday Sports Bar, LLC, 1608 ST STEPHENS RD. MOBILE, AL. 36603 OWNED BY ROBERT L. KING AS MEMBER HAS LED TO OR RESULTED IN THE CREATION OF A PUBLIC NUISANCE OR LEAD TO CIRCUMSTANCES THAT ARE DETRIMENTAL TO THE PUBLIC SAFETY AND WELFARE AS SET FORTH IN CITY OF MOBILE MUNICIPAL CODE CHAPTER 34 ARTICLE 4 SECTION 34-64

A RESOLUTION OF THE CITY COUNCIL OF MOBILE REGARDING THE REVOCATION OR SUSPENSION OF THE CITY BUSINESS LICENSE OF PHAT TUESDAY SPORTS BAR, LLC

WHEREAS the City Council of Mobile is empowered under Mobile City Code §34-64(a)–(b) to revoke, suspend, or refuse renewal of any business license issued by the City when the licensee, its agents, or employees violate provisions of the City Code or state law relating to the licensed business; and

WHEREAS proper written notice of a public hearing, as required by §34-64(c), was issued to Phat Tuesday Sports Bar, LLC, c/o Robert L. King, III, registered agent/member, on September 12, 2025; WITH SERVICE AFFIRMED BY City staff; and

MINUTES OF SEPTEMBER 24, 2025

WHEREAS on September 23, 2025, the Council held a duly noticed public hearing to consider the proposed revocation or suspension of the City business license for Phat Tuesday Sports Bar, LLC, 1608 St. Stevens Road, Mobile, Alabama 36603; and

WHEREAS the Council reviewed the Chronological Incident Index (Exhibit A) documenting violations, arrests, and public-safety issues from January 2022 through August 2025, heard testimony from City staff, law-enforcement officers, and other witnesses, and received evidence offered by or on behalf of the licensee.

FINDINGS OF FACT

After considering all evidence, the City Council finds:

1. Alcohol violations: On July 26, August 6, and August 10, 2025, alcoholic beverages were sold after 2:00 a.m. and/or on Sunday in violation of state law and ABC regulations; an ABC citation issued August 10, 2025.
2. Controlled substances: Controlled buys of marijuana occurred on multiple dates between February 2022 and August 2025 inside the premises.
3. Weapons and violence: Numerous calls for service (274 between Jan. 2022–July 2025) included shootings, assaults, and large fights, presenting threats to public safety.
4. Search warrant & arrest: On August 14, 2025, MPD executed a search warrant at the premises, recovered a handgun, and arrested an owner for Certain Persons Forbidden.
5. Illegal gambling devices: Gambling machines were documented and seized during operations, including on April 26, 2022.
6. These facts establish violations of City Code and state law relating to the licensed business and show that the operation has led to circumstances detrimental to the public health, safety, and welfare within the meaning of §34-64(e)(2).

CONCLUSIONS OF LAW

- The above Findings constitute grounds under Mobile City Code §34-64(a) for revocation or suspension of the business license of Phat Tuesday Sports Bar, LLC.
- The Council further concludes, pursuant to §34-64(e)(2), that operation of the business at 1608 St. Stephens Road has created circumstances detrimental to the public health, safety, and welfare and, therefore, warrants the premises-based restrictions provided in that section.

ORDER

NOW, THEREFORE, BE IT RESOLVED by the City Council of Mobile:

1. The City business license of Phat Tuesday Sports Bar, LLC, License No. 94813, for operation at 1608 St. Stephens Road, Mobile, Alabama, is hereby:

REVOKED, effective immediately upon adoption of this Resolution;

SUSPENDED for a period of [] months beginning [date], with reinstatement conditioned on [security plan / hours / cameras / compliance training];

NON-RENEWED, effective [date].

2. Pursuant to §34-64(e)(1), no new business license shall be issued to the licensee or its affiliates for twelve (12) months following revocation/suspension.

MINUTES OF SEPTEMBER 24, 2025

- 3. Pursuant to §34-64(e)(2), no new license shall be issued for the operation of the same or similar business at the premises for twelve (12) months from the effective date.
- 4. The licensee shall cease all business operations requiring a City license as of the effective date and shall surrender the license certificate to the Revenue Department within 24 hours.
- 5. Operating without a valid license after revocation or during suspension may result in citation, injunction, or other enforcement as allowed by law.

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the license of the business **PHAT TUESDAY SPORTS BAR. LLC** is hereby revoked.

BE IT FURTHER RESOLVED the City Clerk of the City shall mail a certified copy of this resolution by registered or certified mail to the interested persons listed above.

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

Ayes: Carroll, Small, 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 October 14, 2025.

ANNOUNCEMENTS

Lisa C. Lambert, City Clerk, offered comments about the 2025 Municipal Election.

Councilmembers Daves, Woods, Gregory, and Small congratulated Mayor-Elect Spiro Cheriogotis and commended State Representative Barbara Drummond for running a well-respected campaign.

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

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:15 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK