

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 10, 2026

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 February 10, 2026, at 9:00 a.m.

Councilmembers:

Present: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Absent: None

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, FEBRUARY 10, 2026

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, February 10, 2026, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Pastor Tony Leager, 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, Ingram, Reynolds, Fleming, and Woods
Absent: None

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 February 3, 2026, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Cheriogotis announced that the USS Farragut will arrive in Mobile, Alabama on February 13, 2026, as the City’s official Mardi Gras ship. The Naval ship will be open to the public February 14-17, from 9:00 a.m. to 3:00 p.m.

Mayor Cheriogotis offered comments about his first 100 days in office as Mayor.

The following employee was presented as Employee of the Month:

Jackson Taylor # 20410 – Build Mobile Planning & Zoning

ADOPTION OF THE AGENDA

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 Chenele Chapman for a waiver of the Noise Ordinance at 51 Rickarby Place on February 15, 2026, from 11:00 a.m. – 10:00 p.m. (District 2).

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

Request of Chenele Chapman for a waiver of the Noise Ordinance at 954 Dr. Martin Luther King, Jr. Avenue on February 16, 2026, from 11:00 a.m. – 10:00 p.m. (District 2).

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

Request of Carman Montgomery for a waiver of the Noise Ordinance at Mardi Gras Park on February 22, 2026, from 1:00 p.m. – 5:00 p.m. (District 2).

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

Request to Tanja Davis for a waiver of the Noise Ordinance at Langan Park on June 13, 2026, from 1:00 p.m. – 6:00 p.m. (District 7).

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

PUBLIC HEARING

PUBLIC HEARING TO CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 1800 DAUPHIN ISLAND PARKWAY (SCHEDULED FOR FEBRUARY 10, 2026) (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to consider the modification of a previously approved planned unit development for property located at 1800 Dauphin Island Parkway 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 4568 HALLS MILL ROAD (SCHEDULED FOR FEBRUARY 10, 2026) (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to consider the modification of a previously approved planning approval for property located at 4568 Halls Mill Road 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 ordinance authorizing the proper action would be introduced later in the meeting.

PUBLIC HEARING TO CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 4568 HALLS MILL ROAD (SCHEDULED FOR FEBRUARY 10, 2026) (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to consider the modification of a previously approved planned unit development for property located at 4568 Halls Mill Road 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 ordinance authorizing the proper action would be introduced later in the meeting.

PRESENTATION OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Cynthia Long, 4000 Lancewood Drive S., formal proposal for the “Milagro & Phoenix Animal Protection Act”; a two-tiered oversight model for animal welfare and public safety.

Brooks Conkle, 213 Lleyn Avenue, presented ideas to improve the business license process.

Denise Grier, 2067 Dauphin Street, requested that 311 leave animal control requests “open” until issues has been resolved.

Reggie Hill, Mobile, Al, continued introduction pertaining to public safety, economic development and rules.

Estella Trotter, Mobile, Al, offered comments about the Council’s lack of accountability, Entitlement Committee follow-up as an oversight to help enforce federal violations against low-income housing communities.

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AGENDA ITEMS:

Jessica Walker, Mobile, Al, gave comments in opposition of Resolution 08-161.

David Preston, Mobile, Al, offered comments in support of Resolution 01-124.

CIP RESOLUTIONS HELD OVER

APPROVE PURCHASE ORDER TO TRP CONSTRUCTION GROUP FOR ROAD STRIPING MATERIALS AND SERVICES FOR TRAFFIC ENGINEERING; \$1,206,453.41. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-123-2026

Sponsored by: Mayor Cheriogotis

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>6938</u>	2026	(2060) TRAFFIC ENGINEERING	ROAD STRIPING MATERIALS AND SERVICES FOR TRAFFIC ENGINEERING (AL STATE CONTRACT)	\$1,206,453.41	<u>(297978) TRP CONSTRUCTION GROUP</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

RESOLUTIONS HELD OVER

AUTHORIZE COOPERATIVE AGREEMENT FOR MAINTENANCE OF RANGELINE WITH SOUTHWEST MOBILE CHAMBER OF COMMERCE FOR THE GATEWAY INITIATIVE PROJECT. The following resolution which was introduced and read at the regular meeting of January 27, 2026 and was held over until the regular meetings of February 3, 2026, and February 10, 2026 was called up by the Presiding Officer.

RESOLUTION: 01-105-2026

Sponsored by: Mayor Cheriogotis 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, 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.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods

Councilmember Woods moved to amend the resolution as on file with the City Clerk's Office as follows:

This Cooperative Agreement (the "Agreement") is made and entered into as of the _ day of _____, 2026, by and between the City of Mobile, an Alabama municipal corporation (the ----"City"), and the Southwest Chamber of Commerce, a domestic non-profit corporation k/a Tillman's Corner Area Chamber of Commerce (the "Chamber"). The City and the Chamber may be referred to individually as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, the City has entered into, or intends to enter into, a separate Cooperative Agreement with the Alabama Department of Transportation ("ALDOT") concerning increased maintenance activities along Rangeline Road and U.S. Highway 90 within Tillmans Corner and U.S. Highway 90 within Tillmans Comer within ALDOT right-of-way (ALDOT reference numbers: US-90 MP-15.690 to 18.410 and MB-06A);

WHEREAS, under the City-ALDOT cooperative agreement, the City remains fully responsible to ALDOT for compliance with all applicable maintenance standards, safety requirements, and right-of-way obligations;

WHEREAS, the City desires to engage the Chamber to assist with certain maintenance, beautification, and upkeep activities along Rangeline Road and U.S. Highway 90 within Tillmans Corner, known as the Gateway Initiative, and as shown in all phases of the Tillman's Corner Streetscape (attached hereto as Exhibit A), subject at all times to ALDOT standards and City oversight;

WHEREAS, the Chamber is willing to perform such services for the benefit of the City and the surrounding community, subject to the terms and conditions set forth herein;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. INCORPORATION OF RECITALS

The foregoing recitals are true and correct and are incorporated into this Agreement as if fully set forth herein.

2. RELATIONSHIP TO ALDOT AGREEMENT

2.1 This Agreement is expressly subordinate to the Cooperative Agreement between the City and ALDOT concerning Rangeline Road and U.S. Highway 90 within Tillmans Corner (the "ALDOT Agreement").

2.2 Nothing in this Agreement shall be construed to create any contractual relationship between the Chamber and ALDOT.

2.3 The City shall remain solely responsible to ALDOT for performance, compliance, and enforcement under the ALDOT Agreement.

2.4 By entering this agreement, the City does not grant the Chamber any right, title, or claim to such rights-of-way.

3. SCOPE OF MAINTENANCE SERVICES

3.1 The Chamber shall perform, at the direction of the City, routine maintenance activities along Rangeline Road and U.S. Highway 90 within Tillmans Corner, which may include:

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- Litter removal and debris pickup;
- Vegetation control, trimming and incidental mowing as needed as part of landscaping activities (City will provide the primary mowing services);
- General appearance and cleanliness upkeep;
- Other maintenance activities expressly approved in writing by the City; and
- The beautification measures noted in the Tillman's Corner Streetscape (attached hereto as Exhibit A) such as plantings of trees, low evergreen plantings of shrubs, ground cover and ornamental grasses, and the Major City/Community Entry Sign.

3.2 The Chamber shall not perform:

- Construction activities outside the scope reflected in Exhibit A; or;
- Any work requiring an ALDOT permit, unless expressly authorized in writing by the City and ALDOT, as applicable.

4. STANDARDS AND COMPLIANCE

4.1 All work performed by the Chamber shall comply with:

- ALDOT standards and specifications, as applicable;
- The Manual on Uniform Traffic Control Devices (MUTCD), where required; and
- All applicable federal, state, and local laws and regulations.

4.2 The Chamber acknowledges that failure to comply with applicable standards may result in immediate suspension of work.

S. OVERSIGHT AND DIRECTION

5.1 The City shall have full authority to direct, monitor, and inspect the Chamber's activities under this Agreement.

5.2 The City may suspend or terminate the Chamber's activities if necessary to protect public safety or to maintain compliance with the ALDOT Agreement.

6. COMPENSATION

The Chamber shall perform services under this Agreement without compensation from the City.

7. INDEMNIFICATION AND LIABILITY

The City is not responsible for the safety of any individuals involved or taking part in this work during planting, maintenance, removal, or other operations. To the extent allowed by law, the Chamber shall be solely responsible for any claim(s) for damage done to existing private property, public utility, or the traveling public, arising out of its obligations under this Agreement.

To the extent permitted by Alabama law, the Chamber shall indemnify, defend, and hold harmless the City, its officers, officials, employees, and agents from and against claims, damages, losses, and expenses arising out of or related to the Chamber's performance under this Agreement.

Nothing herein shall be construed as a waiver of any governmental immunity or statutory limitation applicable to the City.

8. INSURANCE

The Chamber shall maintain insurance in types and amounts acceptable to the City, naming the City as an additional insured, unless waived in writing by the City (\$100,000 single and \$300,000 aggregate).

9. TERM AND TERMINATION

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This Agreement shall commence on the effective date and continue for a term of five (5) years, unless earlier terminated.

Either Party may terminate this Agreement upon thirty (30) days' written notice. The City may immediately terminate or suspend activities for safety or compliance reasons.

10. NO ASSIGNMENT

The Chamber may not assign or subcontract its obligations under this Agreement without the prior written consent of the City.

11. AMENDMENTS

This Agreement may be amended only by written instrument executed by both Parties.

12. SEVERABILITY

If any provision of this Agreement is held invalid or unenforceable, the remaining provisions shall remain in full force and effect.

13. GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of Alabama.

14. NOTICES

Notice to any party will be considered delivered three days following placement of properly addressed and stamped letters in US Mail utilizing the following notice addresses:

CITY OF MOBILE
P.O. Box 1827
Mobile, AL 36633

SOUTHWEST MOBILE CHAMBER OF COMMERCE
5055 Carol Plantation Road
Mobile, AL 36619

15. MISCELLANEOUS.

15.1 Immigration Law. By signing this contract, the contracting parties affirm, for the duration of the Agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the state of Alabama. Pursuant to Ala. Code § 31-13-9, if Chamber employs one or more employees within the State of Alabama, Chamber shall provide documentation establishing that Chamber is enrolled in the E-Verify program. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the Agreement and shall be responsible for all damages resulting therefrom.

15.2 Anti-boycott. Chamber agrees it is not currently engaged in and will not engage in the boycott of a person or an entity based in or doing business with a jurisdiction with which the State of Alabama can enjoy open trade within the meaning of Ala. Code § 41-16-5.

15.3 Nondiscrimination. During the performance of this contract the Chamber agrees as follows:

The Chamber will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, or disability. The Chamber will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, national origin, or disability. Such actions shall include but not be limited to the following: Employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Chamber agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting agency of the municipality setting forth the provisions of this nondiscrimination clause.

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The Chamber will, in all solicitations or advertisements for employees placed by or on behalf of the Chamber, state that all qualifying applicants will receive consideration for employment without regard to race, creed, color, national origin or disability.

The Chamber will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided by the municipal contracting agency, advising the labor union or worker's representative of the Chamber's commitments under this section, and shall post copies of such notice in conspicuous places available to employees and applicants for employment.

In the event of the Chamber's noncompliance with the nondiscrimination clauses of this contract, this contract may be canceled, terminated, or suspended in whole or in part and the Chamber may be declared ineligible for further municipal contracts.

Chamber agrees and commits to follow the Americans with Disabilities Act of 1990.

15.4 Sovereign Immunity. Nothing in this Agreement shall be construed as a waiver of any governmental, sovereign, or other immunity by the City, its officials, or employees. All defenses and limitations of liability provided by law remain fully applicable.

15 .5 This Agreement may be executed in any number of separate counterparts, each of which shall together be deemed an original, but the several counterparts shall together constitute but one and the same Agreement. A portable document format (PDF) file or other reproduction of this Agreement (or the signature page of this Agreement) may be executed by one or more parties hereto, and an executed copy of this Agreement (or the signature page of this Agreement) may be delivered by one or both parties by electronic mail in a PDF file or by similar electronic transmission device pursuant to which the signature of or on behalf of such party can be seen, and such execution and delivery shall be considered valid, binding and effective for all purposes.

The move was seconded by Councilmember Gregory, and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

The Presiding Officer declared the amendment adopted.

The Presiding Officer called for the vote on the original motion as amended and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

AUTHORIZE COOPERATIVE AGREEMENT FOR INCREASED MAINTENANCE OF RANGELINE ROAD WITH THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR THE GATEWAY INITIATIVE PROJECT. The following resolution which was introduced and read at the regular meeting of January 27, 2026 and was held over until the regular meetings of February 3, 2026, and February 10, 2026 was called up by the Presiding Officer.

RESOLUTION: 01-106-2026

Sponsored by: Mayor Cheriogotis and Councilmember Reynolds

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Cooperative Agreement for increased maintenance of Rangeline Road between the City of Mobile and the Alabama Department of Transportation for the Gateway Initiative project attached hereto or one

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with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. A copy of said Agreement is on file in the office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Reynolds moved to adopt the resolution, which was seconded by Councilmember Woods

Councilmember Woods moved to amend the resolution as on file with the City Clerk's Office as follows:

This Cooperative Agreement (the "Agreement") is made and entered into as of the _ day of ___, 20__, by and between the City of Mobile, an Alabama municipal corporation (the "City"), and the State of Alabama, acting by and through the Alabama Department of Transportation ("ALDOT"). The City and ALDOT may be referred to individually as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, ALDOT has jurisdiction over certain public roadways and rights-of-way within the City of Mobile, including Rangeline Road and U.S. Highway 90 within Tillmans Comer, located in Mobile County, Alabama;

WHEREAS, Rangeline Road and U.S. Highway 90 within Tillmans Comer lies within or adjacent to ALDOT right-of-way and requires increased maintenance activities of a primarily non-construction nature beyond routine levels in order to support public safety, aesthetics, and adjacent economic or community development;

WHEREAS, the City desires to assist with certain maintenance, beautification, and upkeep activities along Rangeline Road and U.S. Highway 90 within Tillmans Comer, known as the Gateway Initiative and as shown in all phases of the Tillman's Corner Streetscape (attached hereto as Exhibit A), subject at all times to ALDOT standards and City oversight;

WHEREAS, ALDOT is willing to allow such increased maintenance activities to be performed, provided that such work complies with ALDOT requirements and that responsibility and liability are clearly allocated (ALDOT reference numbers: US-90 MP-15.690 to 18.410 and MB-06A);

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. INCORPORATION OF RECITALS

The above recitals are true and correct and are incorporated into this Agreement as if fully set forth herein.

2. DESCRIPTION OF ROADWAY AND LIMITS

This Agreement applies to Rangeline Road and U.S. Highway 90 within Tillmans Comer, located within the City of Mobile, Alabama, along ALDOT Route No. _____, between approximate mileposts ___ to ___ ___, or such other limits as may be approved by ALDOT (the "Agreement Area").

3. TERM

This Agreement shall become effective on the date first written above and shall remain in effect for a term of five (5) years, unless earlier terminated in accordance with this Agreement. The Agreement may be renewed or extended by mutual written agreement of the Parties.

4. GENERAL COOPERATION

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The Parties agree to cooperate in good faith to allow the increased maintenance of Rangeline Road and U.S. Highway 90 within Tillmans Comer in a manner that promotes public safety, preserves the integrity of the roadway and right-of-way, and complies with all applicable ALDOT standards and requirements.

5. MAINTENANCE RESPONSIBILITIES OF THE CITY

5.1 Scope of Maintenance. The City shall be responsible for performing or arranging for increased maintenance activities within the Agreement Area, which may include, but are not limited to:

- Litter removal and debris pickup;
- Vegetation control, trimming and mowing;
- General appearance and cleanliness upkeep;
- The beautification measures noted in the Tillman's Comer Streetscape (attached hereto as Exhibit A) such as plantings of trees, low evergreen plantings of shrubs, ground cover and ornamental grasses, and the Major City/Community Entry Sign;
- Landscaping maintenance (no new installation unless expressly approved);
- Minor aesthetic or cleanliness improvements that do not alter grades, drainage, or structural elements; and
- Other maintenance activities approved in writing by ALDOT.

No new structures, fixtures, signage, or landscaping installations shall be placed within the ALDOT right-of-way without ALDOT's prior written approval.

5.2 Standards. All maintenance activities shall conform to:

- ALDOT standards and specifications;
- The current Manual on Uniform Traffic Control Devices (MUTCD), where applicable; and
- Any written directives or conditions issued by ALDOT related to the work.

5.3 Permits and Approvals. Any work not expressly described in this Agreement shall require prior written approval from ALDOT and, if applicable, a separate permit.

5.4 No Interference. The City shall ensure that maintenance activities do not interfere with traffic flow, drainage, utilities, or future ALDOT construction or maintenance operations.

6. ALDOT RIGHTS AND OVERSIGHT

6.1 ALDOT retains full jurisdiction and control over the roadway and right-of-way.

6.2 ALDOT may inspect maintenance activities at any reasonable time.

6.3 If the City fails to comply with this Agreement, ALDOT may require corrective action, suspend activities, or terminate this Agreement upon written notice.

6.4 The City remains fully responsible to ALDOT for compliance with all applicable maintenance standards, safety requirements, and right-of-way obligations.

7. INDEMNIFICATION AND LIABILITY

To the extent permitted by Alabama law, and subject to the limitations applicable to municipal corporations under Ala. Code§ 11-93-2, the City shall defend, indemnify, and hold harmless the State of Alabama, ALDOT, and their officers, officials, employees, and agents from and against claims, damages, losses, and expenses arising out of the City's maintenance activities performed under this Agreement.

Nothing herein shall be construed as a waiver of sovereign or governmental immunity.

8. INSURANCE

The City shall maintain insurance or self-insurance coverage consistent with its statutory

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authority and risk management practices sufficient to cover its obligations under this Agreement.

9. TERMINATION

Either Party may terminate this Agreement upon thirty (30) days' written notice to the other Party. ALDOT may immediately suspend activities if necessary to protect public safety or the integrity of the roadway.

10. AMENDMENTS

This Cooperative Agreement may be amended at any time by the mutual consent of the Parties, provided that any amendment or modification shall be in writing and executed by both Parties, or their respective successors or assigns.

11. ASSIGNMENT

Neither Party may assign or transfer its rights or obligations under this Cooperative Agreement without the prior written consent of the other Party. Any attempted assignment or transfer made without such prior written consent shall be null and void and of no force or effect.

12. GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of Alabama.

13. SEVERABILITY

If any provision of this Cooperative Agreement is declared invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect the remaining provisions of this Cooperative Agreement, which shall remain in full force and effect and be construed to carry out the intent of the Parties.

14. ENTIRE AGREEMENT

This Agreement constitutes the entire agreement between the Parties concerning the subject matter hereof and supersedes all prior discussions or understandings.

The move was seconded by Councilmember Gregory, and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

The Presiding Officer declared the amendment adopted.

The Presiding Officer called for the vote on the original motion as amended and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH MOBILE COUNTY DISTRICT ATTORNEY'S OFFICE TO PROVIDE FUNDING ASSISTANCE.

The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 01-124-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor and the City Clerk are hereby authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Intergovernmental Agreement between the Mobile County District Attorney's Office and the City of Mobile, for the purpose of providing funding assistance for crime investigation, prevention and prosecution in the Circuit Courts and District Courts of the 13th Judicial Circuit, and to perform all acts necessary as outlined in the Intergovernmental Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Intergovernmental Agreement is on file in the office of the City Clerk.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory

Nays: None

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

AUTHORIZE FOREIGN TRADE ZONE OPERATOR AGREEMENT WITH AUSTAL USA, LLC.

The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 01-125-2026

Sponsored by: Mayor Cheriogotis

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 Foreign-Trade Zone Operator Agreement between City of Mobile and Austal USA, LLC, in which the City grants the Operator the right to utilize the real property located Foreign-Trade Zone No. 82, as outlined in the agreement attached hereto and made a part hereof as though set forth in full herein. 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 Woods moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory

Nays: None

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

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AUTHORIZE AMENDMENT TO AGREEMENT WITH MIOVISION TECHNOLOGIES US, LLC FOR EMERGENCY TRAFFIC PREEMPTION SERVICES; NTE \$285,234.00. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 01-126-2026

Sponsored by: Mayor Cheriogotis

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 amendment to an agreement, by and between the City of Mobile and Miovision Technologies US LLC, for emergency vehicle traffic preemption services, in an amount not to exceed \$ 285,234.00, as appropriated funds are available, to extend the duration of the agreement for six additional years, with the option to further extend the agreement for one additional year without further approval by Council, and to add additional intersections and apparatus, as outlined in the agreement amendment 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 Woods moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 ALAMO GROUP TEXAS, LLC FOR MOWERS FOR PUBLIC SERVICES DEPARTMENT; \$50,759.36. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-127-2026

Sponsored by: Mayor Cheriogotis

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>7036</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	FOUR ALAMO 88-INCH SHD REAR FLAIL MOWERS FOR PUBLIC SERVICES MAINTENANCE (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$50,759.36	<u>(299935) ALAMO GROUP TEXAS LLC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 DANA SAFETY SUPPLY, INC. FOR UPFITTING FOR 60 SUVs FOR MPD; \$897,721.26. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-129-2026

Sponsored by: Mayor Cheriogotis

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>6500</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	POLICE PATROL VEHICLE UPFITTING FOR 60 CHEVROLET TAHOE PPV SUVs FOR MPD (AL STATE CONTRACT)	\$897,721.26	<u>(290980) DANA SAFETY SUPPLY INC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
 Nays: None

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

APPROVE PURCHASE TO DANA SAFETY SUPPLY, INC. FOR VEHICLE UPFITTING FOR 37 SUVs FOR MPD; \$339,032.11. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-130-2026

Sponsored by: Mayor Cheriogotis

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>6501</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	POLICE ADMINSTRATIVE VEHICLE UPFITTING FOR 37 CHEVROLET TAHOE PPV SUVS FOR MPD (AL STATE CONTRACT)	\$339,032.11	<u>(290980) DANA SAFETY SUPPLY INC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
 Nays: None

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

APPROVE PURCHASE TO DEER & COMPANY FOR 4 TRACTORS FOR PUBLIC SERVICES; \$302,285.24. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-131-2026

Sponsored by: Mayor Cheriogotis

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>7038</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	FOUR JOHN DEERE 5095M TRACTORS FOR PUBLIC SERVICES (AL STATE CONTRACT)	\$302,285.24	<u>(295477) DEERE & COMPANY</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
 Nays: None

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

APPROVE PURCHASE TO E-BUILDER, INC. FOR ANNUAL RENEWAL OF PROJECT MANAGEMENT SOFTWARE; \$66,103.33. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

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RESOLUTION: 08-132-2026

Sponsored by: Mayor Cheriogotis

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>6717</u>	2026	(2045) MAJOR PROJECTS	ANNUAL RENEWAL OF E-BUILDER PROJECT MANAGEMENT SOFTWARE (BID EXEMPT AS SOFTWARE, GSA CONTRACT)	\$66,103.33	<u>(295201) E-BUILDER, INC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
 Nays: None

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

APPROVE PURCHASE ORDER TO SANSOM EQUIPMENT COMPANY, INC. FOR GARBAGE TRUCK FOR PARKS DEPARTMENT; 167,970.00. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-135-2026

Sponsored by: Mayor Cheriogotis

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>5896</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	NEW WAY DIAMONDBACK 8 CU YD REAR LOAD GARBAGE TRUCK ON ISUZU NRR CHASSIS FOR PARKS DEPT (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$167,970.00	<u>(190715) SANSOM EQUIPMENT CO INC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 STONS, INC. FOR ANNUAL RENEWAL OF MONDAY.COM PROJECT MANAGEMENT SOFTWARE FOR MIT; \$74,115.00. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-137-2026

Sponsored by: Mayor Cheriogotis

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>6793</u>	2026	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF MONDAY.COM PROJECT MANAGEMENT SOFTWARE FOR MIT (GSA CONTRACT, BID EXEMPT AS SOFTWARE)	\$74,115.00	<u>(297526) STONS INC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 IN THE CAPITAL IMPROVEMENT FUND FROM CAPITAL PROJECT CAPITAL IMPROVEMENT RESERVE TO CAPITAL PROJECT MIT BUILDING HVAC EMERGENCY REPAIRS; \$225,000.00. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 09-143-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$225,000.00 in the Capital Improvement Fund (2000) be reallocated from Capital Project #C0116 Capital Improvement Reserve to Capital Project F746-002 MIT

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Building HVAC Emergency Repairs. These funds will be used to acquire a new HVAC for MIT Building.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 #2 WITH APAC-ALABAMA, INC., F/K/A H.O. WEAVER & SONS, INC., FOR 2024 CIP RESURFACING CITY COUNCIL DISTRICTS 6 & 7; \$102,200.01 INCREASE. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 13-144-2026

Sponsored by: Mayor Cheriogotis and Councilmembers Woods and Gregory

WHEREAS, the CITY entered into a contract dated June 4, 2024 with H.O Weaver & Sons, Inc. (now dba as APAC-Alabama Inc.), for construction services on the project known as 2024 CIP Resurfacing City Council Districts 6 & 7 (COM Project No. 2024-3005-03); and WHEREAS, the original contract amount was \$2,789,867.36 for a unit priced based contract for CIP resurfacing in council districts 6 & 7; and

WHEREAS, during construction, unforeseen circumstances with utilities and existing conditions caused additional work to become necessary for payment adjustments estimated to be \$263,986.73 in previously approved Change Order #1 dated June 12, 2025, and increasing the original agreement to a total of \$3,053,854.09; and

WHEREAS, the actual construction cost for the timely repair was \$366,186.74, requiring an additional \$102,200.01 to be added to the previously approved amount of \$263,986.73; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Council does hereby authorize the addition of Change Order #2 in the amount of \$102,200.01, for a total of \$3,156,054.10 to be paid to H.O Weaver & Sons, Inc. (now dba as APAC-Alabama Inc.) for the construction of 2024 CIP Resurfacing City Council Districts 6 & 7 (COM Project No. 2024-3005-03).

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 #2 WITH CHRIS BREWER CONTRACTING, INC. FOR 2024 CITY OF MOBILE ANNUAL STREET MAINTENANCE; \$1,175,000.00 INCREASE. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 13-145-2026

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Sponsored by: Mayor Cheriogotis and Councilmembers Penn, Ingram, Small, Reynolds, Fleming, Woods, & Gregory

WHEREAS, the CITY entered into a contract dated February 14, 2024, with Chris Brewer Contracting, Inc., for street repairs on the project known as 2024 City of Mobile Annual Street Maintenance (COM Project No. 2024-3005-06); and

WHEREAS, the original contract amount was \$705,650.00 for a task order and unit priced based contract for annual street maintenance for a term of one year with a renewable clause of one or two additional one-year periods; and

WHEREAS, the original contract was awarded by competitive bid and the term option is being extended without any change in scope or in unit prices, and additional funding was approved for \$750,000.00, increasing the original agreement to a total of \$1,455,650.00; and

WHEREAS, the term option is being extended for a second one-year period without any change in scope or in unit prices, and additional funding has been approved for \$1,175,000.00, increasing the total for the contract to \$2,630,350.00; now therefore

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 for and on behalf of the City of Mobile, the Amendment to Extend Term of Agreement with Chris Brewer Contracting, Inc., attached hereto. A copy of said Amendment is on file in the Office of the City Clerk.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 THE MOBILE CHAMBER OF COMMERCE FOUNDATION, INC. FOR THE MOGO RIDESHARE PROGRAM; \$200,000.00. The following resolution which was introduced and read at the regular meeting of February 3, 2026, and was held over until the regular meeting of February 10, 2026, was called up by the Presiding Officer.

RESOLUTION: 21-146-2026

Sponsored by: Mayor Cheriogotis

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 Performance Contract with the Mobile Area Chamber of Commerce Foundation Inc. in the amount of \$200,000.00 for support of the MoGo Rideshare program, a partnership between the Mobile Chamber of Commerce and Via operating in the City of Mobile, Alabama 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 Woods moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory

Nays: None

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

ORDINANCES BEING INTRODUCED

CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 1800 DAUPHIN ISLAND PARKWAY.

The following ordinance was held over until the regular meeting of February 18, 2026.

ORDINANCE: 64-005-2026

Sponsored by: Councilmember Small

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 Planned Unit Development was approved on September 2, 2004, allowing multiple buildings on a single building site located at 1800 Dauphin Island Parkway and described as follows:

LOT 1, FULTON ROAD BAPTIST CHURCH SUBDIVISION, AS RECORDED IN MAP BOOK 106, PAGE 39, IN THE OFFICE OF THE JUDGE OF PROBATE COURT, MOBILE COUNTY, ALABAMA.

WHEREAS, on October 29, 2025, the owner of said property applied for a Termination of the Planned Unit Development allowing multiple buildings on a single building site.

WHEREAS, the Planning Commission held a public hearing on the requested-Termination on December 18, 2025, and recommended approval of the Planned Unit Development Termination to the City Council, subject to the following conditions:

1. Administrative approval of a Minor Modification to the Fulton Road Baptist Church-Planning Approval;
2. Full compliance with all municipal codes and ordinances.

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

Section One: That the termination of the Planned Unit Development is hereby approved with the following required conditions:

1. Administrative approval of a Minor Modification to the Fulton Road Baptist Church Planning Approval;
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.

CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 4568 HALLS MILL ROAD. The following ordinance was held over until the regular meeting of February 18, 2026.

ORDINANCE: 64-006-2026

Sponsored by: Councilmember Reynolds

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

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WHEREAS, a Planning Approval was approved on March 1, 2018, allowing a church school and day care in an R-1, Single-Family Residential Suburban District, on property located at 4568 Halls Mill Road and described as follows:

LOT 1, LMS. SUBDIVISION AS RECORDED IN MAP BOOK 113, PAGE 48, OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA;

WHEREAS, on October 20, 2025, the owner of said property applied for a Major Modification of a previously approved Planning Approval allowing a church school and day care in an R-1, Single-Family Residential Suburban District, to allow expansion of a church school and day care in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on November 20, 2025, and recommended approval of the Major Modification of the Planning Approval subject to the following conditions:

1. Provision of the size labels in both square feet and acres;
2. Provision of the building sizes in square feet on the site plan;
3. Retention of the right-of-way widths along all streets on the site plan;
4. Placement of a note on the site plan stating that the site will comply with tree planting and landscape area requirements;
5. Revision of the site plan to depict a complaint residential buffer where the site abuts residentially zoned or utilized property;
6. Retention of a note on the Final Planning Approval site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
7. Submittal to and approval by Planning and Zoning of the revised Modified Planning Approval site plan prior to their recording in Probate Court, and the provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; and,
8. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

- a. Is consistent with all applicable requirements of this Chapter;
- b. Is compatible with the character of the surrounding neighborhood;
- c. Will not impede the orderly development and improvement of surrounding property;
- d. 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;
- e. Is subject to adequate design standards to provide ingress and egress that minimize traffic hazards and traffic congestion on the public roads;
- f. Is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas; and
- g. Shall not be detrimental or endanger the public health, safety or general welfare.
- h. Benefits Consideration. In addition, consideration was given to the City's and the larger community's best interests and 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 modification of the Planning Approval is hereby approved with the following required conditions:

1. Provision of the size labels in both square feet and acres;
2. Provision of the building sizes in square feet on the site plan;
3. Retention of the right-of-way widths along all streets on the site plan;
4. Placement of a note on the site plan stating that the site will comply with tree planting and landscape area requirements;
5. Revision of the site plan to depict a complaint residential buffer where the site abuts residentially zoned or utilized property;

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6. Retention of a note on the Final Planning Approval site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
7. Submittal to and approval by Planning and Zoning of the revised Modified Planning Approval site plan prior to their recording in Probate Court, and the provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; and,
8. Full compliance with all municipal codes and ordinances.

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

CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 4568 HALLS MILL ROAD. The following ordinance was held over until the regular meeting of February 18, 2026.

ORDINANCE: 64-007-2026

Sponsored by: Councilmember Reynolds

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 Planned Unit Development was approved on March 1, 2018, to allow multiple buildings on a single building site with shared access and parking between two building sites located at 4568 Halls Mill Road and described as follows:

LOT 1, LMS. SUBDIVISION AS RECORDED IN MAP BOOK 113, PAGE 48, IN THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA;

WHEREAS, on October 20, 2025, the owner of said property applied for a Major Modification of the Planned Unit Developments allowing multiple buildings on a single building site with shared access and parking between two building sites, to allow construction of an additional building on a multi-building site with shared access and parking between multiple building sites.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on November 20, 2025, and recommended approval of the Major Modification of the Planned Unit Development (PUD) subject to the following conditions:

1. Provision of the size labels in both square feet and acres;
2. Provision of the building sizes in square feet on the site plan;
3. Retention of the right-of-way widths along all streets on the site plan;
4. Placement of a note on the site plan stating that the site will comply with tree planting and landscape area requirements;
5. Revision of the site plan to depict a complaint residential buffer where the site abuts residentially zoned or utilized property;
6. Retention of a note on the Final PUD site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
7. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to their recording in Probate Court, and the provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; and,
8. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

- a. Is consistent with all applicable requirements of this Chapter;
- b. Is compatible with the character of the surrounding neighborhood;
- c. Will not impede the orderly development and improvement of surrounding property;

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- d. 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;
- e. Is subject to adequate design standards to provide ingress and egress that minimize traffic hazards and traffic congestion on the public roads;
- f. Is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas; and
- g. Shall not be detrimental or endanger the public health, safety or general welfare.
- h. Benefits Consideration. In addition, consideration was given to the City's and the larger community's best interests and 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 modification of the Planning Approval is hereby approved with the following required conditions:

1. Provision of the size labels in both square feet and acres;
2. Provision of the building sizes in square feet on the site plan;
3. Retention of the right-of-way widths along all streets on the site plan;
4. Placement of a note on the site plan stating that the site will comply with tree planting and landscape area requirements;
5. Revision of the site plan to depict a complaint residential buffer where the site abuts residentially zoned or utilized property;
6. Retention of a note on the Final Planning Approval site plan stating future development or redevelopment of the property may require approval by the Planning Commission and City Council;
7. Submittal to and approval by Planning and Zoning of the revised Modified Planning Approval site plan prior to their recording in Probate Court, and the provision of copies of the recorded site plans (hard copy and pdf) to Planning and Zoning; and,
8. Full compliance with all municipal codes and ordinances.

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

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 09-149 through 60-157 being introduced for the first time. The motion was seconded by Councilmember Woods and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

The Presiding Officer declared unanimous consent granted for the items.

CONSENT RESOLUTIONS BEING INTRODUCED

TRANSFER FUNDS FROM DISTRICT 7 DISCRETIONARY ACCOUNT TO MOBILE TENNIS CENTER TO ASSIST WITH THE CHILD ADVOCACY TENNIS TOURNAMENT.
The following resolution was introduced by Councilmember Penn.

RESOLUTION: 09-149-2026

Sponsored by: Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of **\$400.00** be transferred from the District 7 General Fund, Discretionary Account DSC-07, from General Fund Account 10041020-42080 to **Mobile Tennis Center** and will be used **to assist with the Child Advocacy Tennis Tournament.**

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RESTAURANT RETAIL LIQUOR LICENSE TO LOGANS ROADHOUSE-405; 3250 AIRPORT BOULEVARD. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 37-150-2026

Sponsored by: Councilmember Penn

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: Restaurant Retail Liquor License

Submitted by: Logans Roadhouse Enterprises, LLC

Location: Logans Roadhouse 405
3250 Airport Boulevard
Mobile, Al 36606

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE BUILD MOBILE EMPLOYEE OF THE MONTH; TAYLOR. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-151-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City Supervisors, recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 to the following employee:

February 2026 Jackson Taylor (Employee #20410) Build Mobile:
Planning & Zoning

This employee is to be commended for their exemplary work performance or innovations that significantly reduce costs or results in an outstanding improvement in service to the public.

MINUTES OF FEBRUARY 10, 2026

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE OFFICER OF THE MONTH; CALLEGARI. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-152-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor, upon nomination by City supervisors, recommends to the City Council that it authorize awards, pursuant to Section 11-40-22 Code of Alabama 1975, of \$500 each to the following employee:

January 2026: Officer Paul Callegari

The employee is to be commended for his exemplary work performance or innovations that significantly reduce costs or result in an outstanding improvement in service to the public.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 TOULMINVILLE RATTLERS YOUTH FOOTBALL TEAM SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-153-2026

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$1,000.00 to Toulminville Rattlers, from the District 1 Discretionary Fund (10041020 42080); and

WHEREAS, to Toulminville Rattlers, 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 Toulminville Rattlers, will be used to assist with youth football team awards banquet at TopGolf.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,000.00 to Toulminville Rattlers, 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.

MINUTES OF FEBRUARY 10, 2026

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 NSPIREU SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-154-2026

Sponsored by: Councilmember Penn

WHEREAS, Councilmember Penn wishes to appropriate \$500.00 to NSPIREU, from the District 1 Discretionary Fund (10041020 42080); and

WHEREAS, to NSPIREU, 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 NSPIREU, will be used to assist with the 4th Annual Sisters for Life Health & Wellness Expo on August 22, 2206.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$500.00 to NSPIREU, 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 Penn moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 NSPIREU SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-155-2026

Sponsored by: Councilmember Small

WHEREAS, Councilmember Small wishes to appropriate \$2,500.00 to NSPIREU, from the District 3 Discretionary Fund (10041020 42080); and

WHEREAS, to NSPIREU, 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

MINUTES OF FEBRUARY 10, 2026

WHEREAS, the Mobile City Council determines that this appropriation to NSPIREU, will be used to assist with the 4th Annual Sisters for Life Health & Wellness Expo on August 22, 2206.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2,500.00 to NSPIREU, 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 Penn moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 AFRICATOWN COMMUNITY DEVELOPMENT CENTER SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-156-2026

Sponsored by: Mayor Cheriogotis

WHEREAS, Mayor Cheriogotis wishes to appropriate \$2000.00 to Africatown Community Development Center (ACDC), from District 8 Discretionary Fund (10041020 42080); and

WHEREAS, Africatown Community Development Center 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 Africatown Community Development Center will be used to assist underserved families during the Christmas holidays within the Africatown and Camp Ground communities.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$2000.00 to Africatown Community Development Center, 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 Penn moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 PEOPLE UNITED TO ADVANCE THE DREAM SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Penn.

RESOLUTION: 60-157-2026

MINUTES OF FEBRUARY 10, 2026

Sponsored by: Mayor Cheriogotis

WHEREAS, Mayor Cheriogotis wishes to appropriate **\$5000.00** to People United to Advance the Dream, from District 8 Discretionary Fund (10041020 42080); and

WHEREAS, People United to Advance the Dream, 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 People United to Advance the Dream, will be used to support the 36th Annual MLK Jr. Celebration aimed toward educating youth.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **\$5000.00** to People United to Advance the Dream, 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 Penn moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 08-162, 08-165, 08-166, and 21-169 being introduced for the first time. The motion was seconded by Councilmember Reynolds and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

RESOLUTIONS BEING INTRODUCED

AUTHORIZE AGREEMENT WITH OVG PARKING, LLC TO OPERATE AND MANAGE THE CLAIBORNE STREET GARAGE.

The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 01-158-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Parking Management Agreement, with OVG Parking, LLC, to operate and manage the Claiborne Street Garage, for a base management fee and incentive management fee, attached hereto or one with wording substantially similar, and made a part hereof.

Said document is by reference made a part of this necessary to effectuate the Agreement. A copy of said Agreement is on file in the office of the City Clerk and in the Office of the Real Estate Asset Management Department of the City of Mobile.

AUTHORIZE FUNDING AND PARTICIPATION AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT BOARD FOR ACCESS ROAD CONSTRUCTION AT MOBILE AIRPORT AUTHORITY, NORTH CAMPUS. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 01-159-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Funding and Participation Agreement for Access Road Construction Accessing Mobile Airport Authority North Campus between the City of Mobile, the Mobile Airport Authority, and The Industrial Development Board of the City of Mobile, attached hereto or one with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. A copy of said Agreement is on file in the office of the City Clerk.

AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH MOBILE COUNTY COMMISSION FOR AGREEMENT OF TERMS FOR AUDIOVISUAL MAINTENANCE IN THE MUNICIPAL, DISTRICT, AND CIRCUIT COURTROOMS LOCATED IN GOVERNMENT PLAZA. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 01-160-2026

Sponsored by: Mayor Cheriogotis

WHEREAS, counties and municipalities in the State of Alabama are authorized to expend public funds when a public purpose will be thereby served, and may enter into mutual agreements providing for improvement, construction, management, and maintenance of buildings and facilities which benefit the public ; and

WHEREAS, the City of Mobile, Alabama (the City), situated in Mobile County, Alabama, and Mobile County, Alabama (the County), each find that a public purpose will be served by the expenditure of City funds for the maintenance of the audiovisual system in the Municipal, District, and Circuit Courts, located in Government Plaza as well as the Mobile County Metro Jail Zoom system; and

WHEREAS, the City intends to secure the services of a professional skilled in audiovisual technology repair to provided standard maintenance and repair services to the audiovisual system installed into Government Plaza's twenty (20) Courtrooms and the Mobile County Metro Jail's Zoom system (the "Services"); and

WHEREAS, the City and the County deem it necessary and desirable to set out the terms of their agreement with regard to the Services;

NOW, THEREFORE, in consideration of the premises and the public purposes to be served hereby, the City and the County agree as follows:

1. The City shall enter into an agreement with S3 Technologies, LLC ("Contractor"), an Alabama limited liability company, for maintenance and repair services, for which the City shall pay the Contractor an annual amount of Thirty-Five Thousand Dollars (\$35,000.00) (the "Funds").
2. The initial term of this Agreement shall be for three (3) years. The City, in its sole discretion, may elect to renew this Agreement for one (1) additional one-year term.
3. The City shall designate Deborah McGowin, the Director of Courts to be the point of contact with the Contractor to request services be provided.
4. The County shall designate a representative as a point of contact to the City if any Services are needed by the Contractor.

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5. The City shall only remit payment for the services included in the agreement with S3 Technologies.

6. Additional Services; Cost Responsibility

A. Warranty-Related Labor

Any remaining manufacturer or vendor warranty shall apply solely to the equipment. Labor required to decommission or commission the audiovisual system in the District or Circuit courtrooms, or the Mobile County Metro Jail, in connection with any warranty claim shall be considered an additional service. All costs associated with such labor shall be the sole responsibility of the County, provided that any such services and related costs must receive the City's prior written approval.

B. Access to Restricted Areas

If access to restricted areas is required to perform necessitated Services as determined by the Contractor in the District or Circuit courtrooms, or the Mobile County Metro Jail, and such access necessitates additional labor resources resulting in additional compensation, all fees and costs associated with such additional labor shall be borne solely by the County, subject to the City's prior written approval before the services are performed.

C. Equipment Failure Services

In the event additional services are required in the District or Circuit courtrooms, or the Mobile County Metro Jail, due to equipment failure that renders the audiovisual system non-functional as determined by the Contractor and such services result in additional compensation, all associated costs shall be the responsibility of the County, provided that the City has approved such services and costs in writing in advance.

Compliance with applicable state and federal laws, rules, and regulations shall be ensured through the City's contract with the Contractor. The Contractor shall strictly comply with all such laws, rules, and regulations in the performance of this Agreement and shall ensure that no person is subjected to discrimination on the basis of race, color, national or ethnic origin, age, religion, disability, sex, sexual orientation, gender identity or expression, veteran status, characteristics of personal identity, or any other characteristic protected under applicable federal or state law.

Nothing in this Agreement shall be construed to make the County a party to, or otherwise liable for, the City's contract with S3 Technologies. The County shall have no responsibility or liability for any obligations, claims, costs, damages, or disputes arising out of or related to the City's contract with S3 Technologies, including but not limited to performance, payment, or termination of that contract

IN WITNESS WHEREOF, the parties have each caused this instrument to be executed on the date or dates set out below the signature of their duly authorized representative.

APPROVE PURCHASE ORDER TO CELLEBRITE, INC. FOR ANNUAL RENEWAL OF MOBILE DEVICE DATA FORENSIC SOFTWARE FOR GULF COAST TECHNOLOGY CENTER; \$247,676.00. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 08-161-2026

Sponsored by: Mayor Cheriogotis

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

MINUTES OF FEBRUARY 10, 2026

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>7670</u>	2026	(1502) GULF COAST TECHNOLOGY CENTER	ANNUAL RENEWAL OF MOBILE DEVICE DATA FORENSIC SOFTWARE FOR GULF COAST TECHNOLOGY CENTER (BID EXEMPT AS SOFTWARE, SERVICES TO AID IN DETECTION OF CRIMINAL ACTIVITY)	\$247,676.00	<u>(293683) CELLEBRITE INC</u>

APPROVE PURCHASE ORDER TO GAINES UTILITY CONSTRUCTION COMPANY, LLC FOR STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL, MOOT AVENUE TO HALLS MILL ROAD; \$29,983.64. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 08-162-2026

Sponsored by: Mayor Cheriogotis

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>7484</u>	2026	(2070) PUBLIC SERVICES ADMINISTRATION	STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL – MOOT AVENUE TO HALLS MILL ROAD (PRICE BELOW BID REQUIREMENT; VENDOR ROTATION POOL)	\$29,983.64	<u>(295242) GAINES UTILITY CONSTRUCTION COMPANY LLC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 MAGNET FORENSICS USA, INC. FOR ANNUAL RENEWAL OF LAW ENFORCEMENT FORENSIC SOFTWARE AND SERVICES FOR GULF COAST TECHNOLOGY CENTER; \$92,452.71. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 08-163-2026

Sponsored by: Mayor Cheriogotis

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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>7372</u>	2026	(1502) GULF COAST TECHNOLOGY CENTER	ANNUAL RENEWAL OF LAW ENFORCEMENT FORENSIC SOFTWARE AND SERVICES FOR GULF COAST TECHNOLOGY CENTER (BID EXEMPT AS PROFESSIONAL SERVICES, SECURITY, AND SOFTWARE)	\$92,452.71	(295509) <u>MAGNET FORENSICS USA, INC</u>

APPROVE PURCHASE ORDER TO QWALLY, INC. FOR ANNUAL RENEWAL OF BUSINESS ENGAGEMENT SOFTWARE FOR COMMUNITY HOUSING AND DEVELOPMENT; \$81,000.00. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 08-164-2026

Sponsored by: Mayor Cheriogotis

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>7329</u>	2026	(3500) NEIGHBORHOOD DEVELOPMENT	ANNUAL RENEWAL OF WORKWITH SMALL BUSINESS ENGAGEMENT SOFTWARE FOR COMMUNITY HOUSING AND DEVELOPMENT DEPT (BID EXEMPT AS CUSTOM SOFTWARE)	\$81,000.00	(295844) <u>QWALLY INC</u>

APPROVE PURCHASE ORDER TO SAFE HAVEN COMPANY, LLC FOR STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL, DAUPHIN STREET TO SPRINGDALE BOULEVARD; \$19,500.00. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 08-165-2026

Sponsored by: Mayor Cheriogotis

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>7587</u>	2026	(2070) PUBLIC SERVICES ADMINISTRATION	STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL – DAUPHIN STREET TO 90 SPRINGDALE BLVD (PRICE BELOW BID REQUIREMENT; VENDOR ROTATION POOL)	\$19,500.00	<u>(300101) SAFE HAVEN CO LLC</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 VDA LABS FOR COMPUTER NETWORK TESTING AND REPORTING SERVICES FOR MIT; \$47,075.00. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 08-166-2026

Sponsored by: Mayor Cheriogotis

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>6840</u>	2026	(5000) INFORMATION TECHNOLOGY	COMPUTER NETWORK PENETRATION TESTING AND REPORTING SERVICES FOR MIT (BID EXEMPT AS PROFESSIONAL SERVICES, SERVICES RELATED TO INFRASTRUCTURE SECURITY)	\$47,075.00	<u>(300027) VDA LABS</u>

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
 Nays: None

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

MINUTES OF FEBRUARY 10, 2026

RE-ALLOCATE FUNDS FROM UNASSIGNED FUND BALANCE TO MOBILE RIVERFRONT CAPITAL IMPROVEMENTS; \$2,000,000.00. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 09-167-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$2,000,000.00 be reallocated from Unassigned Fund Balance to (C1046) Mobile Riverfront Capital Improvements project to protect and maintain bulkhead that supports city owned infrastructure and facilities.

TRANSFER FUNDS FROM CAPITAL PROJECT HERNDON-SAGE TURF REPLACEMENT TO CAPITAL PROJECT CIP FIGURES PARK-POOL REPAIR & IMPROVEMENTS; \$295,875.00. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 09-168-2026

Sponsored by: Mayor Cheriogotis and Councilmember Penn

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$295,875.00 be reallocated from Capital Project F533-001 Herndon Sage-Turf Replacement to Capital Project F526-002 CIP Figures Park for Pool Repair & IMP.

AUTHORIZE CONTRACT WITH S3 TECHNOLOGIES, LLC FOR MAINTENANCE AND REPAIR SERVICES OF COURTROOM AUDIOVISUAL TECHNOLOGY SYSTEMS; NTE \$35,000.00 ANNUALLY. The following resolution was introduced by Councilmember Reynolds.

RESOLUTION: 21-169-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement for Professional Services Contract between the City of Mobile and S3 Technologies, LLC, for maintenance and repair services of courtroom audiovisual technology systems not to exceed \$35,000.00 annually, attached hereto or one with wording substantially similar, and made apart 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 Reynolds moved to adopt the resolution, which was seconded by Councilmember Gregory and the vote was as follows:

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory
Nays: None

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

AUTHORIZE PERFORMANCE CONTRACT WITH DISTINGUISHED YOUNG WOMEN FOUNDATION FOR OPERATIONAL EXPENSES; \$65,000.00. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 21-170-2026

Sponsored by: Mayor Cheriogotis

MINUTES OF FEBRUARY 10, 2026

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 Performance Contract with the Distinguished Young Women Foundation, in the amount of \$65,000.00 in support of operational expenses 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 RIGHT-OF-WAY DEED WITH MOBILE AIRPORT AUTHORITY FOR MICHIGAN AVENUE TO RAVEN DRIVE. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 23-171-2026

Sponsored by: Mayor Cheriogotis and Councilmember Small

KNOW ALL MEN BY THESE PRESENTS that the undersigned, MOBILE AIRPORT AUTHORITY, a domestic nonprofit corporation, the Grantor, in and for the consideration of Ten Dollars (\$ 10.00), and other good and valuable consideration, in hand paid by the City of Mobile, A Municipal Corporation, the receipt whereof being hereby acknowledged, and for the benefit which will accrue to the neighborhood, to the public generally and to Grantor's property, the undersigned Grantor, does hereby Give, Grant, Bargain, Sell and Convey unto the said City of Mobile, the Grantee, its successors and assigns, a right of way hereinafter described, being of variable width as shown on Exhibit "B" over and across the lands of the undersigned for a public road, and full and free right, liberty, and authority to enter upon and to construct, operate, and maintain such public road, as follows, to-wit:

SEE "EXHIBIT A" ATTACHED HEREIN
AS SHOWN ON "EXHIBIT B"

The property is conveyed subject to all existing utility, drainage easements, rights-of-way, zoning restrictions and to all prior reservations and conveyances of oil, gas and other minerals and mineral rights in, on and under the property and to any and all matters of record affecting title to or use of the property, or which would be shown by an accurate survey or are visible on the surface of the property.

TOGETHER WITH ALL AND SINGULAR the rights, members, privileges, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining;

TO HAVE AND TO HOLD the same unto the said City of Mobile, a municipal corporation, its successors and assigns, forever in fee simple, for public road purposes. And for and in consideration of the above, the Grantor hereby releases said City of Mobile from all consequential damages, present or prospective to the property of the Grantor, arising out of construction, maintenance, or repair of said road.

AND except as to the above, the Grantor, for themselves, their successors and assigns, hereby covenant with the Grantee, its successors and assigns, that they are seized of an indefeasible estate in and to said property, that said property is free and clear from any and all encumbrances not hereinabove mentioned, and that they do hereby WARRANT and WILL FOREVER DEFEND the title of said property against the lawful claims of all persons whomsoever.

AUTHORIZE TEMPORARY COMPLIANCE PERIOD FOR CONSUMABLE HEMP RETAIL LOCATIONS. The following resolution was held over until the regular meeting of February 18, 2026.

RESOLUTION: 60-172-2026

Sponsored by: Mayor Cheriogotis

WHEREAS, Code 9f Ala. §28-12-45 requires that consumable hemp products may be sold only by retailers licensed by the Alabama Alcoholic Beverage Control Board ("ABC Board");

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WHEREAS, the ABC. Board's regulations require applicants for a consumable hemp retailer license to obtain approval from the local government body of the municipality in which the proposed licensed premises are located;

WHEREAS, certain businesses within the City of Mobile were operating prior to the effective date of the state licensing framework and are now required to transition into compliance; and

WHEREAS, the City Council desires to allow an orderly transition into compliance while exercising its local approval authority consistent with public health, safety, and welfare, and without authorizing any sale of consumable hemp products except as permitted under Alabama law and ABC license requirements.

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

Section 1. No Authorization of Unlicensed Sales

Nothing in this Resolution shall be constructed as authorizing the sale of consumable hemp products without a valid license issued by the Alabama Alcoholic Beverage Control Board.

Section 2. Transitional Enforcement Discretion

For a period of ninety (90) days from the effective date of this Resolution, the City may exercise enforcement discretion , on a case-by-case basis, with respect to businesses that sold consumable hemp products prior to January 1, 2026.

Such enforcement discretion may be considered only where the business:

1. Submits a complete application for an ABC consumable hemp retailer license within the transitional period;
2. Maintains written proof of such application on the premises; and
3. Remains in compliance with all other applicable City requirements.

This transitional period creates no vested right or entitlement and may be revoked upon denial of licensure, failure to pursue licensure, or concerns related to public safety or compliance as determined by the City.

Section 3. Council Approval of Local Consent

As required by state law, local approval of the proposed licensed premises for purposes of ABC consumable hemp licensure shall be subject to approval by the City Council.

In determining whether to grant local consent, the City Council may consider whether the proposed location is appropriate and consistent with the public health, safety, and welfare of the City. The following factors are intended to guide the Council's discretionary review and do not create a checklist, entitlement to approval, or limitation on the Council's authority under state law.

- zoning and land-use compliance;
- the character of the surrounding area and compatibility with nearby uses;
- code enforcement and compliance history at the location;
- public safety, traffic, or operational impacts; and
- any other site-specific factors relevant to municipal oversight.

Upon Council approval, the appropriate City official is authorized to issue the local approval letter required for ABC licensure.

Section 4. No Municipal License Created

This Resolution does not create a City license or permit for the sale of consumable hemp products and does not alter the licensing authority of the Alabama Alcoholic Beverage

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Control Board.

Section 5. Effective Date

This Resolution shall become effective upon adoption.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER THE APPLICATION OF FAVOR RESIDENTIAL CARE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE (SCHEDULED FOR FEBRUARY 24, 2026). The following resolution was introduced by Councilmember Woods.

RESOLUTION: 41-173-2026

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

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Favor Residential Care to operate a Shuttle service in the City of Mobile. The adoption of such Certificate will be considered by the City Council in the Auditorium of the Mobile Government Plaza, located at 205 Government Street, Mobile, Alabama, on February 24, 2026, at 10:30 a.m. At such time and place, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed resolution.

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALBAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Favor Residential Care 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.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, 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 February 24, 2026.

ANNOUNCEMENTS

Lisa C. Lambert, City Clerk, stated that the next Council meeting will be held on Wednesday, February 18, 2026, due to the Mardi Gras holiday.

Councilmember Ingram offered comments about the District 2 newsletter.

Councilmember Ingram announced that the 2nd virtual chat will be held on Thursday, February 12, 2026, at 7:00 p.m.

Councilmember Ingram said that a community meeting will be held on Thursday, February 19, 2026, at James Seals Community Center at 5:30 p.m.

Councilmember Woods stated that a community meeting will be held on Thursday, March 26, 2026, at the Connie Hudson Senior Center at 5:30 p.m.

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Councilmember Woods offered comments about the USS Farragut.

Councilmember Penn gave comments regarding “Art After Dark” at the Mobile Museum of Art on February 27, 2026, at 6:00 p.m.

Councilmember Gregory offered comments about the Hillsdale Recreation Center’s parade and Friendship Missionary Baptist Church’s Mardi Gras event.

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

Ayes: Penn, Ingram, Small, Reynolds, Fleming, Woods, and Gregory

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourned at approximately 11:39 p.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK