

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 1, 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 September 1, 2026, at 9:00 a.m.

Councilmembers:

Present: Penn, Ingram, Small, Reynolds, Fleming, and Woods
Absent: Gregory

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, SEPTEMBER 1, 2026

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Government Plaza on Tuesday, September 1, 2026, at 10:30 a.m., for the regular meeting.

The meeting was called to order by the City Clerk.

Patricia Evans, 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 August 25, 2026 were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Cheriogotis invited citizens to attend the Downtown Development District update community meeting on Wednesday, September 2, 2026 at the National Maritime Museum of the Gulf at 6:00 p.m.

Mayor Cheriogotis gave comments regarding the new exhibit opening at the Mobile Museum of Art called, “GATEWAY: From Graffiti to Gallery”.

Mayor Cheriogotis said that the Jimmy Buffet exhibit will open at the National Maritime Museum on Saturday, September 12, 2026.

Mayor Cheriogotis read a proclamation declaring September 2026 as, “Childhood Cancer Awareness Month, in Mobile.

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Mayor Cheriogotis read a proclamation declaring September 2026 as “Sickle Cell Disease Awareness Month” in Mobile.

ADOPTION OF THE AGENDA

Councilmember Penn moved to adopt the agenda, which was seconded by Councilmember Woods

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 iHeart Media for a waiver of the Noise Ordinance at Cooper Riverside Park on October 24, 2026, from 4:00 p.m. – 7:00 p.m. (District 2).

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

Ayes: Small, Penn, Ingram, 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 Nicole Setterstorm for a waiver of the Noise Ordinance at Cathedral Square on October 15, 2026, from 5:00 p.m. – 7:30 p.m. (District 2).

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

Ayes: Small, Penn, Ingram, 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 Reverend Victor Ingalls for a waiver of the Noise Ordinance at Kidd Park on September 22-24, 2026, from 6:30 p.m. – 8:00 p.m. (District 2).

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

Ayes: Small, Penn, Ingram, 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 HEARINGS

PUBLIC HEARING TO CONSIDER THE PROPOSED REZONING OF PROPERTY LOCATED AT 1509 NAVCO ROAD FROM B-2 TO B-3 (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to consider the proposed rezoning of property located at 1509 Navco Road from B-2 to B-3 and asked if there was anyone present to speak for or against this matter.

No one appeared.

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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 PROPOSED REZONING OF PROPERTY LOCATED AT 4600-A HAMILTON BOULEVARD FROM R-A TO I-2 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to consider the proposed rezoning of property located at 4600-A Hamilton Boulevard from R-A to I-2 and asked if there was anyone present to speak for or against this matter.

Councilmember Reynolds, District 4, stated that the applicant had withdrawn his rezoning application in writing and has submitted it to the Clerk's Office.

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 PROPOSED REZONING OF PROPERTY LOCATED AT 97 CENTER DRIVE FROM R-1 TO R-3 (DISTRICT 5).

The Presiding Officer announced that today was the day for the public hearing to consider the proposed rezoning of property located at 97 Center Drive from R-1 to R-3 and asked if there was anyone present to speak for or against this matter.

Casey Pipes, attorney for the applicant, spoke in support of this proposed rezoning.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 906 S. BROAD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 3).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 906 S. Broad Street a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

Lashonda Kennedy, 906 S. Broad Street asked for additional time to fix the property.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 1203 OAK LANE CIRCLE WEST A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 1203 Oak Lane Circle West a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO DECLARE THE STRUCTURE AT 3836 MORDECAI LANE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED (DISTRICT 7).

The Presiding Officer announced that today was the day for the public hearing to declare the structure at 3836 Mordecai Lane a public nuisance and order it demolished and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PRESENTATION OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Deborah Cooper, 1202 Shore Acres Drive, dog breed reclassification as dangerous and the lack of enforcement of current animal cruelty laws.

Sabrina Mass, 1050 Belvedere Circle W., to support the Mayor in cutting funds to the Port City Classic due to the loss of taxpayer revenue and to support the City Council and the Mayor in doing good work.

Reggie Hill, Mobile, Al, made request for various investigations, rules and procedures, and FY27 budget.

Chad Suitonu, 920 Dauphin Street, request that 920 Dauphin street be zoned for office use and not for social assistance, welfare, or charitable services; the building will be utilized by the Department of Veteran Affairs.

ORDINANCES HELD OVER

CONSIDER ORDINANCE TO AMEND AND RESTATE CHAPTER 7 MOBILE CITY CODE, 1991, AND THE CITY OF MOBILE'S SCHEDULE OF FINES. The following ordinance which was introduced and read at the regular meeting of July 28, 2026 and was held over until the regular meetings of August 4, 2026, and September 1, 2026, was called up by the Presiding Officer.

ORDINANCE: 07-033-2026

Sponsored by: Mayor Cheriogotis

WHEREAS, This Ordinance is adopted pursuant to the general police powers granted to Alabama municipalities, including those set forth in Code of Alabama (1975) § 11-45-1;

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

SECTION ONE: Chapter 7, Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

Chapter 7 - ANIMALS

ARTICLE I – General Provisions.

Sec. 7-1. Definitions

For the purpose of this chapter, the words and phrases below have the following meanings:

Abandoned animal. Any animal without an apparent owner, or any animal left, or reasonably appearing to be left, without adequate protection, care, or support.

Adult dog. Any dog over six (6) months old.

Adult cat. Any cat over six (6) months old.

Animal. A live non-human vertebrate.

Animal control officer (ACO). The Director, Assistant Director, and any enforcement officers assigned to the Mobile Animal Services.

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At large. Any animal not under physical restraint and off the property of its owner, keeper, or person in charge.

Breeder. Any person who habitually or repeatedly allows any dog for which they are the owner to breed and produce offspring, regardless of the reason.

Cat. Members of the feline family.

Director. Director of the Mobile Animal Services, including any designated representative.

Dog. Member of the canine family.

High risk animal. Any animal that has any prior incident of biting or attacking another person or animal. Any exotic species such as a monkey, snake, ferret, or other non-domesticated cat or animal. Any dog classified as a breed that is frequently restricted by insurance companies for policy coverage, including specifically Doberman Pinschers, Pit Bulls or American Bull Terriers, Rottweilers, Chow Chows, Wolf Dogs, Wolf Hybrids, Presa Canario (Canary Dog), Akitas, or any mix thereof containing a significant part of the above breeds.

Keep. To confine, harbor, or allow to remain.

Kennel means any person, group of persons, or corporation engaged in the business of boarding animals.

License. A permit issued by the city required for keeping dogs within the city limits.

Livestock. Animals typically raised for home use or profit, such as cattle, horses, sheep, swine, mules, or goats. Livestock does not include poultry.

Mobile Animal Services or Animal Services. The city department charged with implementing this chapter.

Owner. Any adult members of the household where an animal is regularly kept or allowed to remain, any person who cares for an animal or acts as its custodian or who keeps it, or any person who provides an animal food and/or refuge on or about any premises occupied by that person or who harbors it in any manner. For purposes of claiming an impounded animal from Animal Services only, an owner shall be limited to include any person who can demonstrate ownership through such means as veterinary records, a notarized bill of sale, or other reliable documentation that the animal belongs to them.

Person. Any individual, partnership, company, corporation, or other legal entity.

Pet dealer. Any person who sells, barter, or exchanges for consideration a dog or animal. The term excludes the city Animal Services, governmental agency, or non-profit animal rescue or welfare organization.

Posting notice. Posting notice requires that Animal Services use any reasonable means available to provide an owner with notice. In addition to any reasonable means, any posting notice requirement is satisfied by either of the following:

(1) Owner of animal unknown: By Animal Services posting a photograph of the animal along with other identifying information on a web page that is accessible and viewable by the public, providing that Animal Services provides the web address information to said website at its primary physical location.

(2) Owner of animal known: By Animal Services making a reasonable attempt to personally serve the owner with notice, if the owner resides within the city limits of Mobile. If timely personal service is not reasonable, Animal Services may leave notice in a conspicuous place at the owners known residence if the known residence is within the city limits of Mobile. If personal service and residential notice are not feasible, then Animal Service's notice requirement can be satisfied with complying with paragraph (1) above.

Unaltered dog. A dog not spayed or neutered.

Under physical restraint. Humanely controlled by a physical leash, chain, cord, or similar means in the hands of a responsible person or humanely confined within a wall, fence, vehicle or other enclosure in such a manner to prevent it from escaping. Under physical restraint does not include the use of voice commands or electronic devices.

Vetted. Receiving routine veterinary care, including being current on all applicable vaccinations and immunizations, microchipped (if applicable) and having been spayed or neutered (if necessary).

Sec. 7-2. Mobile animal services.

(a) Mobile Animal Services is the department of the city charged with administration and enforcement of this chapter.

(b) The Director of Animal Services shall be appointed by the Mayor in the same manner as any department head of the city. The Director shall be the supervisor over the Mobile Animal Services and over the employees assigned to Animal Services. The Director shall have authority to coordinate with federal, state, and local animal rescue groups and adoption organizations to implement adoption programs, programs to stabilize and/or reduce feral cat populations, and Animal Services volunteer programs, to investigate animal complaints, to facilitate animal education programs, and implement any program to promote the city's interest in seeing that all animals are treated humanely.

(c) All enforcement officers assigned to Animal Services shall be known as Animal Control Officers (ACOs).

(d) ACOs may have full police powers, provided that the ACO has completed the appropriate training, as required by law. Any provision of this chapter referring to the Director shall also include any authorized employee acting in the Director's or Mayor's stead and under his or her supervision.

(e) ACOs shall have the authority to issue notices of violations or municipal offense tickets for any violation of chapter 7.

(f) Nothing in this section prohibits any law enforcement officer or authorized government agent from enforcing state law or any provision of this Chapter.

Sec. 7-3. Application in the police jurisdiction.

This chapter shall only be enforced within the corporate limits of the city, as such corporate limits currently exist or may exist in the future.

Sec. 7-4. Authority to impound.

(a) To promote the city's interest in seeing that all animals are treated humanely and to ensure the well-being of residents of the city, the Director, any ACO, or city police officer is authorized to impound any animal if there is reasonable cause to believe any of the following (non-exclusive list) conditions and when at their sole discretion, doing so is necessary due to either health, safety or welfare concerns for the animal, or in the interest of public safety:

- (1) The animal is the subject of an act of cruelty or neglect;
- (2) The animal is at large;
- (3) The animal is abandoned;
- (4) That the animal recently caused injury to another person or animal and said injury occurred off the premises of the owner;
- (5) The animal does not display a valid inoculation tag and the owner, if identified, does not produce proper inoculation documentation;
- (6) The animal is housed or kept on, or in, any structure, building, pen or other real property not owned by the animal owner, and without the permission of the real property owner,

resident, or person or entity with a possessory interest in the real property; or
(7) As otherwise authorized by state law.

Sec. 7-5. Emergency destruction of certain animals.

(a) Animal Services is authorized to immediately humanely destroy any stray, wild, or abandoned animal that is found within the city limits and which in the Director's sole discretion, either presents a direct and immediate threat to public health, safety or welfare or when such animal is either injured or diseased and reasonably past recovery.

(b) The Director is to employ the most humane means possible when exercising the authority granted in this section.

(d) This section is only applicably to dogs when such animal is either injured or diseased and reasonably past recovery.

Sec. 7-6. Non-emergency disposition of impounded animals.

(a) Abandoned or stray dogs, cats, or livestock, when owner unknown. Once any dog, cat, or livestock is impounded, Animal Services may post notice of said possession. If the animal is not claimed by its rightful owner within seven (7) days of Animal Services taking possession of the animal and posting notice, the animal shall be deemed abandoned and becomes the property of Animal Services and Animal Services may place the animal for adoption or transport the animal to an adoption agency or otherwise dispose of the animal.

Animals claimed within the above-mentioned time periods shall be returned to the owner or authorized representative only after the owner or authorized representative has provided proof of rabies inoculation (if required) and paid all required fees, including, but not limited to, the costs of all rabies and medical treatment.

(b) Incapacitated owners. Any animal sheltered/impounded by Animal Services when the owner is known to Animal Services to be incapacitated shall be held for seven (7) days before being deemed abandoned. After the expiration of the seven (7) days, the animal shall be deemed abandoned and becomes the property of Animal Services and Animal Services may place the animal for adoption or transport the animal to an adoption agency or otherwise humanely dispose of the animal.

Animals claimed within the above-mentioned time periods shall be returned to the owner or authorized representative, only after the owner or authorized representative has provided proof of rabies inoculation (if required) and paid all required fees, including, but not limited to, the costs of all rabies and medical treatment.

(c) Wild or feral animals. Animal Services is authorized to dispose of said animals in any manner not inconsistent with state or federal law.

(d) Owners known. If in the Director's sole discretion, they determine that returning any impounded animal would pose an unnecessary risk to the health, morals, comfort, safety, or welfare to either the animal or the community, then the animal cannot be reclaimed without a valid court order, or until at the Director's sole discretion, the situation creating the unnecessary risk has been abated. If the Director determines that returning the animal would pose an unnecessary risk to the health, morals, comfort, safety, or welfare to either the animal or the community, and the owner is unwilling to surrender the animal, then the animal may remain impounded for enough time as reasonably necessary for the city to timely petition any court of competent jurisdiction under, but not limited to, Ala. Code (1975) § 6-5-122, § 13A-11-244, or § 3-6A-4 for custody of the animal or any other appropriate remedy.

Sec. 7-7. Humane traps and chemical capture methods.

(a) In order to apprehend animals in violation of this chapter that are otherwise difficult to apprehend, any ACO, city police officer or Animal Services agent is authorized to use traps

designed to humanely capture such animals by placing the traps on any public property, upon the rights-of-way of any public street or highway, or upon the private property of any person who grants permission.

(b) Any ACO, city police officer, or Animal Services agent is hereby authorized to use chemical capture methods to capture animals in violation of this chapter when the use of humane traps would be ineffective and the animal is diseased or poses a danger to public safety.

Sec. 7-8 through 7-10 (Reserved).

ARTICLE II – Licensing, Vaccination, Microchipping, and Quarantine Provisions

Sec. 7-11. City licenses required for all dogs.

(a) The owner of a dog more than six (6) months old shall purchase a license from Animal Services.

(b) At the time of registration, the owner must provide proof of rabies inoculation.

(c) Exceptions.

1) A city license is not required for owners who are non-residents, temporarily within the city for a period not exceeding thirty (30) days.

2) A city license is not required for any spayed or neutered dog that is microchipped and enrolled.

3) A city license is not required for any dogs used as, or in training to be used as, a law enforcement dog or military dog.

4) A city license is not required for any dog under the care of any non-profit animal rescue or welfare organization, or government shelter.

5) A city license is not required for any dog under the care and custody of any person who possesses a current Breeder's License.

(d) If any person charged under this section obtains all appropriate licenses within thirty (30) days of being charged under this section, then it shall be an affirmative defense to prosecution under this section.

(e) Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs.

Sec. 7-12. Rabies vaccination required for dogs, cats, and ferrets.

(a) An owner of a dog or cat, ferret, or other animal requiring rabies vaccination shall have the animal vaccinated for rabies when the animal has reached the age of three (3) months and annually or every three (3) years thereafter at the owner's and veterinarian's discretion.

(b) Rabies tags shall be serially numbered, bearing the year of the vaccine, and the owner shall also receive a certificate of inoculation bearing the same serial number and year.

(c) Owners shall present rabies certificates to Animal Services when registering the animal for the city's license.

(d) Quarantine is required in instance of a bite.

(1) Whenever a human being or animal has been bitten by any dog or cat and the county health department so notifies Animal Services; the Director shall give written notice to the owner that the animal must be placed in quarantine under the direct supervision of a

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licensed veterinarian for a period of ten (10) consecutive days after the date of the bite for the purpose of determining whether the animal is infected by rabies. The owner shall quarantine the animal as directed by the county health department. Any animal not quarantined as directed shall be subject to impoundment.

(2) All quarantine costs shall be at the owner's expense regardless of where the animal is being quarantined.

(3) When, after a reasonable investigation, the Director determines that the animal is unowned, the animal shall be either quarantined by Animal Services, or it may be humanely destroyed and submitted for rabies examination to the state department of public health.

(4) Any owner may relinquish, in writing, the ownership of an animal to the Director for the purpose of humanely destroying the animal to enable immediate testing to be performed on the animal by the department of health.

(5) It shall be unlawful for the owner of an animal to refuse to comply with any lawful order of the Director or the county health department given to enforce this section.

(6) It shall be unlawful for any owner to sell, give away, transfer to another location or otherwise dispose of any animal in quarantine until it is released from quarantine by a qualified veterinarian, the Director, or other office duly authorized under state law.

(e) In the event a rabies tag provided for in section 7-12(a) is lost, a new tag and certificate may be issued by the veterinarian who issued the original tag. The new certificate shall be marked "duplicate" and shall include the new tag number.

(f) Any person found guilty of a violation of Section 7-12(a) may be punished by a fine up to \$100 and assessed court costs. Any person found guilty of a violation of section 7-12(d)(5) or section 7-12(d)(6) may be punished as provided in Chapter 1, Article II, Mobile City Code (1991).

Sec. 7-13. - Breeding & sales of dogs

(a) Requirements of Dog Breeders.

(1) No person shall operate as a dog breeder within the city limits of Mobile without a Breeder's License issued by the Director of Animal Services, which shall be renewed each year that the owner is in operation.

(2) Unless otherwise authorized by the Director, no breeder shall have more than eight (8) adult dogs kept within the city limits.

(3) Upon application of a Breeder's License, the breeder shall list all of the adult intact dogs they keep inside the city limits. The breeder shall also allow Animal Control to inspect the premises where the dogs will be kept as part of the license approval process.

(4) In general, any person having been issued a Breeder's License shall adhere to all applicable ordinances in this chapter.

(5) Breeders shall take reasonable measures to separate all intact adult dogs of opposite sex from each other, except during sessions where breeding between a pair is deliberately being induced.

(6) Any person found to be a breeder of dogs as defined in this chapter but has not already been approved for a Breeder's License shall take appropriate measures to correct the problems within 30 days by any of the following methods:

- i. Obtain a Breeder's License,
- ii. Have any intact adult dog spayed or neutered,
- iii. Have any intact adult dogs euthanized by a licensed veterinarian, or

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iv. Transfer ownership of any intact adult dog and provide Animal Control contact information for the new owner of the dog(s).

(b) Requirements of Sellers.

(1) No dog(s) shall be offered for sale, gift, or other transfer of ownership on or from any public street, roadway, right-of-way, sidewalk, or park. Additionally, no dog(s) shall be offered for sale, gift or other transfer of ownership from any private property of another without expressed written permission of the property owner or authorized representative.

(2) No dog(s) shall be offered for sale, gift, or other transfer of ownership unless the seller provides the buyer, at the time of sale, with the following:

(a) A signed State of Alabama Certificate of Health from a licensed, accredited veterinarian;

(b) A negative fecal examination report from a licensed, accredited veterinarian which is dated no more than ten (10) days before the date of sale; and

(c) A microchip registration form.

(3) No dog(s) shall be offered for sale, gift, or other transfer of ownership, until the animal has reached the age of nine (9) weeks, as established by information included in the State of Alabama Small Animal Health Certificate.

(4) All dogs offered for sale, gift, or other transfer of ownership must be implanted with an identifying microchip. The microchip number must be provided on the microchip registration form provided to the purchaser or transferee at the time of sale or transfer of ownership.

(5) Any dealer offering a dog(s) for sale, or gift, or other transfer of ownership shall be able to produce copies of all required documentation for each dog being offered for sale at the request of an animal control officer or law enforcement officer.

(6) This section shall apply to any person inside the city limits, other than the below referenced exceptions, offering dogs for sale, gift, or other transfer of ownership.

(c) Exemptions.

(1) This section does not apply to any dog used as, or in training to be used as, a Service Animal, in accordance with the Americans with Disabilities Act.

(2) This section does not apply to any dog used as, or in training to be used as, a legitimate Search and Rescue Dog.

(3) This section does not apply to any dogs used as, or in training to be used as, a law enforcement dog or military dog.

(4) This section does not apply to any non-profit animal rescue or welfare organization, or government shelter.

(d) Any person found guilty of a violation of this section may be punished by a fine up to \$200 and assessed court costs for a first offense and a fine up to \$500 and assessed court costs for any subsequent violation.

Sections 7-14 through 7-19 (Reserved).

ARTICLE III – Shelter and Care and At Large Provisions.

Sec. 7-20. Shelter and care of animals.

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(a) It shall be unlawful for any owner to keep or maintain any animal indoors or in an outdoor pen or enclosure, in such an unsanitary condition that risks the life or health of any animal or person.

(b) Shelters for animals who live out-of-doors shall be at least a three-sided, roofed, adequately drained, well-ventilated, moisture-proof structure with suitable flooring, of suitable size to accommodate the animal, that protects from the elements of weather, wind, water, heat, cold and shall be adequately cleaned to remove excreta and other waste materials so as to minimize disease and odor.

(c) Any person found guilty of a violation of this section may be punished by a fine up to \$300 and assessed court costs.

Sec. 7-21. Tethering. (Reserved) **(See Senate Bill 361, also known as “Beau’s Law”)**

Section 7-22. Animals at large.

It shall be unlawful for the owner, keeper, or person in charge of any animal to fail to keep any animal under physical restraint at all times when the animal is away from the owner's premises. Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs for a first offense, and a fine up to \$300 and assessed court costs for any subsequent violation.

Exemptions.

(a) This section shall not apply to any animal used as a Service Animal, in accordance with the Americans with Disabilities Act, while acting in its official capacity.

(b) This section shall not apply to any animal used as a legitimate Search and Rescue Animal.

(c) This section shall not apply to any animal used as a law enforcement animal or military animal.

Sec. 7-23 Aggravated animals at large.

It shall be unlawful for the owner, keeper, or person in charge of any animal to fail to keep any animal under physical restraint at all times when the animal is away from the owner's premises and the animal either bites, scratches, or causes injury to another person or animal, or aggressively charges or chases another person or animal, or causes damage to property of another, shall be guilty of Aggravated Animal at Large.

This Section shall apply to any animal in a designated dog park if the animal either bites, scratches, or causes injury to another person or animal.

Exception: This section shall not apply to any animal used as a law enforcement animal or military animal.

Any person found guilty of a violation of this section may be punished as provided in Chapter 1, Article II, Mobile City Code (1991).

Sec. 7-24. Duty to restrain high-risk animals.

It shall be unlawful for the owner, keeper, or person in charge of any high-risk animal to fail to keep the high-risk animal under physical restraint at all times whether or not the animal is upon or away from the owner's premises. Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs for a first offense, and a fine up to \$500 and assessed court costs for any subsequent violation.

Exemptions.

(a) This section shall not apply to any animal used as a Service Animal, in accordance with the Americans with Disabilities Act, while acting in its official capacity.

(b) This section shall not apply to any animal used as a legitimate Search and Rescue Animal.

(c) This section shall not apply to any animal used as a law enforcement animal or military animal.

Sec. 7-25. Abuse, Neglect or Cruelty. (Reserved)
(See Ala. Code (1975) § 13A-11-240 to § 13A-11-247)

Sections 7-26 through 7-29 (Reserved).

ARTICLE IV – Public Nuisances, Hoarding, and Other Prohibited Activities.

Sec. 7-30. Public nuisances.

It shall be unlawful for any person to fail to exercise the necessary care and control to prevent an animal in his or her possession or care from creating a public nuisance. For purposes of this section, an animal is a public nuisance if the animal:

(1) Habitually makes disturbing noises including, but not limited to crowing, barking, yelping, whining, or other utterances, causing unreasonable annoyance or discomfort to others in close proximity to the premises where the animal is kept;

(2) Creates unsanitary conditions or offensive and objectionable odors in enclosures or surroundings and, thereby creates unreasonable annoyance or discomfort to persons in the close proximity to where the animal is kept; or

(3) Damages property belonging to anyone other than its owner, including damage to flowers, gardens, and shrubs.

Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs for a first offense, and a fine up to \$500 and assessed court costs for any

Sec. 7-31. Hoarding.

(a) It shall be unlawful for any person to keep more than five (5) adult dogs or more than five (5) adult cats on any property which is under a half-acre in size.

(b) In its sole discretion, Mobile Animal Services may authorize a person to exceed the number of animals in paragraph (a) if it determines that the proposed number of animals can be cared for humanely without creating a public nuisance or unsanitary conditions that risks the life or health of any animal or person. Mobile Animal Services can revoke this authorization if, in its sole discretion, it determines that the actual condition created by the number of animals has either created a public nuisance or unsanitary conditions that risks the life or health of any animal or person.

(c) This section shall not apply to a licensed business operating as a kennel, any person or business with a valid Breeder's License, any non-profit animal rescue or welfare organization, government agency, search and rescue organization, or any person authorized by Mobile Animal Services to exceed the limit pursuant to paragraph (b).

(d) Any person convicted of this offense shall be subject to confiscation of the animals in addition to other criminal penalties.

(e) Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs for a first offense, and a fine up to \$500 and assessed court costs for any subsequent violation.

Sec. 7-32. City declared a bird sanctuary.

The entire area embraced within the corporate limits of the city shall be a bird sanctuary. It shall be unlawful for any person to intentionally pursue, injure, capture, kill or destroy

any wild bird of any kind within the city. This section does not apply to any ACOs, the Director, licensed veterinarians, law enforcement officers, any authorized government agents when there is a hazard to health or safety which cannot be otherwise remedied and when the action taken is not inconsistent with either state or federal law. Additionally, this section does not apply to any person hunting bobtail quails, mourning doves, white-winged doves, or ring-necked doves pursuant to and in compliance with Section 61-1(2), Mobile City Code, 1991. Any person found guilty of a violation of this section may be punished as provided in Chapter 1, Article II, Mobile City Code (1991).

Sec. 7-33. Animals trained to fight. (Reserved)
(See Ala. Code (1975) § 3-1-29)

Sec. 7-34. Duty to remove deposited feces.

(a) It shall be unlawful for the owner, keeper or person having control of any animal to fail to immediately remove and dispose of in a sanitary manner any solid waste deposited by such animal upon any sidewalk, public park, alley, other place open to the public, or from private property before the owner leaves the immediate area where the solid waste was deposited.

(b) It shall be unlawful for the owner, keeper or person having control of any animal to fail to have in his/her possession the equipment necessary to remove his/her animal's solid waste when accompanied by said animal on any sidewalk, public park, alley or other place open to the public.

(c) Any person found guilty of a violation of this section may be punished by a fine up to \$100 and assessed court costs.

Sec. 7-35. Roosters prohibited.

It shall be unlawful for any owner, keeper, or person in charge to keep a rooster within the city limits. This section does not apply to any area of the city annexed in 2023 solely to any roosters that existed in the annexed area prior to annexation. Any person found guilty of a violation of this section may be punished by a fine up to \$300 and assessed court costs.

Sec. 7-36. Possession of livestock

Livestock may only be kept in an area of the city if not otherwise prohibited by the City's zoning ordinances. Owners shall provide suitable protective space and shelter for livestock. Livestock may not be kept on any property which is under a half-acre. Any person found guilty of a violation of this section may be punished by a fine up to \$300 and assessed court costs.

Sec. 7-37. Disposal of dead animals.

All dead animals must be properly disposed of within twenty-four (24) hours after the death. No dead animal may be dumped on private or city property. Any person found guilty of a violation of this section may be punished by a fine up to \$300 and assessed court costs.

Sec. 7-38. Abandonment of animals within the city.

It shall be unlawful for any person to bring any animal into the city with the purpose to knowingly abandon or aid another in knowingly abandoning any animal within the city. Any person found guilty of a violation of this section may be punished by a fine up to \$500 and assessed court costs.

SECTION TWO: The Schedule of Fines, located in Section 1-32(2) of Mobile City Code, 1991, is hereby amended and revised with the following additions (underlined) and deletions (strikethrough) as follows:

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Section	Name	Fine	Court Costs	Total (Fine and Court Costs)
<u>7-8</u>	<u>Shelter and care of animals</u>	100.00	As applicable	100.00 plus court cost
<u>7-9</u>	<u>Animals trained to fight</u>	No more than 500.00 or six months in jail	As applicable	Court appearance required
<u>7-22</u>	<u>Hoarding</u>	No more than 500.00 or six months in jail	As applicable	Court appearance required
<u>7-24</u>	<u>Animals, reptiles or serpents known to be dangerous or vicious</u>	\$100.00	As applicable	\$100.00 plus court cost
<u>7-25</u>	<u>Cruelty</u>	No more than 500.00 or six months in jail	As applicable	Court appearance required
<u>7-26</u>	<u>Certain sales regulated</u>	\$250.00	As applicable	250.00 plus court cost
<u>All other violations of Chapter 7 that do not require a court appearance</u>		\$100.00	As applicable	100.00 plus court cost
<u>7-11</u>	<u>Licenses</u>	<u>\$100.00</u>	<u>As applicable</u>	<u>\$100.00 plus court costs</u>
<u>7-12(a)</u>	<u>Rabies vaccination</u>	<u>\$100.00</u>	<u>As applicable</u>	<u>\$100.00 plus court costs</u>
<u>7-12 (d)(5) or 7-12(d)(6)</u>	<u>Rabies vaccination</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>
<u>7-13</u>	<u>Breeding and Sales of Dogs</u>	<u>First offense- \$200.00</u>	<u>As applicable</u>	<u>First offense- \$200.00 plus court costs</u>

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		<u>Any subsequent violation- \$500.00</u>		<u>Any subsequent violation- \$500.00 plus court costs</u>
<u>7-20</u>	<u>Shelter and Care of Animals</u>	<u>\$300.00</u>	<u>As applicable</u>	<u>\$300.00 plus court costs</u>
<u>7-21</u>	<u>Tethering</u>	<u>First offense- \$100.00</u> <u>Any subsequent violation- \$300.00</u>	<u>As applicable</u>	<u>First offense- \$100.00 plus court costs</u> <u>Any subsequent violation- \$300.00 plus court costs</u>
<u>7-22</u>	<u>Animals at Large</u>	<u>First offense- \$100.00</u> <u>Any subsequent violation- \$300.00</u>	<u>As applicable</u>	<u>First offense- \$100.00 plus court costs</u> <u>Any subsequent violation- \$300.00 plus court costs</u>
<u>7-23</u>	<u>Aggravated Animals at Large</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>
<u>7-24</u>	<u>Duty to Restrain High-risk Animals</u>	<u>First offense- \$100.00</u> <u>Any subsequent violation- \$500.00</u>	<u>As applicable</u>	<u>First offense- \$100.00 plus court costs</u> <u>Any subsequent violation- \$500.00 plus court costs</u>
<u>7-30</u>	<u>Public Nuisances</u>	<u>First offense- \$100.00</u> <u>Any subsequent violation- \$500.00</u>	<u>As applicable</u>	<u>First offense- \$100.00 plus court costs</u> <u>Any subsequent violation- \$500.00 plus court costs</u>
<u>7-31</u>	<u>Hoarding</u>	<u>First offense- \$100.00</u>	<u>As applicable</u>	<u>First offense- \$100.00 plus court costs</u>

		<u>Any subsequent violation- \$500.00</u>		<u>Any subsequent violation- \$500.00 plus court costs</u>
<u>7-32</u>	<u>Bird Sanctuary</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>	<u>N/A- Must see Judge</u>
<u>7-34</u>	<u>Duty to Remove Deposited Feces</u>	<u>\$100.00</u>	<u>As applicable</u>	<u>\$100.00 plus court costs</u>
<u>7-35</u>	<u>Roosters Prohibited</u>	<u>\$300.00</u>	<u>As applicable</u>	<u>\$300.00 plus court costs</u>
<u>7-36</u>	<u>Possession of Livestock</u>	<u>\$300.0</u>	<u>As applicable</u>	<u>\$300.00 plus court costs</u>
<u>7-37</u>	<u>Disposal of Dead Animals</u>	<u>\$300.00</u>	<u>As applicable</u>	<u>\$300.00 plus court costs</u>
<u>7-38</u>	<u>Abandonment</u>	<u>\$500.00</u>	<u>As applicable</u>	<u>\$500.00 plus court costs</u>

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

SECTION FOUR: This Ordinance shall be effective in full force within the City of Mobile upon its adoption and publication as required by law.

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SECTION FIVE: All other provisions and sections of the Mobile City Code, 1991, not amended herein shall remain in full force and effect.

The ordinance was read by the City Clerk, whereupon Councilmember Reynolds moved to hold the ordinance until the regular meeting of October 6, 2026, 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 ordinance held over until the regular meeting of October 6, 2026.

CONSENT RESOLUTIONS HELD OVER

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A SPECIAL RETAIL – MORE THAN 30 DAYS LICENSE TO SWEET DREAMS HAUNTED ATTRACTION; 811 ST. FRANCIS STREET. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 37-903-2026

Sponsored by: Councilmember Ingram

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

Type of application: Special Retail – More than 30 Days License

Submitted by: Sweet Dreams, LLC

Location: Sweet Dreams Haunted Attraction
811 Saint Francis Street
Mobile, AL 36602

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

RESOLUTIONS HELD OVER

AUTHORIZE AGREEMENT WITH NORTH AMERICA FIRE EQUIPMENT COMPANY, INC. FOR UINIFORMS FOR MFRD; NTE \$500,000.00 PER YEAR. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 01-920-2026

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 agreement, by and between the City of Mobile and North

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America Fire Equipment Company, Inc., for uniforms for Mobile Fire Rescue Department, in an amount not to exceed \$500,000.00 per year, as appropriated funds are available, for one year, renewable for two additional one year periods, then further renewable on a month-to-month basis, without further approval by Council, 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 Ingram 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 RENEWAL OF INDEPENDENT CONTRACTOR SERVICES AGREEMENT WITH THOMPSON ENGINEERING, INC. FOR EMBEDDED ENGINEERING AND PROJECT MANAGEMENT SUPPORT; \$421,789.92. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 01-921-2026

Sponsored by: Mayor Cheriogotis

A RESOLUTION AUTHORIZING THE RENEWAL OF THE INDEPENDENT CONTRACTOR SERVICES AGREEMENT WITH THOMPSON ENGINEERING, INC. FOR EMBEDDED ENGINEERING AND PROJECT MANAGEMENT SUPPORT

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

The Mayor is hereby authorized, on behalf of the City of Mobile, to execute a First Renewal and Ratification Agreement with Thompson Engineering, Inc. for the continued provision of embedded engineering and project management support for the period August 1, 2026 through July 31, 2027, for a total amount not to exceed \$421,789.92, substantially in the form on file with the City Clerk.

The City Council further approves and ratifies the continuation of services provided by Thompson Engineering, Inc. beginning August 1, 2026, pending completion and execution of the First Renewal and Ratification Agreement, with compensation for such services included within, and not in addition to, the total not-to-exceed amount of \$421,789.92 authorized for the renewal term.

The necessary funds for the foregoing services are hereby authorized and appropriated from funds lawfully available for such purpose.

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, which was seconded by Councilmember Gregory and following comments from Councilmember Reynolds 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 CAPITAL TRACTOR, INC. FOR STEER LOADER WITH ATTACHMENTS FOR MFRD; \$67,534.08. The following resolution which was

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introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-927-2026

Sponsored by: Mayor Cheriogotis

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>12821</u>	2026	(1510) FIRE ADMINISTRATION	KUBOTA WHEELED SKID STEER LOADER WITH ATTACHMENTS FOR MFRD (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, AT PRICE BELOW STATE CONTRACT)	\$67,534.08	(293637) CAPITAL TRACTOR INC

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 COVINGTON CIVIL & ENVIRONMENTAL, LLC FOR PUBLIC MARINA OR DOCKING FACILITIES FEASIBILITY STUDY; \$48,900.00.

The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-928-2026

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>16892</u>	2026	(2045) MAJOR PROJECTS	PUBLIC MARINA OR DOCKING FACILITIES FEASIBILITY STUDY (PROFESSIONAL SERVICE)	\$48,900.00	(295225) COVINGTON CIVIL & ENVIRONMENTAL, LLC

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

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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 RECONVIEW, LLC FOR CAMERA TRAILERS WITH POWER CAMERA, MAST, AND STORAGE UPGRADES FOR MPD; \$104,330.38.

The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-932-2026

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>14713</u>	2026	(1530) POLICE ADMIN SERVICES	TWO RECONVIEW SECURELOT X1 CAMERA TRAILERS WITH APEX POWER, CAMERA, MAST, AND STORAGE UPGRADES FOR MPD (GSA CONTRACT; BID EXEMPT AS RELATED TO SAFETY AND SECURITY OF PERSONS IAW AL CODE 41-16-51(A)(15))	\$104,330.38	(299901) <u>RECONVIEW LLC</u>

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 SAFEWARE, INC. FOR BOMB SUIT WITH HELMET FOR MPD; \$51,096.48.

The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-933-2026

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>15248</u>	2026	(2045) MAJOR PROJECTS	MED-ENG EOD 10E BOMB SUIT WITH HELMET FOR MPD (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT; COMPLIANT AS FEDERAL SMALL PURCHASE ACQUISITION)	\$51,096.48	(274594) <u>SAFEWARE INC</u>

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 SUNBELT FIRE, INC. FOR COATS AND PANTS WITH THERMAL LINERS AND VAPOR BARRIERS FOR MFRD; \$104,390.00. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-936-2026

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>16944</u>	2026	(1510) FIRE ADMINISTRATION	26 GLOBE G-XCEL TURNOUT COATS AND PANTS WITH THERMAL LINERS AND VAPOR BARRIERS FOR MFRD (HGAC COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$104,390.00	(198904) <u>SUNBELT FIRE INC</u>

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

APPROVE PURCHASE ORDER TO SUNSOUTH, LLC FOR TRACTOR WITH BOOM MOWER FOR STORMWATER DEPARTMENT; \$230,920.80. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 08-937-2026

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>10447</u>	2026	(2050) FLEET MANAGEMENT-GARAGE	JOHN DEERE 6M115 CAB TRACTOR WITH ALAMO 18FT BOOM MOWER FOR STORMWATER DEPT (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, MOWER NOT ON STATE CONTRACT)	\$230,920.80	<u>(291912)</u> <u>SUNSOUTH LLC</u>

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

APPROPRIATE FUNDS IN THE MUNICIPAL GOVERNMENT CAPITAL IMPROVEMENT FUND TO VARIOUS CAPITAL PROJECTS; \$900,00.00. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 09-938-2026

Sponsored by: Mayor Cheriogotis

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the sum of *Nine Hundred Thousand Dollars and 00/100 (\$900,000.00)* be appropriated in the Municipal Government Capital Improvement Fund (Fund 2010; Revenue Code CAR01 Annual Capital Trust Revenue) to the following Capital Projects:

- C0932 Citywide Bridge Repairs \$500,000.00
- CWS26 Citywide Small Concrete Repairs \$400,000.00

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The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

APPROPRIATE FUNDS IN THE FY2027 REBUILD ALABAMA ALLOCATION TO THE TIGER/SOUTH BROAD STREET PROJECT; \$1,600,000.00. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 09-939-2026

Sponsored by: Mayor Cheriogotis and Councilmembers Ingram and Small

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$1,600,000.00 be appropriated in the Rebuild Alabama Special Revenue Fund (Fund 4055) for the following Capital Project.

New: TIGER/South Broad Street \$1,600,000.00

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

TRANSFER FUNDS FROM GENERAL FUND TO CAPITAL PROJECT NORTH MCGREGOR RECONSTRUCTION; \$250,000.00. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 09-940-2026

Sponsored by: Mayor Cheriogotis and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$250,000.00 be reallocated from unassigned General Fund balance to Capital Project (C1028) North McGregor Reconstruction project within the Capital Improvement Funds. Funds will be used for continuation of the N. McGregor Reconstruction project for the roundabout to Springhill Avenue.

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 CHANGE ORDER NO. 5 WITH PL RUSSELL LLC FOR COOPER RIVERSIDE PARK-GREAT LAWN UPGRADES; \$324,409.52 INCREASE. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 13-941-2026

Sponsored by: Mayor Cheriogotis and Councilmember Ingram

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, Change Order No.5 to the contract, by and between the City of Mobile, and the company listed below, for work as outlined in the Change Order No.5 attached hereto and made a part hereof as though set forth in full. A copy of said executed Change Order No.5 is on file in the office of the City Clerk.

Name of Company: PL Russell, LLC

Project Name: Mobile Riverfront Redevelopment, Cooper Riverside Park, Great Lawn Upgrades

Project Number: PR-029-22

Amount: \$324,409.52 (increase)

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 MCELHENNEY CONSTRUCTION COMPANY, LLC FOR N. MCGREGOR AVENUE RECONSTRUCTION ROUNDABOUT TO SPRINGHILL AVENUE; \$1,419,344.43. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 21-942-2026

Sponsored by: Mayor Cheriogotis and Councilmembers Fleming and Gregory

WHEREAS, bids for sidewalk, curbing, and drainage improvements for district 5 and 7 were received and opened on July 29, 2026.

WHEREAS, the City Engineer has recommended award to the lowest bid meeting specifications from McElhenney Construction Co. LLC., contract in the amount of \$1,419,344.43.

WHEREAS, the City Council finds that the lowest responsible bid was submitted by McElhenney Construction Co. LLC.

WHEREAS, no payment obligation shall arise unless and until funds are lawfully available and encumbered in accordance with applicable law.

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, respectively, for and on behalf of the City of Mobile, a

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contract with the company listed below for work as outlined in the contract attached hereto and made a part hereof as through set forth in full. A copy of said contract is on file in the office of the City Clerk:

Name of Company: McElhenney Construction Company, LLC
Project Name: N. McGregor Avenue Reconstruction
(Roundabout to Springhill Avenue)
Project Number: 2025-3005-20
Amount: \$1,419,344.43

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 WATERMARK CONSULTING FOR AFRICATOWN WELCOME CENTER MUSEUM CONTENTS; \$240,954.15. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 21-943-2026

Sponsored by: Mayor Cheriogotis and Councilmember Ingram

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

Name of Company: Watermark Design Group, LLC
Project Name: Africatown Welcome Center – Museum Contents
Project Number: CL-029-26 (Step A)
Amount: \$240,954.15

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, which was seconded by Councilmember Gregory and following comments from Councilmember 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 THE MAYOR TO APPLY, ACCEPT, AND RECEIVE A GRANT FROM THE NATIONAL PARK SERVICE'S LAND AND WATER CONSERVATION FUND FOR THE OUTDOOR RECREATION LEGACY PARTNERSHIP GRANT FOR PHASE 2 OF BROOKLEY BY THE BAY; \$7,495,000.00 (\$7,495,000.00 MATCH). The following

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resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 31-944-2026

Sponsored by: Mayor Cheriogotis and Councilmember Small

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor is authorized to apply, accept and receive from the Land and Water Conservation Fund (LWCF), the Outdoor Recreation Legacy Partnership (ORLP) grant for Phase 2 of Brookley by the Bay in the amount of \$7,495,000.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered, subject to the City Council's appropriation of necessary match funding, and to sign any agreements or other documents in connection with the grant application and to provide any information required by the LWCF. Any agreements for grant assistance, together with the exhibits, shall be filed with the City Clerk after award and execution.

BE IT FURTHER RESOLVED that the Council shall appropriate 50% matching funds in the amount of \$7,495,000 in the event this grant is awarded in full.

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

CONSIDER THE APPLICATION OF ELITE1 STOP SERVICES, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE SERVICE. The following resolution which was introduced and read at the regular meeting of August 25, 2026 and was held over until the regular meeting of September 1, 2026, was called up by the Presiding Officer.

RESOLUTION: 37-945-2026

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Elite1 Stop Services, LLC for a Certificate of Public Convenience and Necessity to operate a shuttle service is hereby approved. A copy of said application is on file in the office of the City Clerk.

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 ORDINANCES BEING INTRODUCED FOR THE FIRST TIME. Councilmember Reynolds moved for the suspension of the rules to consider ordinance 64-035 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

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Nays: None

The Presiding Officer declared unanimous consent granted for the items.

ORDINANCES BEING INTRODUCED

CONSIDER THE PROPOSED REZONING OF PROPERTY LOCATED AT 1509 NAVCO ROAD FROM B-2 TO B-3. The following ordinance was held over until the regular meeting of September 8, 2026.

ORDINANCE: 64-034-2026

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.

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

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

BEGINNING AT THE SOUTHEAST CORNER OF NAVCO ROAD AND BAYOU ROAD (NOW CALLED WHITE A VENUE), RUN THENCE SOUTH 08 DEGREES 15 MINUTES WEST ALONG THE EAST LINE OF NAVCO ROAD 125 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED, THENCE CONTINUE SOUTH 08 DEGREES 15 MINUTES WEST ALONG THE EAST LINE OF NAVCO ROAD 126.18 FEET TO A POINT; THENCE RUN SOUTH 70 DEGREES 44 MINUTES EAST 129.50 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF THE BAY SHORE DIVISION OF THE G. M. & O. RAILROAD (NOW VACATED); THENCE ALONG SAID RIGHT OF WAY RUN NORTH 44 DEGREES 27 MINUTES EAST 45.88 FEET TO A POINT, THENCE RUN-NORTH 67 DEGREES 36 MINUTES WEST 46.80 FEET TO A POINT; THENCE RUN NORTH 08 DEGREES 15 MINUTES EAST PARALLEL WITH NAVCO ROAD 49.30 FEET TO A POINT, THENCE RUN NORTH 55 DEGREES 55 MINUTES WEST PARALLEL WITH WHITE AVENUE 121.30 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from Neighborhood Business Suburban District (B-2) to Community Business Suburban District (B-3), and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in a B-3, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-3, until the condition set forth below has been complied with: 1. 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 PROPOSED REZONING OF PROPERTY LOCATED AT 4600-A HAMILTON BOULEVARD FROM R-A TO I-2. The following ordinance was introduced by Councilmember Reynolds.

ORDINANCE: 64-035-2026

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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.

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

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

BEGINNING AT THE SOUTHWEST CORNER OF LOT 9, ISLAND FARMS EXTENSION AS RECORDED IN MAP BOOK 3 PAGE 469 IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA; THENCE NORTH 00°02'37" EAST 323.66 FEET TO A POINT; THENCE NORTH 89°45'29" EAST 134.14 FEET TO A POINT; THENCE SOUTH 323.61 FEET TO A POINT ON THE NORTH LINE OF HAMILTON BOULEY ARD; THENCE SOUTH 89°44'24" WEST ALONG SAID NORTH LINE 134.40 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from Residential Agricultural District (R-A) to Heavy Industry District (1-2), and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in an 1-2, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an 1-2, until the condition set forth below has been complied with: I. Full compliance with all municipal codes and ordinances.

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

The ordinance was read by the City Clerk, whereupon Councilmember Reynolds moved to table the ordinance, which was seconded by Councilmember Woods and following comments from Councilmember Reynolds 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 ordinance tabled.

CONSIDER THE PROPOSED REZONING OF PROPERTY LOCATED AT 97 CENTER DRIVE FROM R-1 TO R-3. The following ordinance was held over until the regular meeting of September 8, 2026.

ORDINANCE: 64-036-2026

Sponsored by: Councilmember Fleming

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

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

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

LOTS 3 AND 4 OF THE ALDAY SUBDIVISION AS RECORDED IN MAP BOOK 17, PAGE 21 IN THE RECORDS OF THE OFFICE OF THE JUDGE OF PROBATE OF MOBILE COUNTY, ALABAMA.

The classification of said property is hereby changed from Single-Family Residential Suburban District (R-1) to Multi-Family Residential Suburban District (R-3), and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in an R-3, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an R-3, until all of the conditions set forth below have been complied with: 1. Recording of the Voluntary Conditions and Use Restrictions form in the Mobile County Probate Court concurrent with the City Council-approved rezoning ordinance; and 2. Full compliance with all applicable 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 37-946 through 60-953, 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

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (ON OR OFF PREMISES) LICENSE TO GREAT DAY LATTE; 10 S. CONCEPTION STREET. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 37-946-2026

Sponsored by: Councilmember Ingram

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

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

Submitted by: Great Day Latte LLC

Location: Great Day Latte
10 S. Conception Stret
Mobile, Al 36602

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The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, 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.

RECOMMEND APPROVAL TO THE ABC BOARD FOR ISSUANCE OF A RETAIL BEER/TABLE WINE (OFF PREMISES ONLY) LICENSE TO SHOP AND SAVE; 408 DAUPHIN ISLAND PARKWAY. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 37-947-2026

Sponsored by: Councilmember Ingram

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

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

Submitted by: MOITA LLC

Location: Shop and Save
408 Dauphin Island Parkway
Mobile, AL 36606

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, 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.

DECLARE THE STRUCTURE AT 906 S. BROAD STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Small.

RESOLUTION: 40-948-2026

Sponsored by: Councilmember Small

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 906 BROAD STREET SOUTH has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A - No. 3, 4, 5, .6, 7, 8, 14 and 15; and**

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

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NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 906 BROAD STREET SOUTH described as:

LOT 4 SQR 3 EASTON DIV CHOCTAW PT TRT COMG AT PT ON W/S OF BROAD ST 1500 FT N FROM NW COR OF BROAD ST & KENTUCKY ST TH RUN NLY ALG W/S OF BROAD ST 50 FT FOR FRONT TO SE COR OF LOT 5 TH RUN WLY ALG S/L OF LOT 5 167 FT 6 IN TO PT ON E/L OF LOT 12 TH RUN S ALG E/L OF LOT 12 & 8, 50 FT TO NW COR OF LOT 3 TH RUN ELY ALG N/L OF LOT 167 FT 6 IN TO POB & ALSO N 25 FT LOT 8 SQ 3 EAST DIV OF THE CHOCTOW POINT TRT DESC AS COMM 167.5 FT W OF NW COR OF BROAD ST & KENTUCKY ST THEN N 150 FT TO PT OF BEG CONT N 25 FT THEN W 50 FT THEN S 25 FT THEN E 50 FT TO POB & ALSO S 25 FT LOT 12 SQ 3 EAST DIV OF THE CHOCTOW POINT TRT DESC AS COMM 167.5 FT W OF THE NW COR OF BROAD STR & KENTUCKY ST THEN N 175 FT TO THE POB CONT N 25 FT THEN 2 50 FT TH S 25 FT TH E 50 FT TO THE POB

Parcel Number: 29 10 37 0 007 064

Last Assessed: KENNEY LASHONDA DENISE

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

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

The resolution was read by the City Clerk, whereupon Councilmember Small moved to hold the resolution over for sixty days, 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 held over for sixty days until the regular meeting of November 3, 2026.

DECLARE THE STRUCTURE AT 1203 OAK LANE CIRCLE WEST A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 40-949-2026

Sponsored by: Councilmember Gregory

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 1203 OAK LANE CIRCLE WEST has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A• No. 1, 2, 3, 4, 5, 7, 8, 14 and 15; and**

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

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NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 1203 OAK LANE CIRCLE WEST described as:

LOT 9 BLK 2 OAK LANE SUB MBK 9 PG 22 #SEC 12 T4S R2W #MP28 01 12 2 002

Parcel Number: 28 01 12 2 002 074

Last Assessed to: GROW SAFETY ASSET LLC

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

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

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, 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.

DECLARE THE STRUCTURE AT 3836 MORDECAI LANE A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 40-950-2026

Sponsored by: Councilmember Gregory

WHEREAS, under the provisions of Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances" adopted December 5, 2017, the accessory structure at 3836 MORDECAI LANE has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

WHEREAS, the Code Official has identified the following factors, in accordance with Section 4, Subsection 5 of Article II of Chapter 52, in support of the determination that the structure is dangerous and unsafe to the extent that it is a public nuisance: **Nuisance Abatement Inspection Checklist/Exhibit A• No. 1, 2, 3, 4, 5, 7, 8, 14 and 15; and**

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

NOW, THER,EFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at 3836 MORDECAI LANE described as:

THE WEST 112 OF LOT 14 STEIN'S RESERVOIR MBK 2 PAGE 47

Parcel Number: 28 06 14 1 001 052.01

Last Assessed to: WASHINGTON MARK V ATTN ADRIENNE NATHAN

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

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

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, 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.

AUTHORIZE THE REMOVAL OF WEEDS, WEED LIEN GROUP #1680. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 58-951-2026

Sponsored by: Mayor Cheriogotis

A RESOLUTION DETERMINING WHAT OBJECTIONS SHALL BE ALLOWED AND WHAT OBJECTIONS SHALL BE OVERRULED TO THE REMOVAL OF NOXIOUS OR DANGEROUS WEEDS ON OR IN FRONT OF CERTAIN PARCELS OF LAND.

WHEREAS, notice has been duly given and posted at least five days prior to the date of this resolution in the manner provided by law offering full opportunity to all interested parties to object to the removal of noxious or dangerous weeds on the hereinafter described parcels of land, and the City Council of Mobile having held such public hearing in connection with the notices given and no objections having been filed or made by any of the interested parties; and

WHEREAS, Parcels Nos. 1 through 20 described in the resolution adopted on the **28th day of July 2026**, have not been cleared of noxious and dangerous weeds and continue to be public nuisances.

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

SECTION 1. It is hereby ascertained and determined that the dangerous and noxious weeds growing on the hereinafter described parcels of real property are public nuisances, and it is hereby ordered and directed that the employees of the City of Mobile assigned to that work promptly remove the weeds on such parcels of property:

PARCELS OR PIECES OF PROPERTY ON WHICH NOXIOUS OR DANGEROUS WEEDS ARE TO BE REMOVED:

Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 20, as described in the resolution adopted on the 28th day of July, 2026, and entitled: "A RESOLUTION DECLARING WEEDS GROWING UPON THE STREETS OR SIDEWALKS AND UPON PRIVATE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF MOBILE TO BE NOXIOUS OR DANGEROUS AND TO BE PUBLIC NUISANCES AND PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES."

(Lot Cleaning Liens, **Group No.1680** on file in the office of the City Clerk).

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SECTION 2. The employees of the City of Mobile assigned to the work required by this resolution are hereby expressly authorized to enter upon such described pieces of property for the purpose of removing the weeds authorized by this resolution to be removed. The owner of any of the above- described pieces of property shall have the right to remove the weeds ordered by this resolution to be removed from this property provided such removal is done prior to the arrival of the employees of the City of Mobile against his property by reason of any action taken hereunder. An accurate account of the costs with respect to each piece of property shall be kept by the employees of the City of Mobile covering the costs of removing such weeds in front of or in front of or on each separate lot or parcel of land where the work is done by the City of Mobile or its employees, and promptly thereafter an itemized report in writing shall be made to the City Council showing such costs with respect to each separate lot or parcel of land but before the report is submitted to the City Council a copy of the itemized costs with respect to each such lot or parcel of land shall be posted for at least three days prior to such report on the door of the Council Chamber at the City Hall of Mobile, Alabama, together with a notice of the time when the report will be submitted to the City Council for confirmation.

The resolution was read by the City Clerk, whereupon Councilmember Ingram moved to adopt the resolution, 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.

DETERMINE AN APPROPRIATION TO BRIGHT ACADEMY SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 60-952-2026

Sponsored by: Councilmember Fleming

WHEREAS, Councilmember Fleming wishes to appropriate \$250.00 to Bright Academy, from District 5 Discretionary Funds (10041020 42080); and

WHEREAS, Bright Academy, is a school in Mobile, Alabama, which the Council may support pursuant to Code of Alabama § 16-13-36; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Bright Academy, will be used to assist with the upcoming LEGO Night Sponsorship, which will serve a public purpose benefiting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$250.00 to Bright Academy for the purposes described hereinabove and pursuant to the language on 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 Ingram moved to adopt the resolution, which was seconded by Councilmember Reynolds 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.

DETERMINE AN APPROPRIATION TO HIGHLAND COURTYARD HOMEOWNERS ASSOCIATION SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 60-953-2026

Sponsored by: Councilmember Fleming

WHEREAS, Councilmember Fleming wishes to appropriate \$1,500.00 to Highland Courtyard Homeowners Association, from the District 5 Discretionary Fund (10041020 42080); and

WHEREAS, Highland Courtyard Homeowners Association 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 Highland Courtyard Homeowners Association will be used to assist with the beautification project.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of \$1,500.00 to Highland Courtyard Homeowners Association, 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 Ingram moved to adopt the resolution, 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.

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 08-955 and 21-960 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 RICHARD CUNY TO PROVIDE TENNIS TEACHING PRO SERVICES FOR PARKS AND RECREATION DEPARTMENT; NTE \$80,000.00 PER YEAR. The following resolution was held over until the regular meeting of September 8, 2026.

RESOLUTION: 01-954-2026

Sponsored by: Mayor Cheriogotis

MINUTES OF SEPTEMBER 1, 2026

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an Agreement with Richard Cuny to provide Tennis Teaching Pro for Parks and Recreation Department, compensation for work provided by the contractor will be as provided in the statement of work but in no event should not exceed \$80,000 per year as outlined in the agreement attached hereto and made a part hereof as though set forth in full. A copy of said agreement is filed in the office of the City Clerk.

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

APPROVE PURCHASE ORDER TO SECURE LAND & TREE, LLC FOR STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL, BURMA ROAD W. TO 2709 PERIN COURT; \$21,900.00. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 08-955-2026

Sponsored by: Mayor Cheriogotis and Councilmember Reynolds

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>17159</u>	2026	(2070) PUBLIC SERVICES ADMINISTRATION	STORM DRAINAGE VEGETATION AND DEBRIS REMOVAL – BURMA ROAD WEST TO 2709 PERIN COURT (PRICE BELOW BID REQUIREMENT; VENDOR ROTATION POOL)	\$21,900.00	(300087) <u>SECURE LAND & TREE LLC</u>

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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 KONE, INC. TO REBUILD CONVENTION CENTER EXHIBIT HALL ESCALATORS; \$354,397.20. The following resolution was held over until the regular meeting of September 8, 2026.

RESOLUTION: 08-956-2026

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>16555</u>	2026	(3035) FACILITY MAINTENANCE	REBUILD CONVENTION CENTER EXHIBIT HALL ESCALATORS (OMNIA COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$354,397.20	<u>(273592) KONE INC</u>

APPROVE PURCHASE ORDER TO THOMPSON TRACTOR COMPANY, INC. FOR 5,000 POUND DIESEL FORKLIFT FOR MFRD; \$57,304.28. The following resolution was held over until the regular meeting of September 8, 2026.

RESOLUTION: 08-957-2026

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>15114</u>	2026	(1510) FIRE ADMINISTRATION	ONE CROWN CD25S-9 5,000 POUND DIESEL FORKLIFT FOR MFRD (AL STATE CONTRACT)	\$57,304.28	<u>(203865) THOMPSON TRACTOR CO INC</u>

APPROVE PURCHASE ORDR TO MCCI, INC. FOR ANNUAL RENEWAL OF LASERFICHE DOCUMENT MANAGEMENT SOFTWARE FOR MIT; \$44,151.98. The following resolution was held over until the regular meeting of September 8, 2026.

RESOLUTION: 08-958-2026

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>17218</u>	2026	(5000) INFORMATION TECHNOLOGY	ANNUAL RENEWAL OF LASERFICHE MANAGED CLOUD V300 DOCUMENT MANAGEMENT SOFTWARE FOR MIT (BID EXEMPT AS SOFTWARE)	\$44,151.98	<u>(299712) MCCI, LLC</u>

AUTHORIZE CONTRACT RENEWAL WITH SOUTHERN EARTH SCIENCES, INC. FOR ANNUAL LANDFILL SAMPLING REQUIREMENTS FOR BATES C&D LANDFILL AND HICKORY STREET LANDFILL; \$68,745.00. The following resolution was held over until the regular meeting of September 8, 2026.

RESOLUTION: 21-959-2026

Sponsored by: Mayor Cheriogotis and Councilmembers Ingram and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, to renew the contract, by and between the City of Mobile and Southern Earth Sciences, Inc., dated August 19, 2025 for Professional Services for Annual Landfill Sampling Requirements for Bates C&D Landfill and Hickory Street Landfill for the first one-year renewal period. A contract renewal agreement is attached hereto and made a part hereof as though set forth in full. A copy of said contract is on file in the office of the City Clerk.

Name of Company: Southern Earth Sciences, Inc.

Project Name: Bates Landfill Hickory St. (Annual Landfill Sampling Requirements)

Project No.: 2025-3005-25

Estimated Cost: \$68,745.00

AUTHORIZE CONTRACT WITH GEOTECHNICAL ENGINEERING TESTING, INC. FOR N. MCGREGOR RECONSTRUCTION (ROUNABOUT TO SPRINGHILL AVENUE); \$30,000.00. The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 21-960-2026

Sponsored by: Mayor Cheriogotis and Councilmembers Fleming and Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and the City Clerk are hereby authorized and directed to execute and attest, respectively, on behalf of the City of Mobile, a contract between the City of Mobile and Geotechnical Engineering Testing, Inc., for services related to testing and evaluating soils and materials in connection with the design and construction of the N. McGregor Reconstruction (Roundabout to Springhill Ave.) (Project No. 2025-3005-20), as more fully set forth in the contract attached hereto and made a part hereof by reference. A copy of said contract is on file in the Office of the City Clerk.

Name of Company: Geotechnical Engineering Testing, Inc.

Project Name: N. McGregor Reconstruction (Roundabout to Springhill Avenue)

COM Project: 2025-3005-20

Cost: \$30,000.00

The resolution was read by the City Clerk, whereupon Councilmember Ingram 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.

CALL FOR PUBLIC HEARINGS

CALL FOR PUBLIC HEARING TO CONSIDER AN APPLICATION TO REZONE PROPERTY LOCATED AT 1451 CEDAR CRESCENT DRIVE, FROM R-3 TO R-3 TO REMOVE A PREVIOUSLY APPROVED REZONING CONDITION (SCHEDULED FOR OCTOBER 6, 2026) (DISTRICT 3). The following resolution was introduced by Councilmember Woods.

RESOLUTION: 41-961-2026

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 amendment to the Zoning Ordinance is to be considered by the City Council and further stating that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the proposed amendment.

Notice of Public Hearing for the Proposed Rezoning of Property Located at 1451 Cedar Crescent Drive

Pursuant to Resolution of the Mobile, Alabama City Council adopted **September 1, 2026**, a public hearing will be held on the **6th day of October, 2026 at 10:30 a.m.**, to consider adoption of an ordinance to rezone property located at 1451 Cedar Crescent Drive from R-3, Multi-Family Residential Suburban District, to R-3, Multi-Family Residential Suburban District, to R-3, to remove a previously approved rezoning condition limiting the number of mobile dwellings on the site to 133 units.

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

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

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

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

BEGINNING AT THE SOUTHWEST CORNER OF BRI-CORD SUBDIVISION AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA, IN MAP BOOK 8, PAGE 234; THENCE NORTH 12 DEGREES 43 MINUTES EAST 895.85 FEET TO A POINT ON THE SOUTH LINE OF CEDAR CRESCENT DRIVE; THENCE NORTH 44° - 03' - 00" EAST ALONG THE SOUTH LINE OF CEDAR CRESCENT DRIVE 75.12 FEET TO A POINT ON THE WESTERLY LINE OF BRI-CORD NORTH DRIVE; THENCE SOUTH 31° - 40' - 15" EAST ALONG THE WESTERLY LINE OF BRI-CORD NORTH DRIVE 177.76 FEET; THENCE NORTH 58° - 19' - 45" EAST 60.0 FEET TO A POINT ON THE EASTERLY LINE OF BRI-CORD NORTH DRIVE, SAID POINT ALSO BEING THE NORTHWEST CORNER OF LOT 18, BLOCK A OF SAID BRI-CORD SUBDIVISION; THENCE NORTH 75° - 14' - 35" EAST AND ALONG THE NORTHERLY LINE OF SAID BRI-CORD SUBDIVISION, 2260.0 FEET TO A POINT ON THE EAST LINE OF LINDSEY AVENUE; THENCE NORTH 14° - 40' - 55" WEST AND ALONG THE EAST LINE OF LINDSEY AVENUE 337.50 FEET TO A POINT ON THE SOUTH LINE OF SOUTH DRIVE; THENCE NORTH 75° - 14' - 35" EAST AND ALONG THE SOUTH LINE OF SOUTH DRIVE 707.50 FEET; THENCE SOUTH 14° - 40' - 55" EAST 345.92 FEET; THENCE NORTH 75° - 14' - 35" EAST 625.36 FEET; THENCE SOUTH 05° - 58' - 35" WEST 363.56 FEET TO A POINT ON THE SOUTH LINE OF BRI-

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CORD NORTH DRIVE; THENCE NORTH 84° -01' -25" WEST 50.0 FEET ; THENCE SOUTH 05° -58' -35" WEST 80.0 FEET; THENCE SOUTH 84° -01' -25" EAST 50.0 FEET; THENCE SOUTH 05° -58' -35" WEST 274.0 FEET TO THE SOUTHEAST COMER OF SAID BRI-CORD SUBDIVISION; THENCE SOUTH 75° -14' -35" WEST AND ALONG THE SOUTH LINE OF SAID BRI-CORD SUBDIVISION 3926.72 FEET TO THE POINT OF BEGINNING.

The classification of said property is hereby changed from Multi-Family Residential Suburban District (R-3) to Multi-Family Residential Suburban District (R-3) to remove a previously approved rezoning condition limiting the number of mobile dwellings on the site to 133 units, and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in a R-3, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in an R-3, until the condition set forth below has been complied with: 1. Full compliance with all other municipal codes and ordinances.

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

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

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

Nays: None

This vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as October 6, 2026.

CALL FOR PUBLIC HEARING TO CONSIDER THE MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 1891 AND 1901 HURTEL STREET (SCHEDULED FOR OCTOBER 6, 2026) (DISTRICT 3). The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 41-962-2026

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 amendment to the Zoning Ordinance is to be considered by the City Council and further stating that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the proposed amendment.

Notice of Public Hearing for the Proposed Modification of a Previously Approved Planned Unit Development for Property Located at 1891 and 1901 Hurtel Street

Pursuant to Resolution of the Mobile, Alabama City Council adopted **September 1, 2026**, a public hearing will be held on the **6th day of October, 2026, at 10:30 a.m.**, to consider adoption of an ordinance for the proposed modification of a previously approved Planned Unit Development for property located at 1891 and 1901 Hurtel Street.

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

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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 December 17, 2020, to allow multiple buildings on multiple building sites with shared access between building sites located at 1891 & 1901 Hurtel Street and described as follows:

LOTS 1, 2, & 3, MARYVALE PLACE SUBDIVISION, AS RECORDED IN INSTRUMENT #2022028493 IN THE OFFICE OF THE JUDGE OF PROBATE, MOBILE COUNTY, ALABAMA.

WHEREAS, on July 20, 2026, the owner of said property applied for a Major Modification of the Planned Unit Development allowing multiple buildings on multiple building sites with shared access between building sites, to remove two (2) lots from the previously approved Planned Unit Development.

WHEREAS, the Planning Commission held a public hearing on the requested Major Modification on August 20, 2026, and recommended approval of the Major Modification of the Planned Unit Development subject to the following conditions:

1. Retain the notes on Lots 2 and 3 stating, "Not to be included in PUD," on the Final PUD Site Plan;
2. Revise the Final PUD Site Plan to label the required 25-foot minimum front yard setback along Hurtel Street;
3. Revise the Final PUD Site Plan to provide the size of each building in square feet;
4. Revise the Final PUD Site Plan to depict the location of any dumpsters or dumpster enclosures, or provide a note stating curbside waste collection is utilized;
5. Revise the Final PUD Site Plan to either depict compliance with the approved landscape and tree planting plan on file with the Planning and Zoning Department or include a note stating that the site shall comply with the applicable tree planting and landscaping requirements of the Unified Development Code;
6. Provide a note on the Final PUD Site Plan stating parking lot lighting shall continue to comply with the applicable illumination standards of the Unified Development Code;
7. Retain the lot area for Lot 1 on the Final PUD Site Plan;
8. Retain the previously recorded 50-foot-wide right-of-way along Hurtel Street on the Final PUD Site Plan;
9. Provide a note on the Final PUD Site Plan stating that any future development, redevelopment, or site modifications affecting Lot 1 may require modification of the Planned Unit Development (PUD) in accordance with Article 5 of the Unified Development Code, unless the PUD is subsequently terminated through the applicable approval process;
10. Comply with all Engineering comments noted in the staff report;
11. Comply with all Traffic Engineering comments noted in the staff report;
12. Comply with all Urban Forestry comments noted in the staff report;
13. Comply with all Fire Department comments noted in the staff report;
14. Submit a revised Final PUD Site Plan for Planning and Zoning Approval prior to its recording in the Mobile County Probate Court, and provide one (1) copy of the recorded site plan (hard copy and/or pdf) to the Planning and Zoning Department; and
15. Fully comply 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;

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- 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 the need, benefit, or public purpose of the proposed request.

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

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

1. Retain the notes on Lots 2 and 3 stating, "Not to be included in PUD," on the Final PUD Site Plan;
2. Revise the Final PUD Site Plan to label the required 25-foot minimum front yard setback along Hurtel Street;
3. Revise the Final PUD Site Plan to provide the size of each building in square feet;
4. Revise the Final PUD Site Plan to depict the location of any dumpsters or dumpster enclosures, or provide a note stating curbside waste collection is utilized;
5. Revise the Final PUD Site Plan to either depict compliance with the approved landscape and tree planting plan on file with the Planning and Zoning Department or include a note stating that the site shall comply with the applicable tree planting and landscaping requirements of the Unified Development Code;
6. Provide a note on the Final PUD Site Plan stating parking lot lighting shall continue to comply with the applicable illumination standards of the Unified Development Code;
7. Retain the lot area for Lot 1 on the Final PUD Site Plan;
8. Retain the previously recorded 50-foot-wide right-of-way along Hurtel Street on the Final PUD Site Plan;
9. Provide a note on the Final PUD Site Plan stating that any future development, redevelopment, or site modifications affecting Lot 1 may require modification of the Planned Unit Development (PUD) in accordance with Article 5 of the Unified Development Code, unless the PUD is subsequently terminated through the applicable approval process;
10. Comply with all Engineering comments noted in the staff report;
11. Comply with all Traffic Engineering comments noted in the staff report;
12. Comply with all Urban Forestry comments noted in the staff report;
13. Comply with all Fire Department comments noted in the staff report;
14. Submit a revised Final PUD Site Plan for Planning and Zoning Approval prior to its recording in the Mobile County Probate Court, and provide one (1) copy of the recorded site plan (hard copy and/or pdf) to the Planning and Zoning Department; and
15. Fully comply with all municipal codes and ordinances.

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

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

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

Nays: None

This vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as October 6, 2026.

CALL FOR PUBLIC HEARING TO CONSIDER THE APPLICATION OF GRANBURY EXECUTIVE TRANSPORT, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A SHUTTLE, SEDAN, AND LIMOUSINE SERVICE (SCHEDULED FOR SEPTEMBER 15, 2026). The following resolution was introduced by Councilmember Ingram.

RESOLUTION: 41-963-2026

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

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

Notice is hereby given that the City Council of Mobile, Alabama, proposes to consider the application of Granbury Executive Transport, LLC to operate a shuttle, sedan, and limousine 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 **September 15, 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, ALABAMA, that pursuant to the provisions of Ordinance #59-073, 2005, that the application of Granbury Executive Transport, LLC, for a Certificate of Public Convenience and Necessity to operate a shuttle, sedan, and limousine service is hereby approved. A copy of said application is on file in the office of the City Clerk.

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

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

Nays: None

This vote was then announced by the City Clerk, whereupon the Presiding Officer set the date for the public hearing as September 15, 2026.

ANNOUNCEMENTS

Councilmember Woods offered comments regarding Resolution 01-921.

Councilmember Ingram encouraged residents to attend the Downtown Development District update community workshop on September 2, 2026, at the National Maritime Museum of the Gulf at 6:00 p.m.

Councilmember Ingram announced that the next District 2 virtual Zoom meeting will be held on Thursday, September 10, 2026 at 7:00 p.m.

Councilmember Ingram wished everyone a safe and fun Labor Day weekend.

Councilmember Reynolds announced that a District 4 community meeting will be held on Tuesday, September 29, 2026 at Mobile Christian School at 6:00 p.m.

Councilmember Fleming offered comments regarding the N. McGregor road improvement project.

Councilmember Fleming encouraged residents to visit the new exhibit opening at the Mobile Museum of Art today.

Councilmember Penn congratulated UMS Wright and LeFlore High School football teams for winning this past weekend.

Councilmember Penn said that the 5th Annual Arthur Ashe Kids Day free tennis clinic at Lyons Park was a great success.

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Councilmember Penn reminded citizens of the Port City Classic game on Saturday, September 5, 2026 and all the events surrounding the game that weekend.

Councilmember Penn invited citizens to attend the Crichton Explosion on Saturday, September 5, 2026, honoring the life of Clara Jean Ester, at Mill Street Park at 10:00 a.m.

Councilmember Gregory said that the Mobile Museum of Art will be opening a new exhibit called, "Gateway: From Graffiti to Gallery" on September 1, 2026.

Councilmember Gregory announced the ribbon cutting ceremony for the John E. King Hillsdale Senior Center on August 27, 2026 was a great success.

Councilmember Gregory offered comments about the new playground to be installed at Lavretta Park.

Councilmember Gregory gave comments regarding the N. McGregor road improvement project.

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 a.m.

Adopted:

COUNCIL PRESIDENT

CITY CLERK