

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 14, 2023

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, November 14, 2023, at 9:00 a.m.

Councilmembers:

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

Absent:

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

Approved:

COUNCIL PRESIDENT

CITY CLERK

MUNICIPAL BUILDING, MOBILE, ALABAMA, NOVEMBER 14, 2023

The City Council of the City of Mobile, Alabama, met in the Auditorium of the Mobile Government Plaza on Tuesday, November 14, 2023, at 10:30 a.m., for the regular meeting.

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

Patrick 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, Carroll, Reynolds, Daves, and Woods

Absent:

STATEMENT OF RULES BY PRESIDING OFFICER

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

APPROVAL OF MINUTES

The minutes from the meeting of October 31, 2023, were approved as submitted.

COMMUNICATIONS FROM THE MAYOR

Mayor Stimpson revealed that “Lighting McClean” is the name of the City’s new electric garbage truck.

Mayor Stimpson invited citizens to attend the “Lighting of the Christmas Tree” in Mardi Gras Park on Friday, November 17, 2023.

The following employee was introduced as employee of the month:

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John Sledge – Public Works at Large (employee #3514)

Mayor Stimpson read a proclamation declaring November 2023 as “National Diabetes Month” in Mobile.

Mayor Stimpson read a proclamation declaring November 20 – 26, 2023 as “Excelsior Band Week” in Mobile.

MONTHLY FINANCE REPORT

Richard Moore, Executive Director of Finance, provided the monthly finance report for September 2023.

ADOPTION OF THE AGENDA:

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

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

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

APPEALS

Request of Toulminville LeFlore Alumni Association for a waiver of the Noise Ordinance at Figures Park on November 25, 2023, from 8:00 a.m. – 5:00 p.m. (District 1).

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

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

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

Request of Douglas Allen, Jr. for a waiver of the Noise Ordinance at 300 Conti Street on November 20, 2023, from 9:00 a.m. – 3:00 p.m. (District 2).

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

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

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

PUBLIC HEARINGS

PUBLIC HEARING TO CONSIDER MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 65 NORTH MOBILE STREET (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to consider modification of a previously approved planning approval for property located at 65 North Mobile Street and asked if there was anyone present 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 MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 65 NORTH MOBILE STREET (DISTRICT 1).

The Presiding Officer announced that today was the day for the public hearing to consider modification of a previously approved planned unit development for property located at 65 North Mobile Street and asked if there was anyone present to speak for or against this matter.

No one appeared.

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

PUBLIC HEARING TO REZONE PROPERTY LOCATED AT 6137 TODD ACRES DRIVE FROM B-5 AND I-2 TO B-5 (DISTRICT 4).

The Presiding Officer announced that today was the day for the public hearing to rezone property located at 6137 Todd Acres Drive from B-5 and I-2 to B-5 and asked if there was anyone present to speak for or against this matter.

David Rogers, a representative of the Industrial Park Board for Mobile, spoke in favor of the rezoning.

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

PRESENTATIONS OF PETITIONS AND OTHER COMMUNICATIONS TO THE COUNCIL

NON-AGENDA ITEMS:

Timothy Hollis, 1924 Seale Street, Offered comments about justice, transparency, and accountability regarding police officer involved incidents.

Carrie Williams, 2854 Thornhill Drive, Asked for answers regarding the death of Jawan Dallas.

Robert Clopton, Sr., 2612 Charlotte Oaks Drive, Requested the bodycam footage from the Jawan Dallas case.

Freddy Wheeler, 8405 Sterling Drive, Gave comments that highlighted the positives about the City. Asked if the city had a plan in the event of losing a public official.

Reggie Hill, 1007 Center Street, Gave comments regarding the Unified Development Code, Chapters 14, 34, 46, and the FY 24 budget.

ORDINANCES HELD OVER

ORDINANCE AMENDING CHAPTER 25, GARBAGE, TRASH AND LITTER OF THE MOBILE CITY CODE. The following ordinance which was introduced and read at the regular meeting of August 22, 2023, and held over until the regular meetings of August 29, 2023, October 3, 2023, October 24, 2023, and November 14, 2023, was called up by the Presiding Officer.

ORDINANCE: 25-039-2023

Sponsored by: Mayor Stimpson

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

ARTICLE ONE: Amendment and Restatement of Chapter 25 GARBAGE, TRASH, AND LITTER

Chapter 25, Garbage, Trash and Litter of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

CHAPTER 25 GARBAGE, TRASH, AND LITTER

ARTICLE 1. GARBAGE AND TRASH

Sec. 25-1 – Applicability and Rule of Construction

(a) Except where otherwise provided, the provisions of this article apply throughout the City limits.

(b) If any portion of this article is held invalid or unconstitutional by a court of competent jurisdiction, then such judgment shall in no way affect or impair the validity of the remaining portions of this article.

Sec. 25-2 – Definitions

As used in this article, the following terms are defined as follows:

(1) *Apartment* is a suite of rooms which composes a residence in a multi-dwelling unit, which the occupant(s) rents.

(2) *Balloon* is a flexible nonporous bag made from materials such as rubber, latex, polychloroprene, or nylon fabric that can be inflated or filled with fluid, such as helium, hydrogen, nitrous oxide, oxygen, air, or water and then sealed at the neck, usually used as a toy or decoration.

(3) *Bulk container* is any dumpster, roll-off container, or stationary storage facility placed for the temporary containerization of solid waste at a place of business, multi-dwelling unit complex, industrial or construction site, and is tightly covered or constructed to eliminate wind-driven debris and unsightly litter on or about the premises.

(4) *Business* means a sole proprietorship, partnership, joint venture, corporation, or other business entity, either for-profit or not-for-profit, including retail establishments where goods or services are sold, professional corporations and other entities where legal, medical, dental, engineering, architectural, or other professional services are delivered, and private clubs.

(5) *Condominium* is a suite of rooms which compose a residence in a multi-dwelling unit, which the occupant(s) owns or rents from the owner.

(6) *Downtown Business District* means the area bounded by the Mobile River on the east, Canal Street on the south, Broad Street on the west, and Beauregard Street on the north.

(7) *Enforcement Officer* means a City of Mobile employee designated by the Mayor as the person to exercise the authority, enforce the provisions and perform the duties delegated by this Chapter in accord with the prescribed procedures of this jurisdiction.

(8) *Cigarette litter receptacle* is a container for the disposal of litter from smoking including cigarettes, cigars and their butts.

(9) *City* means the City of Mobile, in the County of Mobile, d in the State of Alabama.

(10) *City limits* are the corporate boundaries of the City.

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(11) *Commercial premises* is any lot or any building, or part thereof, used in connection with or for the conduct of any business, trade, occupation, or any profession for which a license is required by the City, and includes all unimproved real property not zoned for single-family residential use.

(12) *Commercial waste* means refuse from commercial premises including garbage, trash, kitchen waste, restaurant waste, food containers, paper, floor litter, sidewalk sweepings, leaves, grass, weeds, hedge trimmings, and small tree trimmings not exceeding five feet in length and four inches in diameter, and includes waste generated from a business operating on residential premises and waste generated from multi dwelling units.

(13) *Corrective notice* is a written notice or warning issued by an enforcement officer to inform the recipient of a violation of this article and specifying a period of time in which to correct the violation. A corrective notice does not impose a fine.

(14) *Construction Debris* means rubbish resulting from construction, demolition, or alteration of any building or structure, including scrap, lumber, plaster, roofing, concrete, brick and sanding dust, mortar and glass, resulting from the construction, repair, remodeling, removal, or demolition of any structure.

(15) *Domestic waste* Any waste capable of entering into or passing through a plumbing system. Such waste includes but is not limited to human excrement, bath water, kitchen and bathroom waste and waste from septic tanks, sumps, outhouses, or any other waste collection point. The term "domestic waste" does not include waste from any commercial or industrial process that is authorized by Mobile Area Water and Sewer System to be discharged into a sewage collection system.

(16) *Food service facility* Any establishment, retail food store, public or private school, correctional facility, hospital, food processing or preparing establishment, or other establishment where food is prepared for sale or offered for sale, including any establishment that slaughters, fabricates, bones, or processes animals, poultry, or fish whether or not required by law to be licensed or permitted by an agency of the state.

(17) *Garbage* means putrescible material and other daily non-putrescible disposable items when part of household garbage.

(18) *Garbage cart* is a 64- or 96-gallon container provided by the City for use with its automated garbage collection system.

(19) *Grease hauler* Any person who removes fat, oil, or grease waste of any form from a premises by means of transporting the waste over a public road. This includes waste from grease traps, grease interceptors, grease collection bins, or any other fats, oils, or grease collection point.

(20) *Hazardous materials/waste* means a substance in quantity and form which may pose an unreasonable risk to human health and safety or to the environment, including private property. Additionally, the definition of Hazardous waste includes any material regulated under Resource Conservation and Recovery Act Subtitle C (42 U.S.C. §§ 6921 – 6939g) including waste generated in the course of operating a business at a residence. Hazardous Materials includes pesticides, herbicides, fertilizer, antifreeze, batteries, acids, cleaners, paint, medications, fluorescent light bulbs, railroad ties, and petroleum products.

(21) *Household* means a single-family residence, an individual mobile home, and/or a multi-family residence.

(22) *Household garbage* means putrescible solid waste as well as ordinary waste generated by a household. t. This term does not include sewage, bodily waste, or ashes. Applies to areas zoned as single-family, duplex, tri-plex, or quad-plex. This term does not include Multi-dwelling unit waste and waste generated in the course of operating a business at a residence.

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(23) *Household trash* means non-putrescible solid waste consisting of yard clippings, leaves, wood, tree limbs and trunks, bedding, appliances, furniture, paper and cardboard, plastics, wood, wrappings, cans, and similar materials, but not ashes. This term does not include Multi-dwelling unit waste and waste generated in the course of operating a business at a residence.

(24) *Junk* refers to any vehicle parts, rubber tires, appliances, dilapidated furniture, machinery, equipment, building material, or other items which are either in a wholly or partially rusted, wrecked, junked, dismantled or inoperative condition. This term includes a vehicle with one or more of the following characteristics: it is non-operating, abandoned, wrecked, or partially dismantled; or it has flat tires, or a missing engine, door(s), hood, windows, or other missing body parts.

(25) *Knowingly* means a person is aware of taking the action, behavior, or conduct which amounts to committing a violation. It is not a requirement that the person has knowledge that the behavior is an offense.

(26) *Litter* means any garbage, refuse, or noncontainerized man-made solid waste, such as paper, plastic, diapers, cigarette butts, bottles, cans, glass, crockery, scrap metal, construction materials, rubbish, disposable packages, or containers.

(27) *Litter receptacle* is a container constructed and placed for use as a depository for litter.

(28) *Manufactured home* means a building, transportable in one (1) or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. The term also includes park trailers, travel trailers and similar transportable structures placed on a site and intended to be improved property.

(29) *Manufactured home park* means a manufactured home park or subdivision for which the facilities for servicing the lots on which the manufactured homes are affixed are constructed by the owner of the park or subdivision before placement of a manufactured home on an individual lot. The facilities servicing the lot include, at a minimum, the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pad(s).

(30) *Multi-dwelling unit* is a building in which five or more multiple separate housing units for residential occupants are contained in one building or several buildings within one complex and under the same ownership or with multiple owners. Condominiums or apartments may compose the buildings in a multi-dwelling unit.

(31) *Multi-family residence* means two, three, or four family separate residential units in a single residential structure, such as a duplex, triplex, or fourplex.

(32) *Municipal offense ticket (MOT)* is a citation specifying a violation of a City ordinance issued by an enforcement officer of the City and directs the violator either to pay a fine and court costs or to appear in municipal court to answer the charge(s).

(33) *Occupant* is any owner, tenant, or person residing, in possession or in charge of any house, building, store, shop, lot, or premises.

(34) *Owner* is any person, agent, firm, corporation or other entity having legal title to real property, including any mortgagee bank, company, institution, individual, or other entity of record which has foreclosed on the property, or the estate of a deceased owner or the last recorded owner in the property tax records of the county revenue commissioner.

(35) *Person* means an individual, partnership, association, syndicate, company, firm, trust, corporation, government, corporation, department, bureau, agency, business, or any entity recognized by law, and any agents of those entities.

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(36) *Places of assembly* are buildings, structures, or portions of a building or structure used for the gathering of persons for purposes such as civic, social, or religious functions, recreation, food or drink consumption, or for awaiting transportation.

(37) *Premises* means any building or real property.

(38) *Private property* is property owned by any person as defined herein.

(39) *Public nuisance* includes any growth of weeds, scrub (wild) bushes, and grass exceeding community standards, normally ten inches in height, and/or nonorganic debris that presents a fire hazard, a health hazard, a flooding hazard, a safety hazard, or otherwise endangers human health and safety or the environment.

(40) *Putrescible* means an item that will rot or decay, such as food waste, and therefore is likely to attract vermin and other vectors.

(41) *Qualified Business Enterprise* is a restaurant, bar, or other substantially similar establishment approved by the Public Services Department operating within the defined Downtown Business District.

(42) *Refuse* is a term applied generally to trash, garbage, debris, litter, and any discarded materials.

(43) *Residential premises* are premises used as single- or multi-family dwellings, townhouses, apartments, and condominiums, both privately and publicly owned.

(44) *Septage hauler* Any person who removes domestic waste from a premises and transports the waste over a public road.

(45) *Single-family residence* is a one-family dwelling; a residential structure, which does not share any common walls with another residence; the dwelling may be owner-occupied or tenant-occupied.

(46) *Sky lantern* is a device that requires a flame which produces heated air trapped in a balloon-type covering allowing the device to float in the air. Sky lanterns shall not include hot-air balloons used for transporting persons.

(47) *Trash* is non-putrescible solid waste consisting of yard clippings, leaves, wood, tree limbs and trunks, bedding, appliances, paper and cardboard, plastics, wood, wrappings, cans, and similar materials.

(48) *UNTCC* is a uniform non-traffic citation and complaint as set out in Rule 20 of the Alabama Rules of Judicial Administration. When issued electronically, it is known as an eUNTCC.

(49) *UTCC* is a uniform traffic citation and complaint as set out in Rule 20 of the Alabama Rules of Judicial Administration.

50) *Vehicle* is any device capable of moving and transporting persons or property upon a public highway, street, or waterway. This shall include any watercraft, boat, ship, vessel, barge, or other floating craft. For the purposes of this ordinance, *Vehicle* does not include devices moved by human power and those vehicles used exclusively for agricultural purposes, not licensed pursuant to state law, and that are not operated on any public highway for purposes other than crossing such public highways or along such highways between two tracts of the owner's land.

Sec. 25-3 – Department of Public Services, Sanitation Division

(a) The Department of Sanitation shall from time to time implement rules and guidelines consistent with the provisions of Chapter 25 in order to implement and effectuate the application of said provisions.

(b) The pickup schedule for household garbage and household trash will be fixed under guidelines and procedures implemented by the Department of Sanitation.

Sec. 25-4 – General Requirements

It shall be unlawful for any person to intentionally damage, remove, handle or to otherwise disturb the garbage containers or the contents thereof which have been placed on city right of way for servicing by the garbage collectors; provided, that this section does not apply to the owner, occupant, lessee, or tenant of the residence or dwelling so placing the container and contents.

Sec. 25-5 – Household garbage.

(a) *Frequency.* Pickup of household garbage is once per week based on the household address. Frequency may be governed by to guidelines implemented by the Department of Sanitation and is subject to change. Holiday schedules may vary.

(b) *Garbage cart issuance.* The City of Mobile will assign an initial 96-gallon or 64-gallon garbage cart to newly constructed residential units. All existing households eligible for collection are required to have a City assigned garbage cart. An additional or replacement garbage cart may be assigned to the address by the City for a fee (for a total limit of 2 per household). Title of the garbage cart shall at all times remain with the City. Payment options can be found by checking the City of Mobile website at www.CityofMobile.org or by calling Mobile 311 at 251-208-5311.

(c) *Garbage carts.*

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

(2) Garbage carts should be placed with the handle facing away from the street to ensure the cart is aligned with the garbage truck loading mechanism.

(3) No intentional marking, drawing, or writing with paint, ink, or another substance on, or the intentional etching into the garbage cart is allowed.

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

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

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

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

(e) *Location.* All containers shall be placed curbside and not placed in the street. Carts placed in medians or on vacant lots will not be collected. Garbage carts not serviced on the scheduled route due to placement or obstruction (i.e., blocked by vehicles, etc.) will not receive additional/return service.

(f) *Time.* Household garbage containers shall be placed by the curb by 6:00 a.m. on the regular collection day, and empty containers should be returned to the household as soon as possible, but not later than 11:59 p.m. on collection day. If a resident does not know the collection day for their area, they may request this information by contacting Mobile 311 at 251-208-5311 or check the City of Mobile website at www.cityofmobile.org. It shall

be a violation of this Chapter punishable under Article Three hereof.to allow a container to remain by the curb beyond the time stated above.

(g) *Hazardous materials/waste and Household Trash.* It shall be a violation punishable under Article Three hereof.to place these materials, as defined in 25-2, in garbage carts even if they are in a plastic bag.

Sec. 25-6 – Household trash.

(a) *Frequency.* Pick-up is every other week, subject to change pursuant to guideline implemented by the Department of Sanitation. Holiday schedules may vary.

(b) *Quantity.*

(1) Maximum quantity for no additional charge is limited to approximately two (2) cubic yards (3 feet by 3 feet by 6 feet) or the equivalent of fifteen (15) bags of leaves, per household, every other week. (There is no charge for this amount.)

(2) Amounts exceeding the maximum collection limit will be considered an oversized load. The household will have the choice of taking it to an approved landfill or contacting the city to collect it for a fee. Trash piles that are requested for oversized loads will be evaluated by a Sanitation department official who will determine the collection fee based on the size of the pile. The Department of Sanitation may elect to collect the fee before removing the trash. Information and payment options can be found by checking the City of Mobile website at www.CityofMobile.org or by calling Mobile 311 at 251-208-5311.

(3) Where household trash exceeds the maximum allowed, that trash will not be collected, and a corrective notice will be given explaining the violation.

(c) *Time.* Household trash may not be placed for collection prior to forty-eight (48) hours before the designated pickup day.

(d) *Location.* Household trash shall be placed on the property where it originated as close to the street as possible without posing an obstruction to pedestrians or other risk to health and human safety. Trash piles that are not serviced on the scheduled route due to placement or obstruction (i.e., blocked by vehicles, etc.) will not receive additional/return service and it will be the responsibility of the property owner to remove. It shall be a violation of this Article to place household trash in any of the following locations or ways:

(1) On medians, on vacant or abandoned residential or commercial property.

(2) Obstructing sidewalks.

(3) Obstructing gutters, ditches, or any portions of the city's drain system.

(4) Obstructing the street, creating a traffic hazard.

(5) In a location that could cause a fire hazard, with trash not eligible for city pickup.

(6) Around fire hydrants, signposts, guy wires, power poles, over water meters, over masonry work, against fences, *or at the base of trees located within the City of Mobile rights-of-way.*

(7) Under low hanging power lines, TV cables or low tree limbs.

(e) *Leaves, straw, and grass clippings* may be placed by the curb for pickup at the scheduled time if bagged or boxed and limited to the quantities defined above.

(f) The following materials are not collectible as part of household trash, and it shall be a violation of this Article to place these materials on the curb:

(1) Limbs greater than twelve (12) inches in diameter;

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- (2) Limbs greater than six (6) feet in length;
- (3) Construction debris (including home improvement projects);
- (4) Debris from a lot clearing project;
- (5) Materials from commercial projects;
- (6) Materials from evictions; or
- (7) Any materials accumulated from commercial businesses.
- (g) Failure to comply with any requirement of this Section 25-6 shall be a violation.

Sec. 25-7 – Hazardous materials/waste.

(a) It shall be a violation punishable under Article Three hereof.to place or include Hazardous materials/waste with household trash or household garbage. Said matter must be disposed of by the household at a facility legally permitted for the disposal of these items. b) Broken glass, sharp metal objects, or hypodermic needles and other household medical waste must be disposed of in puncture-proof sealed containers or biohazard waste bags.

Sec. 25-8 – Downtown Business District

(a) Except as provided below, the City of Mobile does not provide trash or garbage services to businesses or commercial enterprises.

(b). Commercial waste will be collected once each day from all qualified business enterprises located within the Downtown Business District.

(c) *Garbage Carts.*

(1) Issuance. Garbage carts must be obtained from City for a fee. Title of the garbage cart shall at all times remain with the City. The City will only service City garbage carts. Payment options can be found by checking the City of Mobile website at www.CityofMobile.org or by calling Mobile 311 at 251-208-5311.

(2) Maintenance. Garbage carts that have deteriorated to the extent of having jagged or sharp edges capable of causing injury to the garbage collectors or others whose duty it is to handle these containers, will not be collected. Deteriorated carts will be replaced by the City, for a fee paid by the business owner. Garbage carts shall be kept cleaned, maintained, sanitized, and free of any other forms of deterioration inside and outside.

(3) No intentional marking, drawing, or writing with paint, ink, or another substance on, or the intentional etching into the garbage cart is allowed.

(4) It shall be a violation punishable under Article Three hereof.to intentionally damage or remove a garbage cart from the assigned address.

(d) *Quantity.* All garbage consisting of kitchen waste, restaurant waste, food refuse or other matter offensive in sight or smell shall be bagged and placed in ninety-six (96) gallon garbage carts. The combined weight of garbage and cart shall not exceed one hundred (100) pounds each; garbage carts weighing in excess of one hundred (100) pounds will not be picked up.

(e) *Location.* Containers of commercial waste may be placed for collection on or near the curb line of the originating place of business, including streets at the front or rear, or the alley of that business's property, providing the alley is accessible to the collectors' trucks at the time of collection of garbage. Placement areas shall be kept cleaned, maintained, and sanitized.

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(f) *Time*. Garbage Carts in the Business District shall not be placed on the sidewalk or curb for collection between the hours of 10:00 a.m. and 5:00 p.m. After the garbage has been collected, the owners of the containers shall remove them from the streets of the City not later than two hours after the garbage has been collected. Waste containers may be placed in alleys at any time.

(g) Failure to comply with any provision of 25-8 shall be a violation of this section. punishable under Article Three hereof.

Sec. 25-9 – Commercial, Outside of Downtown Business District

(a) The provisions of this section shall apply to all Commercial Enterprises, Multi-dwelling units, manufactured home parks, and places of assembly that are located within the City limits and are outside of the Downtown Business District.

(b) Commercial pickup outside the business district will be arranged by the owner or occupant of the commercial enterprise.

(c) Commercial premises shall install dumpsters, bulk containers, or other containers to be emptied on a timely basis at the owner or occupant's expense.

(d) All dumpsters shall be affixed with an identification decal, which is legible and waterproof, that includes the following information:

(1) The name of the entity or business using the dumpster;

(2) If the business is also the owner of the property, the name, address, and telephone number of the person who is authorized to accept legal service for the owner; and

(3) If the business is a tenant on the property, the name address and telephone number of the person who is authorized to accept legal service for the tenant.

(e) In the event that an owner or occupant of commercial premises elects to enclose a dumpster or secure the dumpster with an automatic lock release in accordance with subsection (e) or is required to do so as provided in subsection (e), then said owner or operator must ensure the conditions noted below are met. Dumpster enclosures are not optional for an owner or occupant that has committed a second violation of Sec. 25-10 of this ordinance, in which case the City requires the owner or occupant to enclose the dumpster and secure it by installing an automatic lock.

(1) Dumpster enclosures must meet the following criteria:

(a) Constructed of wood or brick and at least the height of the dumpster, which is being enclosed, but not to exceed eight (8) feet in height.

(b) The dumpster enclosure may be equipped with a door or gate constructed of wood or other opaque material that opens outward and which remains closed unless the dumpster is being filled or emptied.

(c) The dumpster enclosure must be of sufficient size to allow for placement and removal of the dumpster without causing damage to the enclosure.

(d) The dumpster enclosure must be kept in good repair and condition.

(e) Failure to comply with any provision above shall be a violation of this Article. Any owner or occupant of commercial premises that has a dumpster located thereon who pleads guilty to a violation of this section, or is found by a court of competent jurisdiction to be guilty of violating this section, may, on a first offense, be allowed the option to either pay the applicable fine and costs, or alternatively, to enclose the dumpster or secure the dumpster with an automatic lock release in accordance with the requirements of this section within the sixty-day period following the guilty plea or adjudication. Upon a second violation of this section, the occupant shall be required to enclose the dumpster or secure

the dumpster with an automatic lock release in accordance with the requirements of this section in addition to all other fines, penalties, and costs that may be imposed. For purposes of this section, failure by the defendant to either pay a fine or appear in court as required by a properly served charging document shall be considered the same as pleading guilty to violating this section.

(1) To be deemed secured under this section, the dumpster must have a functioning automatic lock release, sometimes called a gravity lock release or similar product, that will cause the lid of the dumpster to be securely closed and sealed whenever the dumpster is not being filled or emptied.

(f) Failure to comply with any requirement of this Section 25-9 shall be a violation punishable under Article Three hereof.

Sec. 25-10 – Commercial Waste/Collection

(a) It shall be the duty of each owner, occupant, tenant, or lessee of any commercial premises, multi-dwelling unit premises, manufactured home park, or places of assembly to keep the premises clear and free of litter, trash, junk, and high grass and weeds as defined under “public nuisance” in Section 25-2-34. These areas include grounds, parking lots, roads, driveways, rights-of-way, loading and unloading areas, storm drains, vacant lots, and unimproved real property. See Sec. 52-56 for the circumstances in which the City may declare a nuisance.

(b) All persons performing construction and demolition work, and owners or occupants of commercial premises shall provide on-site receptacles for loose debris paper, building material waste, scrap building materials, and other litter products to prevent the scattering of such materials by wind or rain.

(c) No owner or occupant of commercial premises who is not a licensed junk dealer may grant permission to any person to dispose of litter, garbage, trash, or junk on the premises.

(d) All owners or occupants of commercial premises shall store their trash, garbage, or litter in appropriate containers; maintain their premises as clean, neat, and sanitary; and shall prevent litter from blowing or washing onto adjacent property thoroughfares or into storm drains or waterways. Spillage and overflow around containers shall be cleaned up as it occurs.

(e) Where commercial enterprises share parking lots, the occupant and/or owner must decide who will be responsible for the container. That enterprise must put their name and contact information on the container and take ownership over its maintenance.

(f) Containers required by this section shall be of sufficient size and material to hold the litter and other waste from visitors to the commercial enterprise.

(g) The occupant and/or owner of each commercial enterprise is responsible for emptying and otherwise maintaining the containers to limit litter, waste, or debris in the area.

(h) Any owner or occupant of commercial premises that has a trash or litter located within the parking lots, who pleads guilty to a violation of this section, or is found by a court of competent jurisdiction to be guilty of violating this section, may, on a first offense, be allowed the option to either pay the applicable fine and costs, or alternatively, provide appropriate containers, labeled with the responsible party's (Dumpster info – 25-11-d) distributed evenly throughout the parking lot at a rate of one container every 12 parking places or at a maximum of a 60-foot spacing between each container for all on-site. Upon a second violation of this section, the owner or occupant if found by a court of competent jurisdiction to be guilty shall pay the applicable fine, court costs and provide one garbage can for every 12 parking spaces as required by this section. For purposes of this section, failure by the defendant to either pay a fine or appear in court as required by a properly served charging document shall be considered the same as pleading guilty to violating this section.

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(i) Failure to comply with any requirement of this Section 25-10 shall be a violation punishable under Article Three hereof.

Sec. 25-11 – Vehicles hauling garbage, trash, and refuse.

(a) Each truck or other vehicle used in the business of collecting and hauling trash, garbage and refuse for hire shall be designed so that the cargo does not escape the vehicle. Any said vehicle shall have the following characteristics:

(1) The vehicle shall have solid sides, a tailgate, a cover, and be watertight;

(2) The sides and tailgate should be at least four (4) feet in height.

(3) The top should be solid or rigged with a tarpaulin that can be spread tightly over the top of such truck to cover the entire opening and extend 12" down the sides. The solid top or tarpaulin shall be used at any time the vehicle is moving, except in those instances where the vehicle is collecting waste and moving fewer than one hundred (100) yards at an average speed less than 15 mph.

(4) Tanks, containers and other receptacles should be watertight and operators should use covers or lids in such a manner as to prevent the dropping, escaping, or spilling of any waste upon the road, street, alley, or any public or private property.

(b) If trash, garbage or refuse leaves a vehicle, the operator shall collect it at that time.

(c) Each truck or other vehicle used in the business of collecting and hauling of trash, garbage and refuse for hire shall have the cubic yardage of the body of the truck or vehicle painted in five-inch letters on the left side of the body near the cab. Each truck or vehicle shall have signs painted on both doors of the truck or vehicle indicating the correct name of the hauler and their telephone number.

(d) No such truck shall be used in the business of collecting and hauling trash, garbage and refuse unless there has been a City license procured by the operator thereof, and no license shall be issued by the city revenue officer for any such truck until such truck has been examined by the city police department and approved as complying with the provisions of this section. The license number for any such truck shall be prominently displayed and affixed outside of such truck to the left front door of the cab. Every such license shall be subject to revocation for a violation of any of the provisions of this chapter or any other ordinance of the city pursuant to the provisions for revocation of city licenses set forth in the license code of the city.

(e) No truck or other vehicle used in the business of collecting and hauling trash, garbage and refuse for hire shall operate or carry on its work between the hours of 8:00 a.m. and 6:00 p.m. of each day in the area bounded on the west by Broad Street, on the east by Mobile River, on the north by State Street and on the south by Monroe Street; provided, that where such trucks or other vehicles do not pick up garbage or trash on or along the streets of the city, but pick up trash and garbage only in private alleys off the streets, they may operate on the streets of the city at all hours of the day and night but shall comply in such operations with all other provisions of this section.

(f) Failure to comply with any provision of this section shall be a violation punishable under Article Three hereof.

(g) The provision of Sections 25-11 shall not apply to a responsible government agency which deposits sand or other substance to increase traction, or water or other substance to clean or maintain a street or roadway.

ARTICLE II. LITTER¹

Sec. 25-20 – Cleaning litter, trash, or junk from private property.

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(a) The owner of any vacant or unoccupied private property shall at all times keep it clear of litter, garbage, junk, or trash. The owner must also properly dispose of litter, garbage, junk, or trash located on that property. It shall not be a defense that the litter was placed or caused by a third party. (b) Licensed junk dealers or commercial premises used for the repair, rebuilding, reconditioning, or salvaging of goods whose work area is screened from public view by a fence, hedge, wall or similar device of sufficient height to provide a visual buffer, and who complies with the city's junk and zoning ordinances shall not be subject to the provisions of this section.

(b) The failure, neglect or refusal of any owner notified by an enforcement officer to properly dispose of litter, trash, garbage, or junk within ten (10) days after receipt of the notice shall constitute a violation of this article.

Sec. 25-21 – Litter receptacles.

(a) Except for premises within the business district, every owner or occupant of commercial premises shall, at their own expense, provide, place, and regularly maintain litter receptacles, including cigarette litter receptacles, at entrances, employee smoking areas and common pedestrian transition points. The number of litter receptacles shall be adequate to contain litter generated at these premises. In determining the adequate number of receptacles, it is suggested, but not mandatory except as required by subsection (c) below, that receptacles be distributed evenly throughout the parking lot at a rate of one container every 20 parking places for all on-site parking.

(b) Litter receptacles on any premises shall meet the following minimum standards:

(1) Constructed of such quality as to maintain the receptacle's original shape when kept in an outdoor location and reasonably resistant to rust and corrosion.

(2) Constructed and designed or covered in such a manner as to prevent or preclude litter from escaping from the receptacle.

(3) Serviced with such frequency as necessary to prevent spillage from overflow and to prevent offensive odor.

(c) Any owner or occupant of commercial premises who pleads guilty or is found by a court to be guilty of violating this section, may, on a first offense, either pay the applicable fine and costs, or alternatively, provide one (1) receptacle for every twenty (20) parking places for all on-site parking. Any owner or occupant who pleads guilty or is found by a court to be guilty of a second violation of this section, shall pay the applicable fine and court costs and shall thereafter provide one (1) litter receptacle for every twenty (20) parking spaces for all on-site parking. For purposes of this section, failure by the defendant to either pay a fine or appear in court as required by a properly served charging document shall be considered the same as pleading guilty.

d) It shall be a violation of this article for any person to deposit any item except litter into a litter receptacle. It shall be a violation of this article to fail to comply with any provisions of this section.

Sec. 25-22 – Littering from a vehicle.

(a) It shall be a violation of this article for any person in a vehicle to drop, deposit, discard or otherwise dispose of litter in or upon any public or private property within the city including but not restricted to, any street, median, right-of-way, sidewalk, park, vacant or occupied lot, body of water, except in litter receptacles or in an area designated by the state department of environmental management as a permitted disposal site.

(b) The owner of the motor vehicle shall be responsible in the event that any person commits the preceding unlawful acts while in a motor vehicle, whether it is moving or at rest.

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(c) It shall be a violation of this article for any person, hauler, firm, or business falling within Section 25-11 to haul garbage, paper, trash, sand, gravel, wet cement, construction materials, other loose materials, or waste unless the truck or vehicle used is properly covered, secured or sealed to prevent any loss or spillage during hauling, or littering of streets or highways, or nuisances or hazard to the public health of the environment.

(d) It shall be a violation of this article for any person, hauler, firm, or business in 25-22(c) to allow materials being hauled to spill, drop from, or escape the vehicle, without immediately recovering the lost or spilled materials.

(e) Any person cleaning litter or junk from private property and operating a vehicle on a public right of way in the city limits from which any glass, nails or other sharp objects have fallen or escaped which could cause an obstruction or damage a vehicle or otherwise endanger travelers on such public property shall immediately cause the public property to be clear of such objects and shall pay any cost thereof. It shall be a violation of this Section to fail to comply with any provision herein.

Sec. 25-23 – Sweeping litter into street.

(a) It shall be a violation of this article to blow, sweep, or push litter, junk, or trash, including yard clippings, leaves, grass, or cigarette butts, onto the city streets, alleys, stormwater structures, ditches, or waterways. All litter and trash shall be deposited into a garbage cart, garbage can, bag, or box, cigarette litter receptacle or litter receptacle and be tightly covered and secured to prevent scattering before pickup.

Sec. 25-24 – Dumping of litter, trash, or junk.

(a) It shall be a violation of this article for any person to discard or dump any litter, garbage, trash or junk on any private or public property unless disposed of in receptacles provided for public use that comply with the requirements of this article or in an area designated by the state department of environmental management as a permitted disposal site.

(b) For the purposes of this section, items found in an accumulation of garbage, trash or other discarded material including, but not limited to, bank statements, utility bills, bank card bills, and other financial documents, clearly bearing the name of a person, shall constitute a rebuttable presumption that the person whose name appears thereon knowingly deposited the litter. Advertising, marketing and campaign materials and campaign literature shall not be sufficient to constitute a rebuttable presumption under this section. No prosecution for violation of this section based on evidence that creates a rebuttable presumption shall be brought against a person unless he or she has been given written notice by an enforcement officer that items found in an accumulation of garbage, trash or other discarded materials contain his or her name, and that under this section, there is a rebuttable presumption that he or she knowingly deposited the litter. The notice shall advise the person of the penalty for violating this section, and shall provide that, unless the person can present satisfactory information or evidence to rebut the presumption to the designee of the city within fifteen (15) days of the date of the notice, an action under this section may be filed against him or her in municipal court. If the person responds to the notice and presents information or evidence to the designee of the city, the designee shall review the information of evidence presented and make a determination as to whether or not an action should be brought against the person for violating this section. The designee shall provide written notice to the person of the determination, and if the intent is to proceed with an action under this section, the notice shall be sent before an MOT or UNTCC is issued.

Sec. 25-25 – Removal of litter from litter receptacles.

(a) The removal of litter from receptacles placed at public parks, beaches, fishing areas and other public recreation sites shall be the responsibility of those state and local agencies responsible for the maintenance of these sites.

(b) The removal of litter from garbage cans, litter receptacles, or bulk containers placed on private property which are used by the public on commercial premises shall be the duty

of the owner or occupant of those premises. It shall be a violation of this article for an owner or occupant to fail to regularly remove or provide for the regular removal of litter as required by this subsection.

Sec. 25-26 – Yard, garage sale, or other unauthorized temporary signs.

(a) It shall be a violation of this article to place any signs on trees or utility poles in the city rights-of-way without exception.

(b) *Exception.* Notwithstanding the provision of 25-26(a), special event directional signs may be placed on public property in compliance with Chapter 54, Section 122-125.

Sec. 25-27 – Balloon or Sky Lantern Release.

(a) It shall be a violation of this Section for any person to intentionally release, organize the release of, or intentionally cause to be released one or more sky lanterns or balloons inflated with gas that is lighter than air which includes but is not limited to, helium, with the exception of:

(1) Balloons released by a person or educational institution on behalf of a governmental agency or pursuant to a governmental contract for scientific or meteorological purposes.

(2) Balloons released indoors.

(3) Balloon tests performed.

Article III – Enforcement

Sec. 25-30 – Violations

(a) The provisions of this Article III apply to provide enforcement procedures with regard to all violations of Chapter 25.

(b) It is a violation to fail to comply with any provision of Chapter 25.

(c) Violations of Chapter 25 may be enforced as applicable by one or more of the following actions: 1) Corrective Notice; 2) Municipal Offense Ticket (MOT); 3) Uniform Non-Traffic Citation and Complaint; and 4) Uniform Traffic Citation and Complaint.

Sec. 25-31 – Enforcement procedures.

(a) A city police officer may choose to cite and release defendant for a violation of Chapter 25. The UNTCC shall serve as the charging instrument and shall be issued in accordance with Rule 20 of the Alabama Rules of Judicial Administration.

(b) A city employee designated as an enforcement officer may issue a municipal offense ticket (MOT) for a violation of Chapter 25. The person charged with a violation must do the following within the time period specified on the MOT, or within twelve (12) hours before the court date shown on the MOT:

(1) Appear in person before a magistrate, who will retain a copy of the ticket, sign the plea of guilty waiver of rights on the MOT, and pay the fine and applicable court costs; or

(2) Sign the plea of guilty waiver of rights provision on the MOT and mail or hand deliver to the clerk of the municipal court the signed page and payment for the amount of the fine and applicable court costs. Remittance by mail or hand delivery of the fine and costs constitutes a guilty plea and waiver of trial, even if the "plea of guilty waiver of rights" provision on the ticket has not been signed by the defendant. If the amount sent is insufficient, then the money received by the clerk shall be considered to be a partial payment of the penalty, and it shall be applied by the clerk to the fine and costs and shall be deposited as required by law. The clerk may give notice of the insufficiency, and a

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supplemental summons or warrant of arrest shall be issued for the defendant's arrest, and a judgment shall be entered by the magistrate for the balance due; or

(3) Sign the MOT and agree to appear in court on the date and at the time shown on the MOT to protest the charges. If the defendant fails to appear, the municipal court may, in its discretion, issue further notice or a supplemental summons or warrant of arrest.

(c) Employees of the city designated as enforcement officers, who observe violations of Chapter 25, are further authorized to appeal before a magistrate and request a summons or warrant to be issued pursuant to Rule 3.1 of the Alabama Rules of Criminal Procedure.

(d) Employees of the city designated as enforcement officers may issue corrective notices to owners or occupants found to be in violation of any of the provisions of Chapter 25. The issuance of a corrective notice is not required prior to the issuance of an MOT or UNTCC.

Sec. 25-32 – Failure to comply with corrective notices.

It shall be a violation for any owner or occupant of property in the city limits who receives a corrective notice from an enforcement officer to fail or refuse to complete the corrective action within the time designated.

Sec. 25-33 – Penalties.

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

(b) Knowing violation of article. For any violation of this article that is committed knowingly, the fine shall be three hundred fifty dollars (\$350.00), or imprisonment for up to three (3) months, or a combination thereof.

(c) Other violations of article. For all violations of this article that are not subject to paragraph (b) above, the fine shall be two hundred dollars (\$200.00), or imprisonment for up to thirty (30) days, or a combination thereof.

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

(e) Any person who appears in municipal court and is found guilty of a violation of this chapter may, in the discretion of the court, be punished by a fine of up to three hundred and fifty dollars (\$350.00) or imprisonment of up to three (3) months, or a combination thereof; or, in the alternative, may be subject to any lawful order including without limitation, community service or remedial action, including but not limited to picking up litter.

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

ARTICLE VI. SEPTAGE AND GREASE HAULER REGULATIONS

Sec. 25-40 – Title

This body of regulations shall be known as the septage and grease hauler regulations. (Ord. No. 25-086, § 1, 11-26-02)

Sec. 25-41 – Findings and purpose.

(a) The United States District for the Southern District of Alabama, Southern Division, entered a consent decree in a civil action styled United States of America, the State of Alabama, and Mobile Bay Watch, Inc. versus the Board of Water and Sewer Commissioners of the City of Mobile, Alabama, Case No. CV-99-0595-CB-S and 2002-58-CB-S.

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(b) The consent decree requires the board of water and sewer commissioners (hereafter the "board") to develop, among other things, a grease control program.

(c) In order to comply with the court's consent decree, the board has asked the city to cooperate by imposing reasonable regulations upon companies that are licensed by the

(d) The city believes that the board's request is reasonable and desires to accommodate the board; and the city further finds that such a policy is desirable and promotes the public health, safety and welfare as it will prevent unlicensed operation of such companies and will reduce illegal discharges of septage and grease.

Sec. 25-42 – License required.

No person shall engage in the business as a septage or grease hauler within the city or its police jurisdiction without first obtaining a business license in accordance with chapter 34 of the Mobile City Code.

Sec. 25-43 – Operating requirements.

(a) It shall be a violation of this code for any grease hauler or septage hauler to dispose of any waste at any location other than a disposal site permitted to accept such waste by the Alabama Department of Environmental Management (ADEM), the Alabama State Board of Health, the state department of agriculture, or another governmental agency with authority to permit such activity.

(b) Every vehicle used by any septage or grease hauler must prominently display on the exterior of the vehicle in at least four-inch lettering the following information: company name, business license number and business telephone number.

(c) Every vehicle used by any septage or grease hauler must maintain a chain of custody or manifest for each pick up, disposal or other service provided for each customer. Such document must identify the source of waste hauled, the type of waste hauled, the date and time waste were accepted by the hauling company, the amount of waste accepted, the disposal location for waste, and any applicable permit numbers associated with the process. When waste is removed from a food service facility, a copy of the completed manifest must be returned to the originating facility.

(d) Any violation of this code section, may result in the issuance of a MOT or UNTCC to the operator and or vehicle's owner of the septage or grease hauler vehicle.

The ordinance was read by the City Clerk, whereupon Councilmember Reynolds moved to hold the ordinance over until January 9, 2024, which was seconded by Councilmember Daves and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over until the regular meeting of January 9, 2024.

ORDINANCE TO AMEND CHAPTER 14, "CONTRACTS" OF THE MOBILE CITY CODE. The following ordinance which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

ORDINANCE: 14-052-2023

Sponsored by: Mayor Stimpson

BE IT ORDAINED by the City Council of the City of Mobile, Alabama as follows:

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Section One. Chapter 14 of the Code of Ordinances for the City of Mobile, Alabama, 1991 is hereby amended and restated to read as follows:

Sec. 14-1 Definitions

Definitions.

(i) As used in this chapter, the term “contract” means a written agreement for the purchase of goods or services; for the performance of a public work; for the acquisition or disposition of real property of or by the City; or for funding an organization to serve a public purpose. The term does not include: (1) purchases of goods and services exempt from the Competitive Bid Law and conducted pursuant to the City Purchasing Manual of budgeted items, materials, or services for the ordinary needs of the City; (2) purchases bid and awarded by the City purchasing agent or the designated administrative officer pursuant to the competitive bid law where the expenditure has been previously authorized by the Council or the funds for the expenditure have been appropriated by the Council, either specifically or in the annual budget of the City; (3) purchases of, or in connection with utilities, including but not limited to electricity, gas, and telecommunications; (4) purchases of ordinary items of necessity, including but not limited to fuel, medical supplies, uniforms, computers, software license, copiers, equipment repairs, business equipment, insurance, dues, subscriptions and travel expenses; (5) purchases made under annual bids awarded or approved by the Council; (6) deeds, contracts or bonds required in judicial proceedings, as set forth in *Alabama Code* § 11-43-83.

(ii) The term “contract” is defined as payments made in order to adjust or compromise any litigation, claim, dispute or demand, against the City. Settlements of claims for workers’ compensation, employment claims, tax refunds or tax collections, flooding, drainage, zoning violations, and property rights or property damage, in any amount, do not require Council approval. Settlements of claims for personal injury, Section 1983 violations, or other matters where the amount to be paid to or by the City is less than \$50,000, do not require Council approval.

(iii) The term “contract” does not include the appointment of non-merit employees appointed by the Mayor under § 11-44C-40; the appointment or retention of legal counsel by the Mayor under § 11-44C-38(b); the appointment of employees whose

positions are funded by grants or are otherwise temporary; or the appointment of employees working in positions not described in the Mobile County Merit System.

(iv) Upon its adoption, the term “City Purchasing Manual” shall mean the purchasing procedures manual filed with the City Clerk and approved by the City Council pursuant to *Alabama Code* Section 11-44C-69, as hereafter amended by subsequent resolution or ordinance of the City Council. Prior to the adoption of said Manual, the term shall mean the City’s purchasing procedures, available on the City website.

(v) “Public Works”: The construction, installation, repair, renovation, or maintenance of public buildings, structures, sewers, waterworks, roads, curbs, gutters, side walls, bridges, docks, underpasses, and viaducts as well as any other improvement to be constructed, installed, repaired, renovated, or maintained on public property and to be paid, in whole or in part, with public funds or with financing to be retired with public funds in the form of lease payments or otherwise, see Ala. Code Section 39- 2-1(6), see Alabama Code Section 39-2-1(6).

Sec. 14-2 Contract Procedures

(a) *Execution.* All contracts shall be in writing, serve a public purpose, and be executed in the name of the City by the officers authorized by law.

(b) *Bid Awards and Other Purchases.*

(i) Bids for goods and services, as defined in the Competitive Bid Law, § 41-16-50, *et seq.*, where the amount of the award is greater than \$30,000, and the award is a contract under

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Section 14-1(i), shall either be awarded by Resolution or awarded when the Council approves a budget amendment or a contract for the goods or services bid. Bids for public works will be approved at the time that the Council approves the contract for the public work.

(c) The City may send and accept electronic signatures on its contracts, agreements, and documents and rely on electronic records and signatures to the fullest extent authorized by the Uniform Electronic Transactions Act., *Ala. Code* Title 8, Chapter 1A.

(d) *Organizations Serving a Public Purpose*. All commitments to fund organizations, regardless of funding source, shall require a performance contract and resolution of the Council finding a public purpose for the expenditure.

Sec. 14-3 Change Orders

The Mayor is authorized to approve change orders to City construction contracts subject to at least one (1) of the following criteria. All change orders shall be filed in the Clerk's office.

- 1) Minor changes for a total monetary value less than required for competitive bidding under the state competitive bid laws.
- 2) Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of the work.
- 3) Emergencies arising during the course of the work on the contract.
- 4) Changes or alternates provided for in the original bidding where there is no difference in price on the change order from the original best bid on the alternate.
- 5) Changes of relatively minor items not contemplated when the plans and specifications were prepared and the project was bid which are in the public interest and which do not exceed ten (10) percent of the contract price. This shall mean that the total of all change orders on each contract shall not exceed ten (10) percent of the contract price for each project.

Sec. 14-4 Leases and Licenses of Personal Property

If a lease, license or lease-purchase or similar contract for an item of personal property or service requires funding which will overlap into the subsequent budget year, council approval will be required.

Sec. 14-5 Contracts Requiring Budget Amendments.

All contracts requiring a budget amendment for funding must come before the council in order to appropriate funds.

Sec. 14-6 Contract Implementing Major Programs

Contracts which implement major programs for the City should come before the council. This includes but is not limited to contracts which exceed one-hundred thousand Dollars (\$100,000.00) for construction, consultants, training, professional services, lease purchases, privatized services, licenses and other contracts for services.

Sec. 14-7 Contracts for Routine Purchases and Emergency Procurements

(a) For the purposes of this chapter, contracts shall be deemed for routine purchases if the total amount of the contract is less than thirty thousand dollars (\$30,000.00).

(b) Emergency procurements:

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(i) When an emergency affecting public health, safety or convenience necessitates the purchase of goods or services before the City Council can meet to declare an emergency, the director of finance may make or authorize others to make emergency procurements of commodities or services, when there exists an emergency affecting public health, safety or convenience; provided that such emergency procurements shall be made with such competition as is practicable under the circumstances. A written determination of the basis for the emergency and for the selection of the particular contractor as approved by the director of finance shall be included in the bid or contract file. As soon as practical, a record of each emergency procurement shall be made and shall set forth the contractor's name, the amount of the contract, and a listing of the items procured under the contract. Such emergency actions and the reason shall be acknowledged by resolution of the City Council as soon as possible.

Sec. 14-8. Nondiscrimination provisions to be included in municipal contracts.

All municipal contracting agencies shall include in every municipal contract hereafter entered into the following provisions:

During the performance of this contract the contractor agrees as follows:

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

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

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

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

5. The contractor will include the provisions of this section in every subcontract or purchase order unless exempted by written orders of the governing body of the City of Mobile so that such provisions will be binding upon each subcontractor or vendor.

6. Each contractor will agree to the above in writing, including the contractor's commitment to follow the Americans with Disabilities Act of 1990.
(Ord. No. 14-034-2018 , § 1, 12-18-18)

Sec. 14-9. Participation by socially and economically disadvantaged contractors.

(a) As used in this section "socially and economically disadvantaged" shall mean an entity or individual certified as socially and economically disadvantaged in accordance with:

(1) The findings of a current City of Mobile disparity study; or

(2) Certain federal criteria, including, without limitation thereto, any of the following:

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- a. 13 CFR part 124;
- b. 49 CFR part 26; and
- c. Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u).

The phrase "current disparity study" excludes any disparity study performed prior to July 1, 2020.

(b) All contracts or agreements entered into by the city or any entity thereof for any service of any kind, whether by bid or otherwise, including but not limited to professional services and bond issues, shall require that the contractor, firm or company to which any such contract is awarded have, or provide written proof demonstrating good faith efforts to procure, at least fifteen (15) percent participation by socially or economically disadvantaged contractors or professionals, and the city shall make every reasonable effort to ensure that at least fifteen (15) percent of the total value of all such contracts or agreements described above shall be awarded to qualified contractors or professionals who are socially and economically disadvantaged. Unless waived or exempted, all bidders must demonstrate good faith efforts to meet the requirements of this section 14-10 in order to be considered responsive bidders.

(c) The mayor is authorized to establish an office to administer the provisions of this section, including but not limited to: adopting written procedures, informal guidelines, and developing forms as may be necessary to effectuate this section; establishing certification rules and procedures; recommending related procurement goals and contract requirements; implementing a procedure for establishing individual participation goals for each contract subject to this section; and recruiting socially and economically disadvantaged contractors to create adequate capacity for services of any kind.

(d) This section shall not apply to contracts if:

(1) After procurement, but prior to executing a contract, it is found that there are one or fewer socially or economically disadvantaged individuals or entities available for services being contracted; or

(2) Funded by sources that do not allow for such preferences; or

(3) Emergency contracts as approved by the council.

Section Two. All City Code sections and ordinances or parts of the City Code sections and ordinances in conflict are hereby repealed.

Section Three. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph or section.

Section Four. This amendment shall be effective following adoption and publication.

The ordinance was read by the City Clerk, whereupon Councilmember Daves moved to hold the ordinance over until December 19, 2023 which was seconded by Councilmember Reynolds and the vote was as follows:

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

Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over until the regular meeting of December 19, 2023.

ORDINANCE TO AMEND CHAPTER 30, “SCHEDULE OF LICENSES” OF THE MOBILE CITY CODE. The following ordinance which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

ORDINANCE: 30-053-2023

Sponsored by: Mayor Stimpson

WHEREAS, the City of Mobile (“City”) wishes to update its Schedule of Licenses to clarify the types of licenses available, incorporate changes in State law and licensing procedures, and eliminate superfluous license provisions;

WHEREAS, the City wishes to amend Chapter 30 to clarify the procedures related to alcoholic beverage licenses;

WHEREAS, the City wishes to amend Chapter 34 to incorporate changes in State law related to delinquent payments and issuing fees; and

WHEREAS, this Ordinance is enacted to accomplish said goals.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the following Ordinance is adopted to amend the “Schedule of Licenses” located in Chapter 34, of the Code of the City of Mobile, Alabama, 1991, as well as the below amendments and additions to Chapter 30, of the Code of the City of Mobile, Alabama, 1991, and to Chapter 34, of the Code of the City of Mobile, Alabama, 1991 as follows:

Section 1: The following provisions located in the Schedule of Licenses are hereby amended and restated to read as follows:

NAICS	Code	Title	License Rate
~~238191~~	~~4~~	~~Acetylene welding (welding repair)~~	~~0.003054~~
~~541810~~	~~6.0A~~	~~Advertising (advertising agencies)~~	~~0.001798~~ ~~0.00290~~
~~541860~~	~~9.3~~	~~Advertising by direct mail (direct mail advertising)~~	~~0.002305~~
~~541830~~	~~9.2~~	~~Advertising by Electronic Media (radio and T.V. ad reps)~~	~~0.002676~~ ~~0.00290~~
~~541852~~	~~8~~	~~Advertising in or on buses~~	~~0.002368~~
~~541854~~	~~11~~	~~Advertising in or on taxicabs~~	~~0.002368~~

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541891	12	Advertising Not Otherwise Specified	0.002368 0.00290
541853	10	~~Advertising on streets (advertising services, outdoor) (not otherwise specified)~~	0.002814
541851	7	Advertising with aeroplane	0.002814
541871	9.1	~~Advertising—Circulars, booklets and/or other printed matter for the primary purpose of advertising.~~	0.002676
541840	9	Advertising—Commercial, soliciting for, contracting for, preparing, accepting compensation for advertising matter by persons, firms or corporations.	0.001798 0.00290
541895	13.0B	~~Agency, conducting or contracting or maintaining an office in the city or advertising for the purpose of conducting special sales, excluding salvage, fire and bankrupt stock sales.~~	0.003288
525920	13.0A	Agency, having an office in the city and representing persons, firms or corporations, and doing business outside the city.	0.003288
522390	18.0A	Agents - money orders and/or utility bills, etc.: A license shall be required for each location where an agent, person, firm, association or corporation engaged in the issuance of money orders and/or accepting payments on accounts for utility companies, and/or performing related services. ~~Provided, however, where gross receipts of such agent, person, firm, association or corporation so engaged are \$2,500.00 or less, (1) If such agent, person, firm, association or corporation has a retail merchant's license from the city, a separate license will not be required and such gross receipts shall be considered as gross receipts from the retail business of such retail merchants, and (2) if such agent, person, firm, association or corporation does not have a retail merchant's license from the city, a separate license will be required and will be issued upon payment of \$50.00.~~	0.003911 <u>0.00287</u>
812324	17	~~Agents (for laundries—plant outside Mobile)~~	0.003739
488510	16	~~Agents (of railroad and steamship companies not entering city)~~	0.001406
315999	18	~~Agents (taking measurements for wearing apparel for principal whose place of business is situated outside Mobile and police jurisdiction). Compliance with~~	0.002464

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		~~Itinerant Merchants, Chap. 30, City Code, and Code 257.~~	
425120	~~49~~	Agents and Solicitors (not otherwise specified) – <u>Individuals will also need a 454384 – Solicitor Permit</u> <u>Employees of persons licensed are not required to purchase a separate license but are required to get the individual solicitor permit.</u>	~~0.002456~~ <u>0.00329</u>
454384	~~367.1~~	Agent / Solicitors Permit—Obtained from police department (see chapter 54A-1 of City Code and Code 306.0). Complete application, notarize signature, and send applicant to police department for records check and ID card. <u>In addition to 425120 Agent and Solicitor License</u>	\$3.00
425121	~~19.5~~	Agents, Dealers, or other businesses (without an office in the city). Each person engaged in business as principal, agent or in any other capacity, and for whom no other license is required by this chapter.	~~0.003288~~ <u>0.00329</u>
	~~19.6~~	~~Agents, dealers or other businesses—Any person, firm, or corporation, who shall maintain, keep in repair or otherwise man any office, store, warehouse, place of business, telephone wires, right of way, easement, land or other facility or facilities situated in the city in connection with any business, vocation, occupation or profession which is not subject to a license under any other schedule of this Code or under 19.5, above, of the schedule shall pay based upon the average daily number of employees:~~	

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		<u>Agents, Dealers, Administrative Office or other businesses – Any person, firm, or corporation, who shall maintain, keep in repair or otherwise man any office, store, warehouse, place of business, telephone wires, right-of- way, easement, land or other facility or facilities situated in the city in connection with any business, vocation, occupation or profession which is not subject to a license under any other schedule of this Code or under 425121, above, of the schedule shall pay based upon the average daily number of employees:</u>	
425122	19.6A	Less than two persons	\$120.00
425123	19.6B	Two but less than four	\$180.00
425124	19.6C	Four but less than six	\$240.00
125125	19.6D	Six but less than ten	\$300.00
125126	19.6E	Ten but less than fifteen	\$360.00
125127	19.6F	Fifteen persons	420.00
125128	19.6G	Plus \$25.00 for each person in excess of fifteen	
522295	15	~~Agents, persons, firms, associations or corporations, doing a class of business known as a short loan business~~	0.002402
811316	20.0B	~~Air conditioning and heating sales and/or service (no installation) must be registered, if not certified, under Code of Ala. § 34-31-18~~	0.00271
238221	20.0C	~~Air conditioning and heating unit installation only requires state heating and A/C certificate, and bond verification from inspection services.~~	0.002251
221330	20	Air conditioning equipment and supplies	0.002052
333912	21.0M	Air products—Manufacturer	0.001928
444187	21.0R	Air products—Retail	0.002519

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423830	~~21.0W~~	~~Air products—Wholesale~~	~~0.002045~~
561599	~~22~~	Airlines—Ticket Sales Office	\$200.00
<u>488190</u>		<u>Air Transportation Support Activities – Aircraft Maintenance & Repair Services</u>	<u>.002916</u>
<u>722095</u>		<u>Alcoholic Beverages – Application Fee See Sec 30-71</u>	<u>\$50.00</u>
424810	~~63.0~~	Alcoholic Beverages – Beer Only Wholesale: All persons or businesses engaged in the wholesale sales or distribution of beer to all licensees or others within this state lawfully authorized to sell beer. ~~Beer – Wholesale. State-controlled. No license for the sale of beer shall be issued for a period of less than one year and no such licenses shall be transferable from one person to another.~~ The following conditions apply: (1) Must first obtain and continue to maintain the related State Board license. (2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.	\$250.00
445310	~~62.0~~	Alcoholic Beverages – Beer Retail (Off Premises Only): All persons or businesses engaged in the retail sales of beer for off premise consumption. ~~Beer – Retail (package goods only) state-controlled. The limitation stated in Code 63.0 also applies.~~ The following conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable City license(s) as required.	\$75.00

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445311	~~61.0~~	<u>Alcoholic Beverages – Beer Retail (On or Off Premises):</u> All persons or businesses engaged in the retail sales of beer for on premise consumption or in the retail sales of beer in sealed containers for off premise consumption. ~~Beer – Retail (on premises) state controlled. The limitation stated in Code 63.0 also applies.~~ The following conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable City license(s) as required.	\$75.00
<u>312121</u>		<u>Alcoholic Beverages – Brewpub:</u> All persons or businesses engaged in the operation of a brewpub as defined by the ABC Board. The Following conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3)All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable city license(s) as required (5) Can sell only the beer brewed by the business and/or beer purchased from wholesalers. (6) If wishing to sell alcohol other than beer must also apply for the Alcohol – Liquor – Retail Restaurant license in conjunction with this license.	\$500.00

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722414	<u>Alcoholic Beverages – Club Liquor – Class I – Non-Profit:</u> All persons or businesses engaged in the operation of a nonprofit club as defined by the ABC Board engaging in retail sales of liquor, beer and wine for on premise consumption by their members and their guest. <u>The following general conditions apply:</u> <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> <u>(4) Must also purchase any other applicable City license(s) as required.</u> <u>The following conditions apply to the monthly liquor license fee only:</u> <u>(5) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975.</u> <u>(6) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.</u>	<u>\$800.00, plus 8% of the value of liquor purchased for resale</u>
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722411		<u>Alcoholic Beverages – Club Liquor – Class II:</u> All persons or businesses engaged in the operation of a private club as defined by the ABC Board engaging in retail sales of liquor, beer and wine for on premise consumption by their members and their guest. The following general conditions apply: <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> <u>(4) Must also purchase any other applicable City license(s) as required.</u> The following conditions apply to the monthly liquor license fee only: <u>(5) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975.</u> <u>(6) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.</u>	\$800.00, plus 8% of the value of liquor purchased for resale
492500		<u>Alcoholic Beverages – Direct Wine Shipper:</u> All persons or businesses as defined by ABC, engaged in the business of shipping or contract for the shipment of wine from a manufacturer to a resident of the City of Mobile or its police jurisdiction for personal use. The following conditions apply: <u>(1) Must first obtain and continue to maintain the related State Board license.</u> <u>(2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u>	\$100.00

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<u>424823</u>		<u>Alcoholic Beverages – Importer:</u> All persons or businesses engaged in the importation of alcoholic beverages, liquor, wine, or beer, manufactured outside the US for sale or distribution. The following conditions apply: (1) Must first obtain and continue to maintain the related State Board license. (2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.	<u>\$250.00</u>
<u>722413</u>		<u>Alcoholic Beverages – Liquor – Retail Restaurant:</u> All persons or businesses, engaged in the operation of a restaurant that also engages in retail sales for on premise consumption, liquor, beer and wine. The following general conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable City license(s) as required. The following conditions apply to the monthly liquor license fee only: (5) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975. (6) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.	<u>\$800.00, plus 8% of the value of liquor purchased for resale</u>

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<u>424822</u>		<u>Alcoholic Beverages – Liquor Wholesale:</u> All persons or businesses engaged in the wholesale sales or distribution of liquor or wine. The following conditions apply: (1) Must first obtain and continue to maintain the related State Board license. (2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.	<u>\$500.00</u>
<u>722412</u>		<u>Alcoholic Beverages – Lounge Retail Liquor – Class I:</u> All persons, businesses, lounges, bars, pubs or by any other name called, engaged in retail sales of liquor, beer and wine, for on premise consumption, that does not offer food sales as a primary business activity. The following general conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable City license(s) as required. The following conditions apply to the monthly liquor license fee only: (5) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975. (6) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.	<u>\$800.00, plus a monthly liquor license fee of 8% of the value of liquor purchased for resale</u>

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445315	-	<u>Alcoholic Beverages – Lounge Retail Liquor – Class II – Package:</u> All persons, businesses, stores, or package stores or by any other name called, engaged in retail sales of liquor, beer and wine, for off premise consumption. The following General conditions apply: (1) Must obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. (4) Must also purchase any other applicable City license(s) as required. The following conditions apply to the monthly liquor license fee only: (5) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975. (6) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.	\$800.00, plus 8% of the value of liquor purchased for resale
312120		<u>Alcoholic Beverages – Manufacturer/ Brewery:</u> All persons or businesses engaged in the manufacturing of beer. NOTE: This license does not authorize the retail sale of any product. The following conditions apply: (1) Must first obtain and continue to maintain the related State Board license. (2) License application must first be approved by the City Council. (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.	\$250.00

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722410	~~153.1~~	Alcoholic Beverages – Retail – Drinking Establishments or Events ~~Drinking establishments~~ (covers merchandise sold other than alcoholic beverages which are otherwise licensed.)	~~0.00306~~ <u>0.00311</u>
<u>722418</u>	-	Alcoholic Beverages – Retail Passenger Common Carrier: Authorizes all persons or business pertaining to railroad, bus, Airline, Ship line, Vessel or other common carrier operating passenger vehicles with seating of at least ten people to engage in liquor, beer and wine retail sales for consumption while aboard. The following conditions apply: <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> The following conditions apply to the monthly liquor license fee only: <u>(4) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975.</u> <u>(5) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.</u>	<u>\$800.00, plus a monthly liquor license fee of 8% of the value of liquor purchased for resale</u>

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<u>722416</u>	<u>Alcoholic Beverages – Special Event – 30 days or less:</u> All persons or businesses engaged in retail sales of liquor, beer and wine for on premise consumption at authorized special events lasting thirty days or less. The following conditions apply: 1) Must obtain and continue to maintain the related State Board license. 2) License application must first be approved by the City Council. An application is required for each event, but the City Council may simultaneously approve multiple events for specific dates and locations. 3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. The following conditions apply to the monthly liquor license fee only: 4) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975. 5) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.	<u>\$800.00 plus a monthly liquor license fee of 8% of the value of liquor purchased for resale</u>
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<u>722417</u>	<u>Alcoholic Beverages – Special Event – More than 30 days:</u> Authorizes state park, racing commission, fair authority, airport authority, civic center authority, or any other valid responsible organization or the franchises or concessionaire of such park, commission or authority to engage in liquor, beer and wine sales at retail, for on premise consumption for a period of more than thirty days and not to exceed one year. The following conditions apply: <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> The following conditions apply to the monthly liquor license fee only: <u>(4) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975.</u> <u>(5) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.</u>	<u>\$800.00, plus a monthly liquor license fee of 8% of the value of liquor purchased for resale</u>
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722415		<u>Alcoholic Beverages – Special Event Retail (7 days or less):</u> All persons or businesses engaged in retail sales of liquor, beer and wine for on premise consumption at authorized special events lasting seven days or less. The following conditions apply: <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council. An application is required for each event, but the City Council may simultaneously approve multiple events for specific dates and locations.</u> (3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements. The following conditions apply to the monthly liquor license fee only: <u>(4) For the purposes of this license, value is defined as the purchase price paid for all liquor purchased, from whatever source, less any taxes paid to the State of Alabama pursuant to Section 28-03-200, et seq., Code of Alabama 1975.</u> <u>(5) Licensee shall make a verified report to the Department of Revenue of the City showing the total purchases of liquor from all sources on or before the 20th of the month next succeeding the month in which the business was conducted and at the time of making said report the Licensee shall pay in full the monthly liquor license fee owed.</u>	<u>\$800.00 plus a monthly liquor license fee of 8% of the value of liquor purchased for resale</u>
445316		<u>Alcoholic Beverages – Table Wine – Retail (Off Premises Only):</u> All persons or businesses engaged in the retail sales of wine for off premise consumption. The following conditions apply: <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> <u>(4) Must also purchase any other applicable City license(s) as required.</u>	<u>\$75.00</u>

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445314	~~373.5~~	<u>Alcoholic Beverages – Table Wine – Retail (On or Off Premises):</u> ~~table wine–Retail~~ <u>All persons or businesses engaged in the retail sales of wine for on premise consumption.</u> <u>The following conditions apply:</u> <u>(1) Must obtain and continue to maintain the related State Board license.</u> <u>(2) License application must first be approved by the City Council.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> <u>(4) Must also purchase any other applicable City license(s) as required.</u>	\$75.00
424821	~~373.7~~	<u>Alcoholic Beverages – Table Wine & Beer Combined Wholesale:</u> <u>All persons or businesses engaged in the wholesale sales or distribution of wine and beer.</u> ~~Table wine and beer – Wholesale~~ <u>The following conditions apply:</u> <u>(1) Must first obtain and continue to maintain the related State Board license.</u> <u>(2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u>	\$375.00

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<u>722419</u>		<u>Alcoholic Beverages – Wine Festival (5 days or less):</u> <u>All persons or businesses engaged in the authorized hosting of a wine festival, lasting five days or less where authorized participants may hold tastings and sell at retail for on and off premise consumption.</u> <u>The Following conditions apply:</u> <u>1) Must obtain and continue to maintain the related State Board license.</u> <u>2) License application must first be approved by the City Council.</u> <u>3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u> <u>4) Must also purchase any other applicable city license(s) as required</u>	<u>\$25.00</u>
<u>492510</u>		<u>Alcoholic Beverages – Wine Fulfillment Center:</u> <u>All persons or businesses as defined by ABC, engaged in the business of shipping wine on behalf of a direct wine shipper licensee. Operates as a bailment warehouse for wine permitted to be sold directly by a direct wine shipper licensee to a resident of the City of Mobile and its police jurisdiction.</u> <u>The following conditions apply:</u> <u>(1) Must first obtain and continue to maintain the related State Board license.</u> <u>(2) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u>	<u>\$250.00; \$50.00 for each additional premises</u>
<u>424820</u>	<u>373-6</u>	<u>Alcoholic Beverages – Wine Only Wholesale:</u> <u>All persons or businesses engaged in the wholesale sales or distribution of wine to all licensees or others within this state lawfully authorized to sell wine.</u> ~~Table wine – Wholesale~~ <u>The following conditions apply:</u> <u>(1) Must first obtain and continue to maintain the related State Board license.</u> <u>(3) All activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations or licensure requirements.</u>	<u>\$275.00</u>

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		Also, \$25.00 per truck, see Code 191.5.	
331312	23	Aluminum plants	0.001722
621910	24	Ambulance service. <u>(Must comply with the requirements imposed pursuant to Chapter 6 of the Mobile City Code) Must file proof of liability insurance, (see City Code chapter 6, sec. 6-10) and must obtain permit from the chief of police.</u>	0.00337
713996	265	<u>Amusement</u> Miniature golf course and driving range	0.003658
713941	365	<u>Amusement</u> — Skating rink	0.003658
713990	26.0A	Amusement and Recreation Services not elsewhere classified	0.003658 <u>0.00366</u>
713120	25	Amusement Devices—Nickel or more in slot (does not apply to pool tables, ~~see Code 65.0A and 65.0B~~). Each machine shall also have affixed a city decal as follows:	~~0.003383~~ <u>0.00.366</u>
713121	25.0A	For first 10 machines	\$15.00 each
713123	~~25.0P~~	For first 10 machines (in police jurisdiction)	\$7.50 each
713122	~~25.0B~~	All over 10 machines	\$10.00 each
713124	~~25.0Q~~	All over 10 machines (in police jurisdiction)	\$5.00 each
812333	230.2	~~Any person, firm or corporation other than laundry located in the city which pays the regular laundry license tax of said city, engaged in soliciting or receiving general laundry work where said laundry work is to be done outside the city.~~	\$500.00
561613	~~29.5~~	Armored Car Services	~~0.002464~~ <u>0.00290</u>
711510	~~30.0A~~	Artists <u>and</u> or Art Studios	~~0.002998~~ <u>0.00300</u>
~~324122~~	~~31.0B~~	~~Asphalt material manufacturers (asphalt products, felts and coatings)~~	0.002388
~~324121~~	~~31.0A~~	~~Asphalt material manufacturers (paving mixtures and blocks)~~	0.000809

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561990	~~33~~	<u>Auction -</u> Auctioneers, selling real or personal property. Each individual crying the auction must be licensed:	
561991	~~33.0A~~	Auction less than 5 days	\$120.00
561992	~~33.0B~~	Auction 5 days or more	\$250.00
811121	~~44.5~~	Automobile Body Repair Shops	~~0.002593~~ <u>0.00292</u>
811192	~~40~~	Automobile Laundries (car wash, where done for a fee)	0.00313
~~485113~~	~~41~~	~~Automobile or other vehicle—For hire to carry passengers outside the city. (This Code does not apply to regularly licensed taxicabs subject to City Code, Chapter 58.)~~	~~0.001022~~
811120	~~42~~	~~Automobile paint shops~~	~~0.002532~~
811111	~~43~~	Automobile Repair Shops (except body repairs)	~~0.002621~~ <u>0.00292</u>
423930	~~44~~	Automobile Salvage and/or wrecking	~~0.001736~~ <u>0.00215</u>
~~326211~~	~~45~~	~~Automobile tire and tube repairers, retreaders or recappers~~	~~0.002449~~
<u>811195</u>		<u>Automobile Detailing Services</u>	<u>0.00313</u>
	~~46~~	~~Automobiles and/or trucks rented without drivers~~	
~~441111~~	~~39.1~~	~~Automotive dealers not elsewhere classified~~	~~0.00129~~
811198	~~43.1~~	~~Automotive repair services and garages not elsewhere classified~~	~~0.002642~~
314913	~~47~~	~~Awnings and sail makers. For manufacturing, selling, erecting, or installing.~~	~~0.002566~~
322223	~~48~~	~~Bagging or ties—Retail or wholesale~~	~~0.00164~~
451113	~~49.0R~~	~~Bait—Retail~~	~~0.002519~~
424994	~~49.0W~~	~~Bait—Wholesale~~	~~0.001873~~
311819	~~51~~	~~Bakery—Itinerant bakery. Any firm, association, or corporation engaged in or managing the business of selling as an itinerant wholesale dealer, any bread,~~	~~\$500.00~~

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		~~cakes, rolls, pies or other bakery products of whatsoever kind, nature or description from any cart, wagon, truck, automobile or other vehicle operated or propelled along or upon the public streets of the city, per annum. Board of health permit required before license can be issued.~~	
~~713994~~	52	Balls (where admission charged)	0.003658
711131	~~385.0A~~	Bands, Orchestras, Actors, other Entertainers Groups	~~0.003592~~ <u>0.00431</u>
522108	52.5	Bank—Where the capital, surplus and undivided profits are: Less than \$50,000.00	\$10.00
522119	52.5A	\$50,000.00, not over \$100,000.00	\$20.00
522118	~~52.5B~~	\$100,000.00, not over \$150,000.00	\$30.00
522117	52.5C	\$150,000.00, not over \$200,000.00	\$40.00
522116	~~52.5D~~	\$200,000.00, not over \$250,000.00	\$50.00
522115	~~52.5E~~	\$250,000.00, not over \$300,000.00	\$60.00
522114	52.5F	\$300,000.00, not over \$350,000.00	\$70.00
522113	~~52.5G~~	\$350,000.00, not over \$400,000.00	\$80.00
522112	~~52.5H~~	\$400,000.00, not over \$400,000.00	\$90.00
522111	~~52.5I~~	\$450,000.00, not over \$500,000.00	\$100.00
522120	52.5J	\$500,000.00, not over \$600,000.00	\$110.00
522110	52.5K	Over \$600,000.00	\$125.00
522109	~~52.5L~~	<u>Bank - Any Branch Bank or ATM (not Main Branch) – Only when there is a Main Branch separately licensed in the city.</u>	\$10.00
~~446121~~	56	~~Barber and/or beauty supply house~~	~~0.002203~~
~~322211~~	57	~~Basket, box, carton and/or crate factory~~	~~0.001859~~

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812198	59	Baths—Russian, Turkish or vapor, etc.	0.003911
454387	58.0R	Batteries—Retail	0.002126
423610	58.0W	Batteries—Wholesale	0.002017
451111	64.0R	Bicycles and triecycles—Retail. Bicycle and bicycle parts stores and bicycle shops	0.002134
423911	64.0W	Bicycles and triecycles—Wholesale	0.001873
713993	65	Billiard or pool tables – Each machine shall also have affixed a city decal as follows:	0.003658 0.00366
713991	65.0A	Billiard or Pool Table – Whether coin operated or not, each table (decal required) <u>City</u>	\$25.00
713992	65.0P	Billiard or Pool Table – Whether coin operated or not, each table (decal required) <u>PJ</u>	\$12.50
453911	66.0R	Bird dealers—Retail	0.002519
424441	66.0W	Bird Dealers—Wholesale	0.002045
424494	67.0W	Biscuit or cracker or cake distributor—Wholesale. Each manufacturer, branch, or agent, maintaining a distribution depot, warehouse or place of business, selling to merchants from stock or making deliveries in the city.	0.003054
311811	67.0R	Biscuit or cracker or cake—Retail	0.002519
316999	68	Blacksmiths (repair shops and related services)	0.002916
541340	69	Blueprints or Photostats (blueprinting and photocopying services)	0.003163
721310	70	Boarding Houses. Must meet board of health requirements. In addition, all boarding houses shall pay an additional license where meals are served to persons not residing on the premises, on the same schedule as restaurants.	0.003259 0.00388
336612	70.1	Boat building and repairing	0.00197
238223	71	Boiler Cleaning or Scaling (repair shops and related services)	0.002916 0.00250

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238290	72	Boiler works (repair shops and related service)	0.002916
812995	73	Bondsmen (business services not elsewhere classified)	0.002456 0.0040
424920	74.0W	Books—Wholesale (durable goods not elsewhere classified)	0.001873
811432	75	Bootblacks (shoe repair shops, shoe shine parlors)	0.003499
311511	77	Bottlers of milk or fresh fruit juices. This license is also intended to include packagers or bottlers who combine milk with flavoring syrup and sell it in bottles or sealed paper containers and packagers or bottlers who process fresh fruit juices bottled without carbonated water for sale in bottles or paper containers. Board of health permit required before license can be issued.	0.002333
713950	78	Bowling Alleys	0.004343
812321	230.1	Branch laundries or offices where laundry is received or delivered regardless of whether a part of the work is done there or elsewhere in the city.	\$120.00
444192	79.0R	Brick and concrete block—Retail (lumber and building materials)	0.001764
423320	79.0W	Brick and concrete block—Wholesale	0.001873
327121	79.0M	Brick makers including concrete block and brick—Manufacturing. Including those soliciting orders or having an office and who sell or deliver brick within the city or its police jurisdiction.	0.00201
523142	351.1	Broker—Security Brokers and Dealers	0.002285 0.00229
522310	82	Broker, Money. Primary dealers in 1 st and 2 nd mortgages. Each person, firm, association or corporation conducting the business of factoring, or buying or selling first or second mortgages on real estate or notes secured by first or second mortgages thereon, or buying or selling bonds or stocks or conditional sales contracts or purchase money notes on automobiles, or rent notes, shall pay an annual license based on the face value of the notes, mortgages, bonds, stocks, conditional sales contracts, purchase money notes and rent notes handled during the preceding year.	0.00271 0.00287
523120	82.5	Broker, Stock (see security etc. under “S” (Code 351.1))	0.002285 0.00229

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523140	80.0C	Brokers, Commodity contract brokers and dealers	0.001236 0.00229
425129	81	Brokers, Merchandise. A merchandise broker is considered one who for a commission buys or sells goods and negotiates between buyer and seller, but without necessarily having the custody of the property.	0.001963 0.00329
488511	80.0A	Brokers: Custom house (arrangement of passenger transportation and freight and cargo)	0.001229
524210	80.0B	Brokers: Insurance	0.002539
523130	83	Brokers—Not Otherwise Specified (Not Realty)	0.001963 0.00229
236119	84.9	Builders or contractors—Itinerant (subject to chapter 11, City Code)	\$500.00
	85.1	Building and loan association (savings and loan) (same as banks—Code 52.5)	
611410	350.0C	Business and secretarial school	0.005387
423420	89	Business machines	0.002244
454312	91	Butane gas dealers	0.00177
424722	92	Butane gas—Wholesale. In addition to this license there is a license tax of 2 cents per gallon where it is used or sold for use in powering motor vehicles on public streets or roads, to be reported and paid monthly.	0.000762
424431	93.0W	Butter, eggs, milk or cheese dealers. Wholesale (dairy products). Board of health permit required before license can be issued.	0.000988
445298	93.0R	Butter, eggs, milk or cheese dealers—Retail (dairy products). Board of health permit required before license can be issued.	0.002224
722212	95	Café or cafeteria (eating places) (same as restaurant)	0.003109
445292	97.0R	Candy and confectionery dealers—Retail	0.002558
424451	97.0W	Candy and confectionery dealers—Wholesale	0.001181
311340	98	Candy manufacturers	0.002176
424452	99	Candy—Wholesale from truck and no other license is paid.	\$200.00

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314912	99.1	Canvas products	0.002566
999140		Capital Employed – <u>Department Administrative Use Only</u> - value of: <u>Land, buildings and improvements, machinery and equipment, furniture and fixtures, office machinery and equipment, inventory of merchandise purchased for resale but not manufactured or processed by the business within an annexed territory. Capital Employed does not include: The inventory of raw materials purchased for a manufacturing process, work in process, finished goods manufactured by the business in the annexed territory. If you are a LESSEE of any item meeting the definition of Capital Employed – DO NOT – include the value of such leased property. If you are a LESSOR of any item meeting the definition of Capital Employed – DO NOT – include the value of such leased property.</u>	<u>On First \$100,000 of Capital \$2.00 per \$1,000,</u> <u>On Second \$100,000 of Capital \$1.00 per \$1,000,</u> <u>On Third \$100,000 of Capital \$0.50 per \$1,000,</u> <u>On all Capital in Excess of \$300,000 \$0.25 per \$1,000</u>
423421	102	Cash registers, same as business machines	0.002244
722320	102.5	Catering Service and/or tea rooms operated as a business, where no other license is paid. Board of health permit required before license can be issued.	0.003109 0.00311
812220	105	Cemetery Companies or Agents	0.004226 0.00430
325194	106	Charcoal, when put in paper bags whether burnt by parties selling same or not, offered to retail trade.	0.001873
	107	Chauffeurs and drivers. Same as taxicab drivers—See Code 378.	
522391	107.1	Check Exchange	0.002456 0.00287
424690	108	Chemicals (chemicals and allied products not otherwise specified) Manufacturing and/or dealing in chemicals or maintaining a sales office.	0.001846
624410		Child Care/Day Care Services	.00302
448130	117.1C	Children's and infants' wear stores	0.002244
442299	110.0R	China, glassware or crockery—Retail	0.00227
423220	110.0W	China, glassware or crockery—Wholesale	0.001873

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621391	111	Chiropodist, per individual chiropodist	0.002784
812991	116	Clairvoyants, Fortune Tellers, etc.: (a) There is hereby levied on each clairvoyant, fortune teller, astrologist, phrenologist, medium, crystal gazer, and on every person practicing palmistry, phrenology, clairvoyancy, or mesmerism, and on every person or device for telling fortunes, and on every spiritualist giving readings, or sittings or exhibitions, of such character, for hire, within the city limits, a license of \$1,000.00, except as otherwise provided in Item 116(b). (b) Provided, however, that any person who has purchased the license described in paragraph (a) above, in the city, and held it for a period of one full year may for the next full year and each succeeding, consecutive full year thereafter (subject to the review and approval of the chief of police), be issued such annual license as follows: The second full year at a rate reduced by two percent (\$25.00) and for each succeeding consecutive full year thereafter at a declining annual rate achieved by an additional cumulative \$25.00 deduction for nineteen consecutive, full years after which the license may be procured for each succeeding consecutive full year for the sum of \$500.00. <u>Also see City Code Ch. 23</u>	\$1,000.00
561790	428.0B	Cleaning and maintenance services to dwellings and other buildings not elsewhere classified	0.002566
812323	117	Cleaning and pressing	0.0033
	117.1	Clothing stores:	
423520	118	Coal, coke and/or charcoal distributors (wood also)	0.001873
423521	119	Coal, coke or charcoal, sold from railroad yards or cars, dealers (wood also)	0.001873
445297	120.0R	Coffee and tea dealers—Retail	0.002141
424491	120.0W	Coffee and tea dealers—Wholesale	0.001558
561440	122	Collection Agency. Each person, firm, or corporation, other than attorneys at law but including adjusters of commercial accounts, engaged in collecting general accounts shall pay a license at the rate prescribed	0.002807 <u>0.00285</u>

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		herein measured by gross receipts from said business during the next preceding year.	
523141	122.3	~~Commodity contracts brokers and dealers (same as Code 351.1)~~	0.002285
517212	380.0C	~~Competitive local exchange company—CLEC~~	0.003465
812990	122.5	Computer-dating services	0.002786 0.0040
443120	122.7R	~~Computer equipment—Retail~~	0.002087
423430	122.7W	~~Computer equipment—Wholesale~~	0.002244
541511	122.6	Computer Systems – Computer programming and other software services	0.002998
322214	125	~~Cone manufacturing (fiber cans, tubes, drums, and similar products)~~	0.001194
445293	123.0R	~~Confectioners—Retail~~	0.002558
424450	123.0W	~~Confectioners—Wholesale~~	0.001181
238999	125.3	~~Construction—Itinerant contractors (see chapter 30, City Code)~~	\$500.00
238220	20.0A	Contractor – Air Conditioning and Heating (sales, service and installation) requires state heating and A/C certificate before license can be issued.	0.002436 0.00250
238227	37	<u>Contractor – Automatic Sprinklers for fire prevention</u>	0.002154 0.00250
238350	99.2	<u>Contractor – Carpentering, Carpentry</u>	0.002093 0.00250
238140	103	Contractor – Cement, Brick or Rock Workers (where no other license is paid)	0.002161 0.00250
238991	125.1	~~Construction other than building construction (not otherwise specified)~~	0.001784
238990	125.2	<u>Contractor – Construction or Subcontractor license for construction (not otherwise specified)</u>	0.001784 0.00250
238914	125.1D	<u>Contractor – Sp. Trd. Con. Demolition/Moving</u>	0.002323 0.00250
238211	125.1E	<u>Contractor – Sp. Trd. Con. Electrical – State Board License Required</u>	0.002323 0.00250
238910	165.1	<u>Contractor – Excavation and Foundation Work</u>	0.0028 -0.00250

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238992	~~169.1~~	~~Contractor – Fence Company Installers not elsewhere classified (other than ornamental iron)—Retail~~	~~0.002491~~ <u>0.00250</u>
238988	~~172~~	~~Contractor – Fireproofing by coating material~~	~~0.002628~~ <u>0.00250</u>
238330	~~174.3~~	~~Contractor – Floor Covering Installation~~	~~0.002017~~ <u>0.00250</u>
238331	~~175~~	~~Contractor – Floor Finishing or Sanding~~	~~0.002017~~ <u>0.00250</u>
236120	85	<u>Contractor – General Contractor –Licensing required from the Alabama Licensing Board for General Contractors.</u> ~~Builders or contractors or subcontractors, not elsewhere classified, whether done by special contract or in connection with or incidental to building or repair work, and in addition, for all work done by contractor for which an inspection permit was not obtained from Inspection Services.~~ <u>The initial Contractor – General Contractor license shall be based on estimated gross receipts for the current year. If needed, the initial amount paid will be adjusted for overage or under payment and said adjustment will either be charged or credited when the license is renewed. Before a license account can be closed by the business, the account must be settled in full.</u> <u>For purposes of payment schedule:</u> <u>“Gross receipts” shall be defined as total businesses gross receipts, minus those amounts paid to “qualified subcontractors”, as defined below.</u> <u>Qualified subcontractors: Those individuals/entities holding a current City of Mobile business license listing contractor as the license category not to include the exclusions listed below.</u> <u>No permit is to be issued by the city building inspector until the license is issued.</u> <u>Exclusions: Those individuals/entities whose primary business is not that of a contractor and/or those who hold a contractor’s license for the sole purpose of the construction/maintenance of their own property.</u>	~~\$120.00~~ <u>0.002500</u>

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		No permit is to be issued by the city building inspector until the license of \$120.00 is paid. After work is completed, the builder shall report the actual cost of the work done or performed and shall pay the balance of the amount due.	-0.02500
		NOTE: This shall include all dealers or persons contracting or agreeing for the compensation by way of percentage or commission from the owner, whether a maximum limit of costs is or is not guaranteed or agreed upon. The amount expended upon each said license or privilege tax is as otherwise provided for other retail merchants.	
238150	201.5	Contractor – Glass and Glazing work, not otherwise specified (see also 297.0R)	0.002353 0.00250
236121		Contractor – Home Builder – Licensing required from the Alabama Home Builders Licensure Board The initial Contractor – Home Builder license shall be based on estimated gross receipts for the current year. If needed, the initial amount paid will be adjusted for overage or under payment and said adjustment will either be charged or credited when the license is renewed. Before a license account can be closed by the business, the account must be settled in full. For purposes of payment schedule: “Gross receipts” shall be defined as total businesses gross receipts, minus those amounts paid to “qualified subcontractors”, as defined below. Qualified subcontractors: Those individuals/entities holding a current City of Mobile business license listing contractor as the license category not to include the exclusions listed below. No permit is to be issued by the city building inspector until the license is issued. Exclusions: Those individuals/entities whose primary business is not that of a contractor and/or those who hold a contractor’s license for the sole purpose of the construction/maintenance of their own property.	0.00250

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238311	~~221~~	<u>Contractor – Insulators—Insulating ice boxes, buildings, etc., against cold or heat, and where no other license for construction work has been obtained.</u>	~~0.001975~~ 0.00250
237112	~~125.1K~~	<u>Contractor – Sp. Trd. Con. Irrigation/Sprinkler</u>	~~0.002323~~ 0.00250
238340	~~246.5~~	<u>Contractor – Marble, Terrazzo, Tile and Mosaic Work (same as Code 174.1R)</u>	~~0.002052~~ 0.00250
238320	~~296~~	<u>Contractor – Painters, Paper Hangers, Interior Decorators</u>	~~0.002456~~ 0.00250
237310	~~301.5~~	<u>Contractor – Paving Contractors – NOTE: This shall include all persons, firms or corporations contracting, or agreeing for the paving under a stipulation for compensation by way of percentage or commission from the customer, whether a maximum limit of costs is or is not guaranteed or agreed upon. The amount expended upon each said paving contract or job by the customer or owner shall fix the amount of the license under the schedule written above. The provisions of this section shall not apply for any paving work performed by paving contractors for any government agency of the United States, State of Alabama and the City and County of Mobile, Alabama. (1-4-66)</u>	~~0.0036~~ 0.00250
238224	~~321~~	<u>Contractor – Plumbers and/or Gas Fitters. Subject to state certification and verification of bond, required by inspection services, necessary. State Board license required.</u>	~~0.002154~~ 0.00250
238912	~~352.1~~	<u>Contractor – Septic Tanks. Building and/or Installing</u>	~~0.002154~~ 0.00250
237311	~~361~~	<u>Contractor – Sidewalks contractor. No person or persons, firms, associations or corporations shall be permitted to lay any cement sidewalks or curbs in the city without first obtaining a permit from the city engineer. License must be shown to city engineer before permits are issued.</u>	~~0.002161~~ 0.00250
~~238230~~	~~125.1P~~	~~Sp. Trd. Con. Plumbing or plumber-~~	~~0.002323~~
238161	~~125.1Q~~	<u>Contractor – Sp. Trd. Con. Roofing or Roofer – The Home Builders Licensure Board regulates licenses and requires residential roofers undertaking projects valued at more than \$2,500 to hold a residential roofer's license. Must show proof of State Board license.</u>	~~0.002323~~ 0.00250

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238989	~~125.1V~~	<u>Contractor – Sp. Trd. Con. Swimming Pools – State Board License Required</u>	~~0.002323~~ <u>0.00250</u>
237110	~~125.1R~~	<u>Contractor – Water and Sewer, line and related structures construction: ~~237110~~</u>	~~0.002323~~ <u>0.00250</u>
237111	~~423~~	<u>Contractor – Well—Diggers</u>	~~0.002965~~ <u>0.00250</u>
238190	~~292.0A~~	<u>Contractors – Ornamental Metal Works contractors, installing</u>	~~0.001975~~ <u>0.00250</u>
611310	350.0A	Correspondence schools	0.003581
446120	126.0R	Cosmetics—Retail	0.002519
424211	126.0W	Cosmetics—Wholesale	0.002045
424993	127	Cotton buyers or brokers	0.000809
333111	128	Cotton compresses	0.000948
115111	129	Cotton Mill	0.001819
493113	130	Cotton storage	0.000948
541870	131	Coupon books. See trading stamps (Code 391)	0.002456
561492	~~131.1~~	Court Reporter/Legal Reporter	~~0.002807~~ <u>0.00285</u>
561451	~~14~~	<u>Credit – Agency, (credit rating bureaus) (consumer credit reporting agencies, mercantile reporting agencies and adjustment and collection agencies, excepting, however, the “at cost” Mobile Merchants Credit Association) (same as Code 132).</u>	~~0.002807~~ <u>0.00285</u>
561450	132	Credit associations (same as Code 14)	0.002807
321114	133	Creosoting (wood preserving)	0.001859
333294	134	Dairy machinery	0.001262
445296	134.0R	Dairy products—Retail. Board of health permit required before license can be issued.	0.002224
424430	134.0W	Dairy products—Wholesale. Board of health permit required before license can be issued.	0.000988

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713995	~~135~~	Dance halls, <u>Event Venue</u> , or Night Clubs	~~0.00306~~ <u>0.00366</u>
~~611420~~	~~350.0B~~	~~Data processing schools~~	~~0.003809~~
518210	~~136.2~~	Data Processing Services	~~0.002834~~ <u>0.00283</u>
~~444221~~	~~229.1~~	~~Dealers in shrubbery~~	~~0.001504~~
~~454389~~	~~137~~	~~Dealers—in goods or commodities having no place of business in city, whether carrying stock or not.~~	~~0.00234~~
~~445111~~	~~138.0R~~	~~Delicatessen—Retail. Board of health permit required before license can be issued.~~	~~0.00127~~
~~424411~~	~~138.0W~~	~~Delicatessen—Wholesale. Board of health permit required before license can be issued.~~	~~0.000934~~
492210	~~140~~	Delivery Companies—(local deliveries)	~~0.002676~~ <u>0.00268</u>
484114	~~411.0A~~	Delivery License \$75,000 gross maximum – <u>The gross receipts derived from the sale and any requisite setup or installation of all merchandise so delivered shall not exceed seventy-five thousand dollars (\$75,000.00) during the license year;</u> <u>The delivery license shall be calculated in arrears, based on the related gross receipts during the preceding license year. Previous years gross receipts must be reported each renewal year.</u> <u>If gross receipts during the preceding license year does not exceed \$10,000 and the taxpayer has no other physical presence within the city or it's police jurisdiction, no license is required under this classification.</u> <u>This classification is not to be used for local delivery companies.</u> <u>If at any time during the current license year the taxpayer fails to meet the criteria specified, then within 45 days after any of the criteria have been violated or exceeded, the taxpayer shall purchase a business delivery license or other appropriate license from the city and may be subject to a penalty not to exceed ten dollars (\$10).</u>	\$100.00

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442291	416.0R	Drapery, curtain, upholstery, retail	0.00269
336611	155	Dry Docks	0.001866 <u>0.00235</u>
	156	Dry goods—Notions and other	
314999	156.0R	Dry goods—Retail	0.002491
424310	156.0W	Dry goods—Wholesale	0.001908
485322	377.0E	Each limousine	\$25.00
722214	156.1	Eating places or establishments, not otherwise classified. Board of health permit required before license can be issued.	0.003109
611710	156.2	Educational Services or Training not otherwise specified	0.003554 <u>0.00385</u>
238219	159	Electric contractor, itinerant. Verification of bond, required by inspection services, necessary.	\$500.00
238210	158	Electric contractors	0.002251
		NOTE: The words "electric contractors" means the doing of any work of electrical construction, installing any wiring or apparatus for electric light, heat or power, altering or changing or repairing any electric wiring or apparatus where the contractor deals with the owner, tenant or agent of the property where such work is done.	
		Does not apply to contractor's employees. Verification of bond, required by inspection services, necessary.	
221122	157	Electric Light Companies, etc. State controlled. – For selling or distributing electrical current, an amount equal to three percent of the gross receipts for the business transacted in the city for the preceding year from the sale of electrical current sold or distributed from any point or points in the city and the police jurisdiction on basis of one and one-half percent of said gross receipts. Additional licenses may be required for other activities, such as retail sales and service.	0.03
<u>221123</u>		<u>Electric Light Companies, etc. State controlled. – For selling or distributing electrical current, an amount equal to one and one-half percent of the gross receipts for the business transacted in the city's</u>	<u>.015</u>

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		<u>The issuance fee for this license shall not to exceed \$10.00.</u>	
541430	~~122.1~~	Design Services – Commercial Art and Graphics, with or without photography	0.002998
561611	~~144~~	Detective/ <u>Private Investigator</u> - The detective must first obtain permit from chief of police. <u>State Board License Required. See also Ch. 48 of the city code. Sec. 38-47 of Mobile Ordinance states Liability insurance prerequisite to issuance. Before a permit under the provisions of this article shall be issued by the city, the applicant for such permit shall first obtain and deposit with the city revenue department a comprehensive general liability policy with limits of one hundred thousand dollars (\$100,000.00), three hundred thousand dollars (\$300,000.00) for bodily injury and ten thousand dollars (\$10,000.00) for property damage. All insurance policies required to be deposited with the city revenue department under the provisions of this section shall contain an endorsement providing for thirty (30) days' written notice to the revenue department of the city prior to any material change therein or cancellation thereof. (Code 1965, § 49A-11)</u>	~~0.002464~~ <u>0.00290</u>
812332	~~145~~	Diaper service companies	0.002998
454390	~~146.1~~	Direct Selling Establishments, not otherwise specified	~~0.003074~~ <u>0.00307</u>
323119	~~147~~	Directories. Each person, firm or corporation making, compiling, selling or offering for sale any directory.	0.002456
511140	~~148~~	Directories—telephone. Soliciting ads and advertising	~~0.002368~~ <u>0.00346</u>
212399	~~148.1~~	Dirt Pit	~~0.002003~~ <u>0.00253</u>
	~~149~~	Disinfectants and/or insecticides	
621114	~~150~~	Doctors (same as Code 311, physician per individual practitioner)	0.002784
311812	~~153.0R~~	Doughnuts—Retail	0.003054
424492	~~153.0W~~	Doughnuts—Wholesale	0.003054

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		<u>police jurisdiction for the preceding year from the sale of electrical current sold or distributed from any point or points in the police jurisdiction on basis of one and one-half percent of said gross receipts. Additional licenses may be required for other activities, such as retail sales and service.</u>	
<u>221500</u>		<u>Electric Vehicle Power Distribution station – whether stand alone or a part of a store/station.</u>	<u>0.00209</u>
~~423621~~	~~334.0W~~	~~Electrical appliances, television and radio—Wholesale~~	~~0.001454~~
~~238291~~	~~161.0A~~	~~Elevator installation~~	~~0.001975~~
238292	161	Elevators—Branches or agencies for elevator companies selling or repairing hydraulic, steam, electric, or any mode, or repairing same, including to the control box. Sales, <u>installation</u> , and repair	~~0.001798~~ 0.00250
561310	162	Employment Agency or Bureau	~~0.001826~~ <u>0.00285</u>
339911	164	Engravers	~~0.002744~~ <u>0.00235</u>
492211	165	Express Companies. State controlled. Commercially engaged in the city and sending packages from the city to any point. See Code of Ala. § 11-51-126.	\$500.00
561710	166	Exterminators – Must hold state department of agriculture exterminators’ certificate before applying for license.	~~0.004392~~ <u>0.00290</u>
561719	167	~~Exterminators, itinerant~~	\$500.00
423820	168	Farm equipment and implements	0.001262
444220	169.0R	Feed, grain, flour, seed, bag, etc.—Retail	0.002168
424913	169.0W	Feed, grain, flour, seed, bag, etc.—Wholesale	0.00059
444223	170.0R	Fertilizers—Retail	0.002168
424911	170.0W	Fertilizers—Wholesale	0.001248
453312	171	~~Fire or wreck sale of merchandise (except merchandise salvaged from fire in the city), no license to be issued for less than the full price for one year~~	\$500.00
445220	174.0R	Fish and/or oyster dealers—Retail	0.001517

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424460	~~174.0W~~	Fish and/or oyster dealers—Wholesale	0.00107
442210	174.1	Floor covering sales—Retail	0.002052
423221	174.2	Floor covering sales—Wholesale	0.001722
238339	176	Floor finishing, itinerant (see City Code, § 30-14)	\$500.00
453110	~~177.0R~~	Florists—Retail	~~0.002834~~ 0.00209
424930	~~177.0W~~	Florists—Wholesale	~~0.002045~~ 0.00215
722331	177.4	Food items sold from vehicle (not applicable to farm products sold by grower)	0.001517 0.00311
445299	177.5	Food stores not elsewhere classified	0.001476
424340	~~355.0W~~	Footwear—Wholesale	0.001687
332710	179	Foundry or machine shops	0.002656
488490	180	Freight inspection bureau	\$250.00
	181	Freight trucks, see Code 402	
488512	180.1	Freight/Cargo Forwarding	\$125.00
454388	182.0R	Frozen foods—Retail. Board of health permit required before license can be issued	0.00199
424420	182.0W	Frozen Foods—Wholesale. Board of health permit required before license can be issued	0.001022
424480	185	Fruit and produce dealers—Wholesale	0.001124
445231	184	Fruit—Retail	0.001675
561711	187	Fumigators. Must hold state department of agriculture exterminators certificate before city license may be applied for.	0.004392
337121	188.2	Furniture manufacturers	0.002148
811420	410.0A	Furniture repairing, cleaning redecorating and remodeling shops	0.003218

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442111	188.1	Furniture, home furnishings and equipment stores not elsewhere classified	0.00227
448190	189	Furriers and fur shops	0.002888
424590	190	Furs, skins, pelts (furs raw)	0.001873
811493	191	Furs, skins, pelts—Repairing or storing furs, skins and pelts and garments made of them	0.003911
562111	191.5	Garbage Disposal Service (refuse system). Provided that proof of liability insurance is filed with the revenue director, said liability insurance to be in the amounts required by the safety responsibility laws of the state, and said liability insurance to contain a provision that the same shall not be canceled until the city revenue officer is given at least 30 days' notice of said cancellation, said liability insurance to remain and continue in full force and effect during the term of any license issued hereunder, and provided further that an inspection certificate for each truck or motor vehicle is obtained from the chief of police pursuant to the provisions of chapter 24 (as amended) of the Mobile City Code. <u>Will also need 562113 for number of trucks</u>	0.002635 <u>0.00264</u>
562114	404	~~Trucks~~ Garbage Hauling— <u>Trucks Any person or business offering for hire hauling garbage, garbage valet services – will also need 562113 for number of trucks.</u>	0.002196 <u>0.00220</u>
562113	191.5T	Garbage Trucks – Number of trucks - In addition to <u>the gross receipts license thereto</u> , for each truck or motor vehicle used in the hauling of garbage for hire there shall be affixed a city decal	\$25.00
454313	196.0R	Gas and air products—Retail	0.002519
424691	196.0W	Gas and air products—Wholesale	0.002045
221210	193	Gas Companies – Each person, firm or corporation engaged in the business of selling or distributing natural gas in the City for any purpose whatsoever in an amount equal to three percent (3%) of the gross receipts of the business transacted for the preceding year from the sale or distribution of such gas, except that said rate shall be two percent (2%) of said gross receipts from the sale or distribution of such gas and all sales or deliveries thereof from without the City	0.03

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		directly to industrial consumers in the City. ~~The provisions of the above paragraph are to be applied to operation in the police jurisdiction on the basis of one and one-half percent (1½%) and one percent (1%) respectively, on said gross receipts.~~ Provided that the regression table that follows the calculation method set out in Section 34-42© of this Chapter, shall not apply to any licenses issued to gas companies under this provision. Additional licenses may be required by other activities such as retails sales, etc.	
<u>221211</u>		<u>Gas Companies – Each person, firm or corporation engaged in the business of selling or distributing natural gas in the Police Jurisdiction of the City for any purpose whatsoever in an amount equal to one and one-half percent (1½%) of the gross receipts of the business transacted for the preceding year from the sale or distribution of such gas, except that said rate shall be two percent (1%) of said gross receipts from the sale or distribution of such gas and all sales or deliveries thereof from without the City directly to industrial consumers in the Police Jurisdiction.</u> <u>Provided that the regression table that follows the calculation method set out in Section 34-42© of this Chapter, shall not apply to any licenses issued to gas companies under this provision. Additional licenses may be required by other activities such as retails sales, etc.</u>	<u>.015</u>
238222	198	~~Gas fitters, when another license paid for any other business engaged in or by gas companies.~~ ~~Verification of bond, required by inspection services, necessary.~~	~~\$120.00~~
238228	197	~~Gas fitters. Same as plumbers, see Code 321.~~ ~~Verification of bond, required by inspection services, necessary.~~	~~0.002154~~
443113	199.0R	Gas stoves or fixtures—Retail	0.00201
423721	199.0W	Gas stoves or fixtures—Wholesale	0.001873
424710	194.5	Gasoline Fuel Distributors or Dealers - (a) Gasoline fuel distributors or dealers selling, supplying or delivering gasoline or other motor fuels or lubricating oils or greases to any manufacturer or remanufacturer of engines, employing at least 750 workers, where such fuels, oils or greases are used or consumed, or withdrawn from storage and used solely and exclusively for the fixed or static testing	

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		of such engines (which sales are specifically exempted from provisions of the two cents per gallon gasoline and motor fuel sales license tax by exemption ordinance 34- 139 adopted September 16, 1969, and as amended by ordinance numbered 34-147 adopted September 13, 1969 and ordinance numbered 34-181 adopted November 18, 1969), or \$120.00, (and this license shall be in addition to all other licenses required of such firms); provided, (b) That any such manufacturer or remanufacturer of engines described in paragraph (a) above, which uses and/or withdraws from storage the fuels, oils or greases named above for the use or consumption specified in paragraph (a) above, may pay the privilege license tax equal to 0.003000 of the gross purchase price of such fuels, oils and greases so used and/or withdrawn from storage and used or consumed in the manner described in paragraph (a), or the \$120.00, and this license shall be in addition to all other licenses required of such firms; Provided that, where the license specified in paragraph (a) or paragraph (b) on the sale, use or consumption, distribution, storage or withdrawal from storage of such fuels, oils or greases shall have been paid to the city revenue officer by a distributor, or dealer, or manufacturer or remanufacturer as storer or user thereof, such payment shall be sufficient, the intent being that the license shall be paid but once. <u>Must also have code 424723.</u>	
424723	~~287~~	Oils Truck. – Each person, firm or corporation selling as agent, lubricating, per truck illuminating, fuel, gasoline, butane, propane, or other oil products, shall pay for the privilege of engaging in such business within the corporate limits a privilege tax at the rate of \$50.00 per annum for each truck used in said business whether said truck be owned by such agent or not. In addition to this license, there is a monthly license tax of two cents per gallon of gasoline or gasoline substitutes sold.	\$50.00
~~424313~~	~~201.0W~~	~~Gift shop—Wholesale~~	~~0.002045~~
999001	~~201.7~~	Going-out-of-Business/special sales (non-renewable). Must comply with City Code Section 56.	\$120.00

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423949	202	~~Gold and other itinerant buyers—City ordinances must be complied with~~	~~\$500.00~~
713910	203	<u>Golf Links/Courses</u>	0.00433
452991	203.5	~~Goods stores not elsewhere classified~~	~~0.001476~~
562119	~~191.5G~~	Grease Disposal Service (septage and grease hauler) provided that proof of liability insurance is filed with the revenue director, said liability insurance to be in the amounts required by the safety responsibility laws of the state, and said liability insurance to contain a provision that the same shall not be cancelled until the city revenue officer is given at least thirty (30) days' notice of said cancellation, said liability insurance to remain and continue in full force and effect during the term of any license issued hereunder, and provided further that an inspection certificate for each truck or motor vehicle is obtained from the chief of police pursuant to the provisions of chapter 25 (as amended) of the Mobile City Code.	~~0.002635~~ <u>0.00264</u>
561612	205.1	<u>Guard Service - any security officer, armed security officer, or contract security company providing private security services in this city must present a copy of their Alabama Security Regulatory Board license or certification. See also Ch. 48 of the city code.</u>	~~0.002464~~ <u>0.00290</u>
327420	206	~~Gypsum plant~~	~~0.002896~~
444130	207.0R	~~Hardware—Retail~~	~~0.002126~~
423710	207.0W	~~Hardware—Wholesale~~	~~0.00197~~
444196	415.0A	~~Hardwood veneer and plywood~~	~~0.001146~~
812322	208	~~Hat cleaning and renovating~~	~~0.003774~~
622310	339.8	<u>Health – Rehabilitation and/or Recovery Centers</u>	0.004466
623110	339.9	<u>Health – Rest, Convalescent and/or Nursing Homes</u>	~~0.00293~~ <u>0.00447</u>
621399	209.1	Health and Allied Services, not elsewhere classified	0.00337

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713940	209	Health Club, reducing salons, fitness center, gymnasium	0.003829 <u>0.00383</u>
621498	209.2	Health – Out-Patient Care Center	0.00227 <u>0.00290</u>
446199	210.0R	Hearing aid devices—Retail	0.002519
423451	210.0W	Hearing aid devices—Wholesale. All persons or firms engaged in accepting orders or selling hearing aid devices of any type.	0.001873
423223	416.0W	Home furnishings, wholesale	0.001722
561721	212	House cleaning	0.002566
238994	213	House mover—Verification of bond, required by inspection services, necessary.	0.002491
238915	214	House wrecker—Verification of bond, required by inspection services, necessary. Note: The term “house wrecker” as used in this section is defined as one who demolishes houses and sells old lumber and brick, etc.	0.002052
311520	215	Ice cream manufacturers	0.002237
722330	216	Ice cream peddlers	0.002024 <u>0.00311</u>
424991	218.0W	Ice dealer—Wholesale	0.002045
312113	219	Ice factories	0.003698
524126	222	Insurance - (a) Fire and Marine insurance companies. <u>City</u> \$4.00 on each \$100.00 and major fraction thereof of the gross premiums on policies issued for the preceding calendar year on property located in the city and police jurisdiction thereof, less premiums returned by cancellation provided that each person, firm, or corporation which has not done business in the city shall pay a license of \$100.00 and there shall be an adjustment at the expiration of the year of such license according to the schedule hereinabove specified. (b) Other insurance companies. Each person, firm or corporation doing any other kind of business than those specified in subdivisions (a), (c) and (d) shall pay \$50.00 and \$1.00 on each \$100.00 and major fraction thereof of gross premiums received, less the premiums returned by cancellation, received during the preceding year on policies issued	0.04

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		during the preceding year to citizens of the city and police jurisdiction thereof. Provided, that each person, firm or corporation which has not done business during the preceding year in the city shall pay a flat minimum license of \$50.00 for the year or less time. (c) Persons, firms or corporations writing own insurance shall pay same license as other agents or agencies. Provided, that this shall not apply to Knights of Pythias, Odd Fellows and such incorporated fraternal orders.—It is hereby provided that on the first day of January of each year or within 60 days thereafter, each insurance company or person engaged in such business shall furnish the city revenue officer a statement in writing duly authorized and certified by someone authorized to make the same, showing the full and true gross amount of such premiums, less return premiums, received during the year, and shall accompany such statement with the amount of the license due. Failure to furnish such statement shall constitute just cause to decline issuance of a license to such person. <u>A policy which is amended to add additional property or persons within it coverage at the time is renewed becomes in the next year a policy “issued during the preceding year”. The premiums received from such a policy would be subject to the license tax. If there are return premiums only, then enter 0.</u>	
<u>524129</u>		Insurance - (a) Fire and Marine insurance companies. Police Jurisdiction - \$2.00 on each \$100.00 and major fraction thereof of the gross premiums on policies issued for the preceding calendar year on property located in the police jurisdiction thereof, less premiums returned by cancellation. It is hereby provided that on the first day of January of each year or within 60 days thereafter, each insurance company or person engaged in such business shall furnish the city revenue officer a statement in writing duly authorized and certified by someone authorized to make the same, showing the full and true gross amount of such premiums, less return premiums, received during the year, and shall accompany such statement with the amount of the license due. Failure to furnish such statement shall constitute just cause to decline issuance of a license to such person. <u>A policy which is amended to add additional property or persons within its coverage at the time is renewed becomes in the next year a policy “issued during the</u>	<u>.02</u>

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		<u>preceding year". The premiums received from such a policy would be subject to the license tax. If there are return premiums only, then enter 0.</u>	
524291	2.5	Accident investigators (adjusters — see Code 223, Insurance-adjusters)	0.002464
524293	223	Insurance Adjusters	0.002539 0.00286
524113		<u>Insurance – Life/Accident/Other – City</u> <u>\$50.00 and \$1.00 on each \$100.00 and major fraction thereof of gross premiums on policies issued for the preceding calendar year on property located in the police jurisdiction thereof, less premiums returned by cancellation. A policy which is amended to add additional property or persons within its coverage at the time is renewed becomes in the next year a policy "issued during the preceding year". The premiums received from such a policy would be subject to the license tax. If there are return premiums only, then enter 0. It is hereby provided that on the first day of January of each year or within 60 days thereafter, each insurance company or person engaged in such business shall furnish the city revenue officer a statement in writing duly authorized and certified by someone authorized to make the same, showing the full and true gross amount of such premiums, less return premiums, received during the year, and shall accompany such statement with the amount of the license due. Failure to furnish such statement shall constitute just cause to decline issuance of a license to such person.</u>	<u>\$50.00 flat fee plus .01 of gross receipts</u>
524115		<u>Insurance – Life/Accident/Other – PJ – Police Jurisdiction - \$.50 on each \$100.00 and major fraction thereof of the gross premiums on policies issued for the preceding calendar year on property located in the police jurisdiction thereof, less premiums returned by cancellation. A policy which is amended to add additional property or persons within its coverage at the time is renewed becomes in the next year a policy "issued during the preceding year". The premiums received from such a policy would be subject to the license tax. If there are return premiums only, then enter 0. It is hereby provided that on the first day of January of each year or within 60 days thereafter, each insurance company or person engaged in such business shall furnish the city revenue officer a statement in writing</u>	<u>.005 of gross receipts</u>

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		duly authorized and certified by someone authorized to make the same, showing the full and true gross amount of such premiums, less return premiums, received during the year, and shall accompany such statement with the amount of the license due. Failure to furnish such statement shall constitute just cause to decline issuance of a license to such person.	
424469	351.01	Itinerant wholesale dealers, as defined in City Code, chapter 30.	\$500.00
561740	400	Janitorial – Carpet or rug cleaners	0.003397 0.00285
561720	223.5	Janitorial Service	0.002566 0.00285
453995	223.6	Janitorial supplies	0.002203
423940	224.0W	Jewelry—Wholesale	0.001812
		JUKE BOXES	
561733	425.1L	Landscape – Sp. Trd. Con. Landscape/lawn care – State Board License Required	0.002323 0.00290
541320	229	Landscape gardener	0.00267
812320	230	Laundries and Dry Cleaning	0.003739 0.0040
812310	231	Laundries—Automatic	0.004481 0.0040
561730	229.2	Lawn and Garden Service	0.002909 0.00291
448320	233.0R	Leather goods—Retail	0.002698
424992	233.0W	Leather goods—Wholesale	0.001873
812331	234	Linen Supply Companies	0.002429 0.0040
445312	235	Liquor—Retail—No license for the sale of liquor shall be transferable from one person to another. In addition to this license, there is a license tax of five percent on all purchases of liquor, from ABC stores, charged.	\$650.00
445313	235.1	Liquor—Retail, private clubs.—Any yachting club 43ffiliated with the Southern Yachting Association, any veterans club 43ffiliated with a national veterans organization, any fraternal and benevolent club	0.144

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		~~44~~ ffiliated with a national organization, may obtain this license for the sale of liquor at retail, and shall not be required to purchase any other license for the sale of liquor—Ten percent of the amount of all purchases of liquor and/or wines from state ABC stores during the preceding calendar year, or \$50.00, whichever sum is greater. (Adopted 9-15-62)	
323110	~~235.3~~	Lithographers	0.002526
522291	~~266~~	<u>Loan – Money Lenders</u>	~~0.002868~~ <u>0.00287</u>
522296	~~359~~	<u>Loan – Short Loan / Pay Day Loan</u> (licensed small loan lenders)	~~0.002402~~ <u>0.00287</u>
561622	~~236~~	Locksmiths – <u>State Board License Required</u>	~~0.002916~~ <u>0.00290</u>
721110	~~211~~	<u>Lodging – Hotels</u> (Note: This is in addition to the license commonly called the “Room/Lodging Tax”). This license does not include the license for restaurants and other secondary businesses operating in connection with the renting of rooms. Board of health permit required before license can be issued.	0.003883
721313	~~211.OA~~	<u>Lodging – Hotels, Rooming Houses, Bed and Breakfast, Camps.</u> Board of health permit required before license can be issued.	0.003883
423994	~~238~~	~~Log, timber or lumber merchant. Each dealer engaged in buying, receiving or otherwise handling or storing logs, timber, cross ties or paper mill wood or logs either for himself or as an agent.~~	0.002224
423319	~~239.OV~~	~~Lumber dealer – And in addition to the above licenses such itinerant or transient or out of city dealer shall pay for each horsedrawn or mechanically propelled vehicle operated in connection with such itinerant or transient or out of city business and making deliveries of lumber or lumber products to any person, firm or corporation other than lumber manufacturers, wholesale or retail lumber dealers or retail dealers in building materials as defined in this section, in the city or its police jurisdiction, which does not bear on the side of each such vehicle in clearly visible letters the name and address of the owner thereof, shall pay for each such vehicle an additional license of \$50.00.~~	

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444199	239.0C	Lumber dealer —Itinerant or transient \$120.00. Itinerant or transient or dealers located outside the city or its police jurisdiction. Each itinerant or transient person or firm or corporation or each person, firm or corporation located outside the city or its police jurisdiction, dealing in selling or delivering lumber, or lumber products, either wholesale or retail, within the city limits of the city, or its police jurisdiction to any person, firm or corporation, except to a lumber manufacturer, a wholesale or retail lumber dealer or a retail dealer in building materials, as defined in this section who has paid a license as required by the city; and not maintaining a lumber yard, storage, sales or processing facilities within the city or its police jurisdiction and any agent, salesman or deliveryman for such transient or itinerant or out-of-city dealer doing any of these acts in the city.	\$300.00
444198	239.0P	In the police jurisdiction	\$150.00
		~~Lumber—Manufacture~~	
		~~Lumber—Retail~~	
722215	240	Lunchrooms or stands	0.003109
332711	241	Machine Shop and/or Wire Work	0.002656 <u>0.00235</u>
532490	243.0A	Machinery and tools—For hire	0.003581
238995	243.0B	Machinery and tools—For hire (with operator)	0.002676
454113	243.1	Mail Order Sales	0.002382 <u>0.00238</u>
331511	243.2	Malleable iron foundries	0.001722
561110	243.3	Management, Consulting and/or Public Relations Service – <u>(Not Realty)</u>	0.002896 <u>0.00285</u>
325320	149.0M	~~Manufacture (M)~~	0.001866
339113	30	<u>Manufacturing</u> – Artificial Limbs. Each person, firm, or corporation manufacturing, making and/or selling artificial limbs, trusses, braces, or similar appliances.	0.00306 <u>0.00235</u>

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337110	~~94~~	<u>Manufacturing – Cabinet Makers—Including, but not limited to, those orders delivered in the city.</u>	~~0.002395~~ <u>0.00235</u>
339999	~~245~~	<u>Manufacturing – Not Otherwise Specified. The term “manufacturer” as used herein is to include each person, firm, corporation, or association engaged in manufacturing, processing, extracting or refining.</u>	~~0.002512~~ <u>0.00235</u>
~~321918~~	~~246~~	~~Manufacturers, mill work~~	~~0.00201~~
336411	~~21.0AM~~	<u>Manufacturing – Aircraft manufacturing</u>	~~0.002642~~ <u>0.00235</u>
335911	~~58.1~~	<u>Manufacturing – Batteries, Storage—Industrial</u>	~~0.001826~~ <u>0.00235</u>
312111	~~76~~	<u>Manufacturing – Bottled Soft Drinks (bottled and canned soft drinks and carbonated waters). Manufacturers of, or bottlers of, or agents or distributors of, whether bottled in the city or not. The above license is not to include any business for which a license is specifically required by any other subsection of this schedule, and shall apply to consigned and warehouse stocks, whenever sold or distributed from local warehouses, as well as purchased stock. Board of health permit required before license can be issued.</u>	~~0.002333~~ <u>0.00235</u>
327310	~~104~~	<u>Manufacturing – Cement Manufacturing Plant</u>	~~0.00131~~ <u>0.00235</u>
327320	~~124~~	<u>Manufacturing – Concrete and/or Road Material Plants (whether mixed in trucks or not)</u>	~~0.002484~~ <u>0.00235</u>
339116	~~141~~	<u>Manufacturing – Dental Laboratories</u>	~~0.003527~~ <u>0.00235</u>
315292	~~192~~	<u>Manufacturing – Garment Manufacturers (apparel and other finished products)</u>	~~0.001859~~ <u>0.00235</u>
333999	~~196.0M~~	<u>Manufacturing – Gas and Air Products—Manufacturer</u>	~~0.001928~~ <u>0.00235</u>
336613	~~247~~	<u>Manufacturing – Marine and Industrial Metal Working Plant, including repair and building of vessels, repair, building and manufacturing of machinery, machine parts and all welding and blacksmith shops, (but not including tin shops that are not required to take out contractor’s license).</u>	~~0.001866~~ <u>0.00235</u>
321993	~~393.0C~~	<u>Manufacturing – Mobile home, manufacture</u>	~~0.000974~~ <u>0.00235</u>
322121	~~300~~	<u>Manufacturing – Paper Mill</u>	~~0.001414~~ <u>0.00235</u>

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326199	~~318.0M~~	<u>Manufacturing – Plastic Products, miscellaneous manufacture</u>	~~0.002065~~ <u>0.00235</u>
321991	~~327.0M~~	<u>Manufacturing – Prefabricated House</u>	~~0.001592~~ <u>0.00235</u>
324123	~~344~~	<u>Manufacturing – Roofing Materials, manufacturing plant</u>	~~0.002388~~ <u>0.00235</u>
321999	~~430~~	<u>Manufacturing – Woodworking manufacturers</u>	~~0.00241~~ <u>0.00235</u>
321112	~~239.0M~~	<u>Manufacturing, - Lumber (Sawmills and Planing Mills, general) – As used herein, the term “lumber manufacturing” is defined as the operation of a sawmill, concentration yard, or planing mill, either actually manufacturing lumber from logs and/or processing it for shipment in wholesale lots. The concentration of unfinished lumber for shipment in wholesale lots by carload or truckload is recognized as manufacturing and not a wholesale dealer of lumber.</u>	~~0.002114~~ <u>0.00235</u>
488320	~~247.1~~	<u>Marine Cargo Handling, including stevedoring handling</u>	~~0.001558~~ <u>0.00283</u>
621397	~~248.1~~	<u>Massage Therapist – State Board License Required. Must meet criteria set forth in City Code § 8-41.</u>	0.00337
812199	~~248~~	<u>Masseurs (Massage Parlors). Subject to existing police code requirements. Massaging by machines and/or by hand. Provided, the word “machine” as used in this section shall include all types or kinds of massage machines, reducing machines or other apparatus used for massage or reducing except that this schedule shall not apply to such machines operated by licensed physicians. See also City Code Ch 8, Article III</u>	~~0.003911~~ <u>0.0040</u>
~~337910~~	~~249~~	~~Mattress manufacturer~~	~~0.00208~~
~~811422~~	~~250~~	~~Mattress renovators or repairers~~	~~0.002107~~
~~424471~~	~~294.0A~~	~~Meat packing plants (for meat sales see Code 252.2)~~	~~0.000934~~
~~424470~~	~~252.2~~	~~Meats and meat products—Wholesale. Board of health permit required before license can be issued.~~	~~0.000778~~
~~812992~~	~~255~~	~~Mediums (same as clairvoyants, subsection (a) Code 116)~~	~~\$1,000.00~~
~~448110~~	~~117.1A~~	~~Men’s and boys’ clothing and furnishings stores~~	~~0.002526~~

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561452	256	Mercantile reporting agencies	0.002807
452992	258	Merchants retail trade (see Code 341.5)	0.00159
423995	259	Merchants wholesale trade (see Codes 426.0A and 426.0B).	0.001736
454399	257	Merchants, itinerants and comply with § 23-27, City Code; in addition, \$150.00 tax deposit is required.	\$500.00
561421	260	Messenger Service. Carrying, receiving, or delivering messages within the city, not to apply to receiving and delivering telegraph service.	0.002456 <u>0.00285</u>
454393	261.0R	Milk dealers (truck delivery)—Retail	0.002519
424432	261.0W	Milk dealers (truck delivery)—Wholesale	0.000988
448151	262.0R	Millinery—Retail	0.002504
424311	262.0W	Millinery—Wholesale	0.001585
511199	264	Mimeographing, multigraphing, etc. For engaging in mimeographing, multigraphing, or similar kind of business (excluding lithographing and printing).	0.003554
561439	353.2	Miscellaneous – Business Services Not Elsewhere Classified	0.002676 <u>0.00285</u>
		Miscellaneous manufacturing industries	
		Miscellaneous personal services—	
	353	Services, not otherwise specified, when not in conflict with any other section of this Code. Each person, firm or corporation operating or performing such service shall pay the license specified for whatever licensed service is most similar from a competitive standpoint.	
812196	353.1	Miscellaneous personal services	0.003911
453930	393.0A	Mobile Home Dealers	0.001366 <u>0.00209</u>
453931	265.5	Mobile Homes – <u>Parts</u> (see Code 393) (Mobile home retail parts—see Code 341.5)	0.001366 <u>0.00209</u>

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	~~267~~	~~Monuments, tombstones, statuary~~	
512132	~~273~~	Motion Picture Theaters—Drive-in only	~~0.002608~~ <u>0.00303</u>
512131	~~384~~	<u>Motion Pictures-</u> Theatres, moving pictures	~~0.00271~~ <u>0.00303</u>
512120	~~272~~	Motion Pictures or T.V. film, not elsewhere classified	~~0.003032~~ <u>0.00303</u>
~~512133~~	~~271~~	~~Moving pictures~~	~~0.003032~~
~~451140~~	~~314.0R~~	~~Music store—Retail~~	~~0.002395~~
~~451220~~	~~274.0R~~	~~Music stores—Retail~~	~~0.002395~~
~~423992~~	~~274.0W~~	~~Music stores—Wholesale~~	~~0.001873~~
~~423996~~	~~314.0W~~	~~Music store—Wholesale~~	~~0.001873~~
512240	~~275~~	Music Studio and Outlets. – Music studios furnishing music to places of business by wire connections or remote control, for hire. Places receiving music so furnished and charging therefor.	~~0.003658~~ <u>0.00303</u>
~~325191~~	~~276~~	~~Naval stores~~	~~0.002628~~
451212	~~281~~	News Stands	~~0.001901~~ <u>0.00209</u>
~~453221~~	~~282.0R~~	~~Notions and novelties—Retail~~	~~0.00269~~
~~424312~~	~~282.0W~~	~~Notions and novelties—Wholesale~~	~~0.001908~~
~~424120~~	~~283.5W~~	~~Office and stationery supplies—Wholesale~~	~~0.002126~~
~~442112~~	~~283.0R~~	~~Office equipment, fixtures—Retail~~	~~0.002368~~
~~423422~~	~~283.0W~~	~~Office equipment, fixtures—Wholesale~~	~~0.002244~~
~~453212~~	~~283.5R~~	~~Office forms and supplies—Retail~~	~~0.00234~~
211111	~~286~~	Oil and Gas Extraction	~~0.002526~~ <u>0.00253</u>
~~324191~~	~~284.0R~~	~~Oil dealers (crude or fuel oil exclusively)—Retail~~	~~0.000974~~

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324110	290	Oil Refinery	0.001002 <u>0.00253</u>
424721	288.0W	Oil grease—Wholesale	0.002045
446130	291.0R	Opticians, or optical dealers—Retail	0.002368
423460	291.0W	Opticians, or optical dealers—Wholesale	0.002287
	292	Ornamental iron, wire and brass installations, including fences, elevator enclosures, window guards, etc.	
445221	293.0R	Oysters—Retail (meat and fish (seafood) markets)	0.001517
424461	293.0W	Oysters—Wholesale (fish and seafoods)	0.00107
311612	294	Packing house companies—Wholesale meat dealers and/or packing house products	0.001085
325510	295	Paint manufacturers	0.002038
444120	297.0R	Paint, glass and wallpaper stores—Retail	0.00227
424950	297.0W	Paints, varnishes and supplies—Wholesale	0.002024
	297	Paints, wallpaper, etc.—Retail and wholesale	
322224	299	Paper bag manufacturing plant	0.001469
452993	298.0R	Paper or paper bags—Retail	0.002368
424130	298.0W	Paper or paper bags—Wholesale	0.00164
812931	~~301.0B~~	Parking <u>Garage or structures</u>	0.0028 <u>0.00355</u>
812930	~~301.0A~~	Parking Lots – Any person offering parking space on private property located within a one-mile radius of Ladd-Peebles Stadium for rental on days when football games, sporting events, special events or concerts are scheduled at Ladd-Peebles Stadium shall be exempt from the requirement to obtain a business license, provided that such person owns the private property on which parking space is being offered for rent; or, if the person offering parking space for rent on such days is not the owner of the	0.0028 <u>0.00355</u>

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		private property on which parking space is being offered for rent, such person must first obtain written permission from the property owner to use the private property to provide parking space for rent on such days. Additionally, any person offering parking space on private property located within a one-mile radius of any City of Mobile Mardi Gras parade route for rental on days when Mardi Gras parades are scheduled shall be exempt from the requirement to obtain a business license, provided that such person owns the private property on which parking space is being offered for rent; or, if the person offering parking space for rent on such days is not the owner of the private property on which parking space is being offered for rent, such person must first obtain written permission from the property owner to use the private property to provide parking space for rent on such days. These exemptions are applicable only to natural persons and/or any organization organized and operated exclusively for charitable, religious, educational, or other exempt purposes as set forth in section 501©(3) of the United States Internal Revenue Code. Offering parking space pursuant to these exemptions shall not constitute a violation of any other City of Mobile ordinance regarding parking. These exemptions have no effect on any previously recorded subdivision covenants or restrictions.	
	301	~~Parking lots or storage garages~~	
487990	362.0A	<u>Passenger Transportation – Airplanes/helicopters for sightseeing</u>	~~0.002491~~ <u>0.00349</u>
487991	362.0D	<u>Passenger Transportation – All Other ~~for sightseeing~~</u>	~~0.002986~~ <u>0.00349</u>
487210	362.0B	<u>Passenger Transportation – Boats for sightseeing</u>	~~0.005921~~ <u>0.00349</u>
485114	87	<u>Passenger Transportation – Bus Companies— Operating on streets of city by a private firm providing municipal bus service (local and suburban transit) must also have whichever is applicable of 487111 or 487112 for number of trucks</u>	~~0.002539~~ <u>0.00246</u>
488491	88	<u>Passenger Transportation – Bus Depot—State controlled license</u>	\$300.00
487110	362.0C	<u>Passenger Transportation – Buses for sightseeing - must also have whichever is applicable of 487111 or 487112 for number of trucks</u>	~~0.002539~~ <u>0.00349</u>

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487111	~~90.0A~~	Passenger Transportation – Buses - Each motor vehicle with a seating capacity of seven passengers or less, as provided in connection with passenger business, ~~each~~	\$35.00
487112	~~90.0B~~	Passenger Transportation – Buses - Each motor ~~vehicle with~~ seating capacity of more than seven passengers	\$50.00
485312	~~377.0C~~	Passenger Transportation – Decal Each taxicab or limousine (subject to City Code, chapter 59)	\$25.00
485313	~~378~~	~~Passenger Transportation – Driver Badge – 1st year~~	~~\$15.00~~
485314	~~378.0A~~	~~Passenger Transportation – Driver Badge – Renewal~~	~~\$10.00~~
485315	~~378.0B~~	~~Passenger Transportation – Driver Badge – Replacement if lost~~	~~\$5.00~~
485320	~~377.0D~~	Passenger Transportation – Limousines (subject to Mobile City Code, chap. 59) <u>Will also need 485312 (decal)</u>	~~0.002382~~ <u>0.00246</u>
485310	~~377.0A~~	Passenger Transportation – Taxi Cab Companies as defined in chapter 59, Mobile City Code. Will also need 485312 (decal), and driver badge 1 st year, driver badge renewal from PD.	~~0.002382~~ <u>0.00246</u>
485311	~~377.0B~~	~~Passenger Transportation – Taxi Cab Stands, per stand per year~~	\$50.00
522298	~~302~~	Pawnbrokers - giving bond as per ordinance And no person who has not taken out license and given bond as herein provided, shall offer by sign, advertisement or other publication, goods as pawned or pawnbroker goods. And this shall not include the sale of any goods other than those received as pledges. <u>See also Ch. 53 of city code – Will also need 453310 retail license</u>	\$500.00
454383	~~303~~	Peddlers – annual license Peddlers: All persons or businesses primarily engaged in retailing merchandise via direct sale to the customer by means of a small and temporary location, such as stand, booth, tent, table, truck, wagon, trailer, or any other type of portable stall whatsoever. A peddler's license does not authorize a person or business to engage in any house-to-house activity, solicit at private residences, or to operate a food truck. For any peddler's license, the term "display area" includes the total aggregate square foot area occupied by any combination of a booth, tent, table, truck, wagon, trailer, or any other type of portable	\$50.00, plus \$70.00 tax deposit.

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		stall whatsoever. The following conditions apply: (1) The display area may not exceed 40 square feet. (2) No activity is permitted in any one fixed location for more than 30 days for any calendar year. (3) Without prior written city approval, this license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any city property or within the city's rights-of-way. (4) All activities must comply with all city zoning regulations as well as any other applicable city, state, and federal regulations. (5) No activity between the hours of 11:00 p.m. and 6:00 a.m. is authorized pursuant to this license. (6) Written authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee. The licensee must possess and be able to produce said written authorization at all times while conducting any activity on any property not owned by the licensee. Exception: This license is not valid for peddlers within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop for the 30-day period prior to and including Mardi Gras Day.	
454398	~~306.2~~	Peddlers, Mardi Gras. On foot, basket or cart, each – The license is valid only 30 days prior to and including Mardi Gras Day. NOTE: All peddlers are subject to police regulations.	\$500.00
454397	~~306.1~~	Peddlers, Mardi Gras. Stand, booth, table, tent, vehicle, or trailer. License shall be valid only 30 days prior to and including Mardi Gras Day for the area within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop. The following conditions apply: (1) The display area may not exceed 200 square feet. (2) Without prior written city approval, this license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any city property or within the city's rights-of-way. (3) All	\$1,000.00

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541924	~~309.1~~	Photographers — ~~No Studio~~ — Any person, firm, or corporation, taking photographs or offering photography service for compensation, who does not qualify as a “studio photographer” defined in <u>541921. (a) above, and who is neither a transient, nor itinerant photographer as defined in section 30-28, Mobile City Code (1965) each:</u> 1 day only	\$50.00
541925	~~309.1B~~	2 and less than 10 days, per day	\$50.00
541926	~~309.1C~~	10 days or more	\$500.00
		All ~~other~~ persons, firms or corporations taking photographs for compensation within the city <u>without a studio</u> are hereby defined to be transient photographers.	\$150.00 tax deposit.
541921	~~309.0A~~	Photographers and or Photography studio – ~~(a)~~ A ~~studio~~ photographer is hereby defined to be every person, firm or corporation maintaining <u>an office, including home office, or</u> studio within the city for the purpose of taking therein, personally or through his/her or its agents, partners, or employees, photographs of persons in the City ~~at such studio,~~ and every person, firm or corporation maintaining in any one established place within the city for at least one year complete equipment for the taking of photographs, including all finishing processes, whether inside or outside of such place; shall pay an annual license as provided.	0.003122
541929	~~309.2~~	~~Photographers, transient.~~	~~\$500.00~~
541923	~~309.0B~~	~~Photographers, traveling, using animal or device as prop~~	~~\$120.00~~
443130	~~310.0R~~	~~Photographic supplies—Retail~~	~~0.001963~~
423410	~~310.0W~~	~~Photographic supplies—Wholesale~~	~~0.001729~~
446198	~~312.0R~~	~~Physicians and surgeons supplies—Retail~~	~~0.002059~~
423452	~~312.0W~~	~~Physicians and surgeons supplies—Wholesale~~	~~0.002017~~

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		activities must comply with all City zoning regulations as well as any other applicable City, State, and Federal regulations. (4) No activity between the hours of 11:00 p.m. and 6:00 a.m. is authorized pursuant to this license. (5) Written authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee. The licensee must possess and be able to produce said written authorization at all times while conducting any activity on any property not owned by the licensee. Exception: Any business which sets up a booth, stand, or tent during Mardi Gras on property where it is licensed to do business year- round is not required to obtain the additional license provided for in this subparagraph. The gross proceeds derived from the sales from these “on property” Mardi Gras booths, stands or tents must be included in the measure of the annual business license and taxes must be paid and reported on the next regularly scheduled tax period.	
812112	~~307.5~~	Personal Services—Including, but not limited to, hair, nail, facial, skin, ~~and massage~~ (other services not herein specified) – <u>State Board License Required</u>	~~0.00396~~ <u>0.0040</u>
<u>812115</u>		<u>Personal Services – Cosmetology/Barbering Shop – State Board License Required</u> <u>as defined in ALA CODE 34-7B-1 – Any place where barbering or cosmetology is practiced. Only a properly licensed person, who is not an apprentice or student, may operate a shop.</u>	<u>0.0040</u>
<u>812910</u>		<u>Pet Services – Grooming, sitting, walking, etc.</u>	<u>0.0040</u>
812921	~~308.1~~	Photofinishing Laboratories	~~0.003137~~ <u>0.00355</u>

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541924	~~309.1~~	Photographers — <u>No Studio</u> — Any person, firm, or corporation, taking photographs or offering photography service for compensation, who does not qualify as a “studio photographer” defined in <u>541921. (a) above, and who is neither a transient, nor itinerant photographer as defined in section 30-28, Mobile City Code (1965) each:</u> 1 day only	\$50.00
541925	~~309.1B~~	2 and less than 10 days, per day	\$50.00
541926	~~309.1C~~	10 days or more	\$500.00
		All ~~other~~ persons, firms or corporations taking photographs for compensation within the city <u>without a studio</u> are hereby defined to be transient photographers.	\$150.00 tax deposit.
541921	~~309.0A~~	Photographers and or Photography studio – ~~(a)~~ A ~~studio~~ photographer is hereby defined to be every person, firm or corporation maintaining an <u>office, including home office, or studio</u> within the city for the purpose of taking therein, personally or through his/her or its agents, partners, or employees, photographs of persons in the City ~~at such studio,~~ and every person, firm or corporation maintaining in any one established place within the city for at least one year complete equipment for the taking of photographs, including all finishing processes, whether inside or outside of such place; shall pay an annual license as provided.	0.003122
~~541929~~	~~309.2~~	~~Photographers, transient.~~	~~\$500.00~~
~~541923~~	~~309.0B~~	~~Photographers, traveling, using animal or device as prop~~	~~\$120.00~~
~~443130~~	~~310.0R~~	~~Photographic supplies—Retail~~	~~0.001963~~
~~423410~~	~~310.0W~~	~~Photographic supplies—Wholesale~~	~~0.001729~~
~~446198~~	~~312.0R~~	~~Physicians and surgeons supplies—Retail~~	~~0.002059~~
~~423452~~	~~312.0W~~	~~Physicians and surgeons supplies—Wholesale~~	~~0.002017~~

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621118	313.1	Physicians, transient or transient vendors of medicine, if accompanied by music, theatrical performers or any form of entertainment, each, per month	\$350.00
	314	Piano or organ sales	
454214	414.PJ	PJ account with machines in city, per machine	\$25.00
238310	317	Plasterer. Each person, firm, corporation or association doing business as plasterer, stucco worker or lather.	0.001975
	318	Plastics, manufacture, retail, wholesale	
453993	318.0R	Plastics—Retail	0.002368
424610	318.0W	Plastics—Wholesale	0.001846
332813	319	Plating, metal or otherwise (electroplating, plating, polishing, anodizing and coloring)	0.002854
238229	322	Plumbers, itinerant (see chapter 30, City Code). Subject to state certification and verification of bond, required by inspection services, necessary.	\$500.00
444197	323.0R	Plumbing fixtures and supplies—Retail	0.002126
713997	324	Pony Rides	0.003658 0.00366
442298	325.0R	Pottery or earthenware stores—Retail	0.00227
	325.0W	Pottery or earthenware stores—Wholesale	0.001722
424440	326	Poultry and eggs	
	326.0W	Poultry and poultry products—Wholesale	0.00083
	327	Prefabricated houses	
541212	3	Professional – Accountants/CPA's, per individual accountant <u>not receiving a W2 from firm/office</u>	0.002896 0.00290
<u>541211</u>		Professional – Accountants/CPA's per firm/office – <u>to report all gross receipts</u>	0.002896 0.00290
541910	27	Professional – Analyst—Business, statistical or industrial	0.003946 0.00290

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541820	~~27.5~~	Professional – Analyst—Management, consulting and/or public relations services	~~0.002896~~ <u>0.00290</u>
541311	~~29~~	Professional – Architects, per individual not receiving a W2 from firm/office	~~0.002896~~ <u>0.00290</u>
<u>541310</u>		Professional – Architect Firm/Office – to report all gross receipts	<u>.00290</u>
541111	~~32~~	Professional – Attorneys, per individual attorney – not receiving W2 from firm/office	~~0.002772~~ <u>0.00290</u>
<u>541110</u>		Professional – Attorneys, per Firm/Office – to report all gross receipts	<u>0.00290</u>
541710	~~109~~	Professional – Chemists	0.003288
621311	~~112~~	Professional – Chiropractor, per individual chiropractor not receiving a W2 from the firm/office.	~~0.002784~~ <u>0.00290</u>
621211	~~143~~	Professional – Dentists, per individual dentist not receiving a W2 from the firm/office.	~~0.002784~~ <u>0.00290</u>
541331	~~163~~	Professional – Engineers: Civil, constructing, consulting, design, electrical, industrial, mechanical, or mining not receiving a W2 from the firm/office.	~~0.002896~~ <u>0.00290</u>
<u>541332</u>		Professional – Engineers Firm/Office: Civil, constructing, consulting, design, electrical, industrial, mechanical or mining.	<u>.00290</u>
621321	~~291.2~~	Professional – Optometrists not receiving a W2 from the firm/office. (same as Code 311: physicians, etc.)	~~0.002784~~ <u>0.00290</u>
621113	~~311~~	Professional – Physicians, surgeons, dentists, psychiatrists, osteopaths, chiropractors or chiropodists, etc. Per individual practitioner not receiving a W2 from the firm/office.	~~0.002784~~ <u>0.00290</u>
<u>621111</u>		Professional – Physicians, surgeons, psychiatrists, optometrists, osteopaths, or chiropodists, etc. firm/office.	<u>0.00290</u>
~~621117~~	~~313~~	~~Professional – Physicians, transient (see Code 254). Transient vendors of medicine, each, per month~~	~~\$100.00~~
541991	~~331~~	Professional – Professions not otherwise specified	~~0.003288~~ <u>0.00290</u>
541360	~~373.1~~	Professional – Surveying	~~0.002737~~ <u>0.00290</u>
541213	~~376~~	Professional – Tax Experts or Adjustment Bureaus. This license applies to each person, firm, or corporation engaging in business (or who advertises) to undertake the adjustment of taxes, the making of income tax reports or giving assistance in making said income tax reports or other reports required by various governmental agencies. This license shall not	~~0.003288~~ <u>0.00325</u>

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		apply to auditors, accountants, bookkeepers, or attorneys.	
541940	~~417~~	~~Professional – Veterinarian Office or, per individual veterinarian not receiving a W2~~	~~0.002464~~ ~~0.00290~~
511110	~~277~~	~~Publishing – Newspapers~~	~~0.003464~~ ~~0.00346~~
511120	~~329~~	~~Publishing – Printers~~	~~0.002526~~ ~~0.00346~~
811118	~~332~~	~~Radiator Repair~~	~~0.002896~~ ~~0.00292~~
~~443115~~	~~334.0R~~	~~Radio and television stores—Retail~~	~~0.002087~~
	~~334~~	~~Radio and/or television sales and service~~	
515112	~~333~~	~~Radio Broadcasting Station~~	~~0.003005~~ ~~0.00309~~
482111	~~336~~	~~Railroads, state controlled~~	~~\$2,000.00~~
531210	~~337~~	~~Real Estate Agents, Brokers~~	~~0.002621~~ ~~0.00262~~
~~531215~~		~~Real Estate Agent Office with Licensed Broker~~	~~0.00262~~
531320	~~28.1~~	~~Real Property – Appraisers, real estate, damage, et al.~~	~~0.002546~~ ~~0.00255~~
531211	~~228~~	~~Land, land and Real Property Development or real estate companies or agents selling their own property exclusively, whether inside or outside city, maintaining an office in the city.~~	~~\$120.00~~ ~~0.00262~~
531212		Real Property Management – Must hold broker's license from Alabama Real Estate Commission. Excludes those persons or entities exempt from the licensing requirements set forth in Alabama Code Section 34-27-2 and listing services or online platforms for short-term rentals.#	0.00262
721311	~~237~~	~~Lodging houses. Receiving transients and not known or advertised as hotels.~~ Real Property – Short Term Rental - the rental of a dwelling unit, dwelling of any type, room, building, house or other structure or the part of a structure, including a manufactured home, that is or can be utilized as a transient sleeping place by one or more persons for less than one-hundred and eighty (180) consecutive days per rental period (excludes 721310, 721313, 721311 and 721111). Also excludes a rental between parties to the sale of	~~0.003259~~ ~~0.00388~~

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		such building, etc., where valid documentation of the sale is provided. Lodging tax must be filed and remitted. Individuals utilizing a third party for lodging tax collections shall submit a transaction history detail provided by the third party or other similar document that shows the dates booked, gross revenue, and lodging tax remitted.	
531191	~~395.1~~	<u>Real Property – Trailer Parks/Camp</u> for transients	~~0.004412~~ <u>0.00441</u>
531190	~~395~~	<u>Real Property – Trailer/Mobile Home Parks</u>	~~0.003514~~ <u>0.00351</u>
531110	~~412~~	<u>Real Property – Lessors of Residential Buildings and Dwellings:</u> All owners of real property who engage in renting or leasing of ten or more dwelling units for residential purposes, in addition to any other applicable taxes or fees imposed for owning, renting, or leasing such property. If any location has more than one owner, each owner is jointly and severally responsible for the license fee. A license is required for each separate location.	~~0.002652~~ <u>0.00265</u>
531111	~~412~~	<u>Real Property – Lessors of Residential Building and Dwellings:</u> All owners of real property who engage in renting or leasing less than ten dwelling units for residential purposes, in addition to any other applicable taxes or fees imposed for owning, renting, or leasing such property. If any location has more than one owner, each owner is jointly and severally responsible for the license fee. A license is required for each separate location. Definitions for the purposes of this license: “dwelling unit” is a single-family residence and each separate family apartment or housing accommodation in multiple-family building. “location” is a parcel as assessed for ad valorem taxes. “owner” is any person who is the holder of record title of any real property, and any assignee thereof. “residential purposes” is a residential occupancy for hire not subject to city lodging tax under article IV of this chapter. Exemptions: (1) Owner-occupied buildings or owner-occupied dwellings in which there are not more than three (3) dwelling units offered for rent or lease at the same	\$15.00 per dwelling unit

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		location. A building or dwelling is owner- occupied only if it is the principal residence of the owner. (2) Residential properties assessed to the Mobile Housing Board Authority. Any owner claiming an exemption under the owner-occupied status, the Mobile Housing Board Authority exemption, or an exemption pursuant to § 34-65(b), shall file an affidavit with the city revenue department which provides the name and address of the owner and property manager (if applicable) for said property, along with a detailed factual basis for the exemption. Additional exemptions and privileges: (1) Lessors of residential buildings and dwellings shall be required to only file a single business license application form which shall cover all of their dwelling unit locations; (2) Lessors of residential buildings and dwellings shall be exempt from Mobile City Code § 34-51 except that such license(s) must be present at their principal place of business; (3) Lessors of Residential buildings and dwellings shall be exempt from Mobile City Code § 34-53(1) with regards to individual dwelling units.	
<u>531195</u>		<u>Real Property Leasing – leasing of real property (except residential buildings and dwellings, and all others already specified)</u>	<u>0.0030</u>
<u>331493</u>		<u>Recycling Centers of all kinds</u>	<u>0.00184</u>
~~333415~~	~~337.5~~	~~Refrigeration equipment and supplies. Same as Code 20.~~	~~0.002052~~
238225	~~338~~	Refrigeration Service – <u>State Board License Required – All legal entities engaged in the business of refrigeration contracting and servicing, installation, and repair.</u>	~~0.00271~~ 0.00250
532299	~~233.0A~~	<u>Rental – Lease or Rental of Tangible Personal Property not elsewhere classified.</u>	~~0.003581~~ <u>0.00358</u>
238913	~~233.0B~~	<u>Rental – Lease or Rental of Tangible Personal Property with Operator, not elsewhere classified.</u>	~~0.003911~~ <u>0.00391</u>
532112	~~46.0A~~	<u>Rental – Passenger Car Rental and Leasing without drivers</u>	~~0.002003~~ <u>0.00255</u>

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532121	~~46.0B~~	<u>Rental – Truck Rental and Leasing without drivers</u>	~~0.002546~~ <u>0.00255</u>
532122	~~46.0C~~	<u>Rental – Utility Trailer and Recreational Vehicle Rental</u>	~~0.001866~~ <u>0.00358</u>
811492	~~315~~	<u>Repair – Piano Tuner</u> ~~—Repair~~	~~0.002916~~ <u>0.00292</u>
811430	~~356~~	<u>Repair – Shoes, repairers</u>	~~0.003499~~ <u>0.00292</u>
~~811312~~	~~339.5~~	~~Repair shops – (armature rewinding)~~	~~0.002698~~
811211	~~339.3~~	<u>Repair Shops – Radio and Television</u>	~~0.003156~~ <u>0.00292</u>
811490	~~339.6~~	<u>Repair shops – Watch, Clock, and Jewelry Repair)</u>	~~0.003191~~ <u>0.00292</u>
811491	~~339~~	<u>Repair Shops and Related Services, Not Elsewhere Classified, including but not limited to bicycles, guns, pistols, typewriters, automatic sprinklers and sprinkler systems, refrigerators, clothing repair and alterations, stoves, washing machines, small appliances, sharpen tools, lawnmowers. <u>Not to include Automobile repair.</u></u>	~~0.002916~~ <u>0.00292</u>
~~811311~~	~~339.2~~	~~Repair shops—Electric motors and dynamos~~	~~0.002986~~
811421	~~339.1~~	<u>Repair Shops—~~Furniture~~ <u>Old furniture repair and refinishing</u></u>	~~0.003218~~ <u>0.00292</u>
722110	~~340.1~~	<u>Restaurants – Fast Food – ~~Eating places, not elsewhere classified (see Code 156.1).~~ Board of health permit required before license can be issued.</u>	~~0.003109~~ <u>0.00311</u>
722111	~~340~~	<u>Restaurants, ~~cafes, lunch and soda fountains.~~ – <u>All restaurants not fast food – Board of health permit required before license can be issued.</u></u>	~~0.003109~~ <u>0.00311</u>
~~453994~~	~~149.0R~~	<u>Retail</u>	~~0.0026~~
~~445211~~	~~326.0R~~	<u>Retail</u>	~~0.00127~~
453991	~~388.0R~~	<u>Retail – Cigar Stores and Stands</u>	~~0.002087~~ <u>0.00209</u>
451110	~~368.0R~~	<u>Retail – Sporting Goods Stores and Bicycle Shops, retail</u>	~~0.002134~~ <u>0.00209</u>
~~423910~~	~~368.0W~~	<u>(Sporting and recreational goods and supplies, wholesale)</u>	~~0.001675~~

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453313	~~28~~	Retail – Antique, oriental goods, wares or merchandise	~~0.002881~~ <u>0.00209</u>
448150	~~117.1D~~	Retail – Apparel and Accessory Stores, ~~not elsewhere classified~~	~~0.002382~~ <u>0.00209</u>
441310	~~38.0R~~	Retail – Automobile Accessories, batteries, parts, supplies and/or tires— <u>Retail</u>	~~0.002126~~ <u>0.00209</u>
441120	~~39.0U~~	Retail – Automobile Dealers, used only	~~0.001427~~ <u>0.00209</u>
441110	39	Retail – Automobile Dealer (new and used) whether owned by the dealer or not, except dealers in motorcycles.	<u>0.00079</u> <u>0.00209</u>
445291	~~50.0R~~	~~Retail – Bakery—Retail~~ (baking and selling). Board of health permit required before license can be issued.	~~0.003054~~ <u>0.00209</u>
451211	~~74.0R~~	~~Retail – Book Stores—Retail~~	~~0.002298~~ <u>0.00209</u>
444190	~~86.0R~~	Retail – Building Materials and Supplies—Retail (lumber, ~~hardware, garden supply, paint, glass, etc.~~ and other building materials dealers) ~~for fence installation, see Code 169.1~~	~~0.001764~~ <u>0.00209</u>
~~444191~~	~~86.1~~	~~Retail – Building materials (hardware, garden supply, paint, glass, etc.)~~	~~0.001908~~
452111	~~143.1~~	Retail – Department Stores	<u>0.00227</u> <u>0.00209</u>
446110	~~154.0R~~	~~Retail – Drugs—Retail~~	~~0.002059~~ <u>0.00209</u>
443111	~~160.0R~~	Retail – Electrical and/or Gas Appliances and/or supplies—Retail	~~0.00201~~ <u>0.00209</u>
443112	~~160.1~~	Retail – Electronic Equipment and supply	~~0.001908~~ <u>0.00209</u>
451112	316	Retail – Firearms ~~Pistols—Retail~~ (sold subject to Title 13A-11-79, Code of Alabama, 1975)	~~0.002134~~ <u>0.00209</u>
442110	~~188.0R~~	~~Retail – Furniture—Retail~~	~~0.002395~~ <u>0.00209</u>
447110	~~194~~	Retail – Gasoline. Retail dealers in, and agents for, the sale of gasoline. This license in addition to all other licenses required.	<u>0.00105</u> <u>0.00209</u>
453220	~~201.0R~~	~~Retail – Gift shop—Retail~~	~~0.00269~~ <u>0.00209</u>
445110	~~204.0R~~	~~Retail – Groceries—Retail~~	~~0.00127~~ <u>0.00209</u>
451120	~~390.0R~~	Retail – Hobby, toy and game shops, ~~retail~~	~~0.002429~~ <u>0.00209</u>

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722213	217	~~Retail – Ice Cream~~ <u>—Retail Shop or Store</u>	~~0.002224~~ <u>0.00311</u>
453992	~~218.0R~~	~~Retail – Ice Dealer~~ <u>—Retail</u>	~~0.001454~~ <u>0.00209</u>
~~444188~~	219.1	~~Retail – Industrial machinery and equipment~~	0.001798
~~444189~~	219.2	~~Retail – Industrial supplies~~	0.001736
448310	~~224.0R~~	~~Retail – Jewelry~~ <u>—Retail</u>	~~0.002965~~ <u>0.00209</u>
453311	~~227.0R~~	~~Retail – Junk Shops/Yards and Dealers~~ <u>—Retail</u>	~~0.002519~~ <u>0.00209</u>
445222	~~351.0R~~	~~Retail – Meat and Fish (seafood) Markets~~	~~0.001517~~ <u>0.00209</u>
445210	~~252.1~~	~~Retail – Meats, fresh~~ <u>—Retail. Board of health permit required before license can be issued.</u>	~~0.001517~~ <u>0.00209</u>
452990	200.6	~~Retail – Miscellaneous General Merchandise sales store~~	~~0.002024~~ <u>0.00209</u>
453997	~~267.0R~~	~~Retail – Monuments, Tombstones, Statuary~~	~~0.002519~~ <u>0.00209</u>
441222	~~268.0R~~	~~Retail – Motor Boats (engines, inboard or outboard), hulls, supplies (new or used)~~ <u>—Retail</u>	~~0.001715~~ <u>0.00209</u>
441221	~~269.0R~~	~~Retail – Motorcycles and Motor Bikes, motor scooters and supplies~~ <u>—Retail</u>	~~0.001476~~ <u>0.00209</u>
~~447190~~	~~288.0R~~	~~Oil grease~~ <u>—Retail</u>	0.001736
453910	308	~~Retail – Pet Shops~~	~~0.002368~~ <u>0.00209</u>
444195	~~327.0R~~	~~Retail – Prefabricated House~~	~~0.001908~~ <u>0.00209</u>
445230	~~330.0R~~	~~Retail – Produce and Fruit dealers, stores and vegetable markets~~ <u>—Retail</u>	~~0.001675~~ <u>0.00209</u>
~~454386~~	~~330.0A~~	~~(a) Watermelons or cantaloupes only, per truck~~	~~\$50.00~~
441210	~~393.0B~~	~~Retail – Recreational and Utility Trailer Dealers~~	~~0.001399~~ <u>0.00209</u>
448210	~~355.0R~~	~~Retail – Shoe Stores~~ <u>—Retail</u>	~~0.002464~~ <u>0.00209</u>
~~448311~~	~~364.0R~~	~~Retail (including jewelry stores)~~	~~0.002965~~
~~441410~~	~~341.6~~	~~Retail Aeronautical Equipment and Supply~~	~~0.001908~~

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444193	239.0R	Retail lumber dealers or lumber yards (lumber, building materials) — As used herein, the term “retail lumber dealer” is defined as a person, firm, or corporation engaged in the business of selling lumber and lumber products in retail quantities, direct to consumers or contractors.	0.001764
	341.3	Retail sales. The term retail sale or sale at retail wherever used in any section or subsection of this Code is defined as any and all sales not covered by the term “wholesale sale” as defined in this Code.	
453998	341.5	Retail Trade <u>Not Elsewhere Classified</u>	0.001908 0.00209
423810	342	Road, construction and mining machinery and equipment	0.001694
454394	343	Rolling stores. No rolling store shall stop in front of any place of business. Provided, this license only includes general merchandise. Any other goods sold subject to additional license as per schedule.	0.002024
238160	344.5	Roofing and/or sheet metal contractor. Verification of bond, required by inspection services, necessary, and must be certified under Code 34-31-18.	0.002216
424121	345	Rubber stamps or stencils. Manufacture or dealer.	0.002154
314914	346	Sail maker (awnings)	0.002566
212321	348.1	Sand and Gravel Mining	0.002003 0.00253
454385	348.0R	Sand and gravel — Retail	0.001764
423321	348.0W	Sand and gravel — Wholesale	0.001668
238993	347	Sandblasting, cleaning buildings by	0.002422
517410	348.5	Satellite Dish/ <u>Equipment</u> Dealers	0.002087 0.00426
321113	349	Saw mills (lumber) (see Code 239.0M)	0.002114
611511	53.5	School — Barber / Cosmetology schools See also City Code Ch 8, Article II	0.003514 0.00385
611610	136	School — Dancing schools - (a) Persons, firms, or corporations engaged in the business or profession of teaching dancing. (b) Where school children only are taught in private dancing schools, during those months of the year that correspond to the regular	0.004591 0.00385

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		school terms, same as schools. This item shall not apply to dancing schools operated by the state, county or city public schools or any regularly organized schools or colleges where the teaching of dancing is a minor part of the curriculum.	
611692	~~453.2~~	School – Driving school. Each person, firm or corporation engaged in the business of teaching the operation of motor vehicles of every kind and character to others. This license shall not apply to driving schools or persons teaching driving in connection with the curriculum of any public school.	~~0.002834~~ <u>0.00385</u>
611519	~~350.0D~~	School – Unclassified – Schools and educational services, not otherwise specified. This license shall not apply to schools operated by the state, county, city or to public schools, or to church operated schools.	~~0.003437~~ <u>0.00385</u>
	~~350~~	~~School. Each person, firm or corporation conducting a school (not otherwise specified) as a business shall pay a license for the privilege of engaging in such business.~~	
	~~351~~	~~Seafoods~~	
561620	~~351.3~~	Security System—Equipment sales and installation maintenance, and/or repair - <u>State Board License Required – alarm systems, closed circuit television systems (CCTV), electronic access control systems, locksmithing, and/or alarm monitoring by means of selling, installing, maintaining, or repairing.</u>	~~0.002464~~ <u>0.00290</u>
561614	~~351.2~~	~~Security systems—Personnel and equipment.~~	~~0.002464~~
561621	~~351.4~~	Security Systems—Personnel and Monitoring - <u>State Board License Required (for personnel see Guard Service).</u>	~~0.002464~~ <u>0.00290</u>
~~444222~~	~~352.0R~~	~~Seeds—Retail~~	~~0.002168~~
~~424910~~	~~352.0W~~	~~Seeds—Wholesale~~	~~0.001276~~
562991	~~352.2~~	Septic Tanks. Cleaning service.	~~0.002916~~ <u>0.00264</u>
~~443114~~	~~354.0R~~	~~Sewing machines—Retail~~	~~0.002546~~
~~423622~~	~~354.0W~~	~~Sewing machines—Wholesale~~	~~0.001722~~

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811431	357	Shoe repair order branch	0.003911
713998	358	Shooting Galleries <u>and Places</u>	0.003658 0.00366
711190	360	Side Shows or Exhibitions of paintings, pictures, freaks, curiosities, museum of anatomy, etc.	0.003658 0.00431
	362	Sightseeing vehicle	
541890	363	Sign Painting. Repairing, Erecting, sign repairing and show card writing not including poster, billboard, neon or electrical sign, or decorative painting.	0.002456 0.00290
541850	6.0B	~~Signs – For repairing, removing for repairs of any kind, painting or repairing, assembling, erecting, maintaining, selling, offering to sell, leasing or sub-leasing, to others, neon or electrical signs.~~	0.001798 0.00290
	364	Silverware—Retail and wholesale	
624190	365.1	Social services – <u>Social/Leisure Serv/Care (other than Child Care)</u>	0.003019 0.00302
722216	366	Soda fountain. Where meals served, subject to board of health.	0.003109
722332	367.0R	Soda water—Retail	0.00127
424493	367.0W	Soda water—Wholesale	0.001558
321912	415.0B	Softwood veneer and plywood	0.000692
238351	125.1A	Sp. Trd. Con. Cabinets/finishing	0.002323
238352	125.1B	Sp. Trd. Con. Carpenter	0.002323
238996	125.1C	Sp. Trd. Con. Concrete/sidewalk	0.002323
238332	125.1F	Sp. Trd. Con. Flooring or carpet	0.002323
238911	125.1G	Sp. Trd. Con. Foundation/excavat.	0.002323
238130	125.1H	Sp. Trd. Con. Framing or framing	0.002323
238151	125.1I	Sp. Trd. Con. Glass/mirror/glazing	0.002323

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238313	125.1J	Sp. Trd. Con. Insulation installer	0.002323
238998	125.1M	Sp. Trd. Con. Misc. special trade	0.002323
541892	125.1N	Sp. Trd. Con. Painter/signs/paint	0.002323
238997	125.1O	Sp. Trd. Con. Paving—All types	0.002323
332322	125.1T	Sp. Trd. Con. Sheetmetal/mechanic	0.002323
238312	125.1S	Sp. Trd. Con. Sheetrock/drywall	0.002323
238170	125.1U	Sp. Trd. Con. Siding installation	0.002323
238341	125.1W	Sp. Trd. Con. Tile/stone/brick	0.002323
238353	125.1X	Sp. Trd. Con. Windows or sunrooms	0.002323
	367.5	Special events (one or more times). In no event shall a special event license be in effect for more than two weeks. This license code category is to cover events at the Mobile Convention Center, Mobile Civic Center, Bel Air Mall, Springdale Mall, circuses, fairs and any other event of less than two weeks duration.	
711325	367.5F	<u>Special Event</u> – All others (including tax deposit of \$250.00)	\$500.00
711326	367.5G	<u>Special Event</u> – Licensed Retail Merchants— Temporary location for special event. (Provided, however, that regularly licensed businesses selling at a temporary location within the city or its police jurisdiction, for no more than five (5) days, and no more than twice annually, may do so without payment of an additional license).	0.00
711324	367.5E	<u>Special Event</u> – Mall Promoted special events	\$500.00
711320	373	<u>Special Event</u> – Street Fairs or Carnival shows. Subject to police regulation.	0.003658 0.00431
711319	367.5A	<u>Special Event</u> – Amusement and Entertainment Promoters license (single event) – Special events (one or more times). In no event shall a special event license be in effect for more than two weeks. This license code category is to cover events at the Mobile Convention Center, Mobile Civic Center, Bel Air Mall, Springdale Mall, circuses, fairs and any other	\$500.00

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		<u>event of less than two weeks duration.</u> Provided that no circus or circuses shall be issued a license in any year to hold a performance within thirty days prior to the date for the holding of the Greater Gulf State Fair, Inc. in Mobile County. Mechanical rides, other than amusement devices operated by depositing a coin in a slot: Note: Promoter shall be responsible for collecting all fees listed under 367.5D and remitting them to the city prior to the special event. Gross receipts tax required (~~four~~ <u>five</u> percent city – one percent county if held within city limits; two- <u>point five</u> percent city – one percent county if held within the police jurisdiction.) The promoter will be provided with a “special events gross receipts tax form”. Gross receipts tax will be due and payable at the conclusion of the event and any promoter failing to follow these procedures shall be penalized and fined. Equipment cost, per week Proof of inspection of rides from a registered engineer within the prior year. Proof of \$1,000,000.00 liability insurance issued by company qualified to do business in the state and issued by a state agent with city named as loss payee.	\$300.00
711321	~~367.5B~~	<u>Special Event - General Merchandise sales promoters license (single event)</u> Gross receipts tax required (~~Four~~ <u>Five</u> percent city – ~~one percent county~~ if held within city limits; two <u>point five</u> percent city – ~~one percent county~~ if held within the police jurisdiction of the city.) Prior to the event, the promoter is required to inform all participating vendors about the city’s gross receipts tax requirements, and to provide them with a “special events gross receipts tax form.” At the conclusion of the event or as vendors conclude their participation in the event, the promoter is required to collect from each vendor the properly completed “special events gross receipts tax form” and the taxes due as reported thereon. The promoter is further required to make sure that each “special events gross receipts tax form” contains the vendor’s name, address, telephone number, total sales volume and tax due and paid. The promoter is also required within ten days following the event to forward the completed reports and the taxes due from all	\$250.00

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		vendors who participated in the event to the City of Mobile Revenue Department, 205 Government Street, P.O. Box 3065, Mobile, Alabama 36601. Any promoter failing to follow these procedures shall be penalized and fined \$250.00. Special Event – General Merchandise sales Promoters who sponsor more than one “special event” during the year. Annual business license. Gross receipts tax required (~~Four~~ <u>Five</u> percent city – ~~one percent county~~ if held within city limits; two-point five percent city – ~~one percent county~~ if held within the police jurisdiction of the city.) Prior to the event, the promoter is required to inform all participating vendors about the city’s gross receipts tax requirements, and to provide them with a “special events gross receipts tax form.” At the conclusion of the event or as vendors conclude their participation in the event, the promoter is required to collect from each vendor the properly completed “special events gross receipts tax form” and the taxes due as reported thereon. The promoter is further required to make sure that each “special events gross receipts tax form” contains the vendor’s name, address, telephone number, total sales volume and tax due and paid. The promoter is also required within ten days following the event to forward the completed reports and the taxes due from all vendors who participated in the event to the City of Mobile Revenue Department, 205 Government Street, P.O. Box 3065, Mobile, Alabama 36601. Any promoter failing to follow these procedures shall be penalized and fined \$250.00.	~~0.002413~~ <u>0.00431</u>
711322	~~367.50~~	<u>Special Event</u> – Commercially Promoted special events – Promoters of special events shall obtain a business license and post a tax bond with the city revenue department according to the following schedule. Vendors shall not be required to obtain a separate business license but shall, jointly with the promoter, be responsible for paying all taxes due from the sale of any tangible personal property. In no event shall a special event license be in effect for more than two weeks. Not later than thirty days prior to each event, the promoter shall provide the revenue department with such information as may be required by the	

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		department concerning the vendors that will participate in the event. Promoters shall distribute tax forms to all vendors prior to the event and shall be responsible for collecting all completed tax forms, and the taxes shown to be due thereon, from each vendor. Not later than ten days after the conclusion of the event, the promoter shall transmit all tax forms and shall pay all taxes due to the revenue department. If the promoter shall fail to file any tax form required by this section, or if the promoter shall fail to pay the amount shown to be due thereon, then the promoter shall forfeit the entire tax bond, and shall be punished in accordance with section 34-58 of the City Code. Tax bonds will not be required if the special event does not involve the sale of tangible personal property as defined in § 34-23 of this Code. Bond Required Promoter (Number of Vendor Booths) 1-25 5,000.00 26-75 5,000.00 76-125 10,000.00 Over 125 10,000.00	
711327	~~367.5H~~	Special Events - ~~Events~~ conducted by Civic or Charitable Organizations – Special events conducted not more than once a year by a civic or charitable organization which, for purposes of this license, is defined as an organization or nonprofit corporation which utilizes the proceeds of the event for a benevolent, educational, philanthropic, humanitarian, scientific, artistic, patriotic or other eleemosynary purpose.	\$25.00
	368	~~Sporting goods~~	

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<u>561329</u>		<u>Staff - Wait / Bartending – Providing staff to serve guests.</u>	<u>0.00285</u>
~~541490~~	~~369~~	~~Stage scenery—Manufacturer. To include curtains, drops, drapes, floats, etc.~~	~~0.002484~~
~~424122~~	~~370.0W~~	~~Stationery supplies—Wholesale~~	~~0.002126~~
~~453210~~	~~370.0R~~	~~Stationery—Retail~~	~~0.00234~~
~~453996~~	~~372.0R~~	~~Store fixtures—Retail~~	~~0.00234~~
~~423440~~	~~372.0W~~	~~Store fixtures—Wholesale~~	~~0.002244~~
~~424821~~	~~373.7~~	~~Table wine and beer—Wholesale~~	~~\$375.00~~
~~445314~~	~~373.5~~	~~Table wine—Retail—Required to apply to alcoholic beverage control board and approval of city council before license can be issued.~~	~~\$75.00~~
~~424820~~	~~373.6~~	~~Table wine—Wholesale~~	~~\$275.00~~
~~315223~~	~~374~~	~~Tailors , Alterations, Sewing~~	~~0.002382~~ ~~0.00235~~
~~812197~~	~~375~~	~~Tattooing or Tattooing Parlors – Board of Health Inspection required)~~	~~0.003911~~ ~~0.0040~~
		~~Taxi cab drivers:~~	
	~~377~~	~~Taxi cabs/limousines (as defined in chapter 59, Mobile City Code)~~	
~~517213~~	~~380.0E~~	~~Telecom Commercial Mobile Radio Services~~	~~0.003581~~ ~~0.00426~~
~~517310~~	~~380.0D~~	~~Telecom Services – Reseller of Telecommunications Services~~	~~0.004263~~ ~~0.00426~~
~~517311~~	~~379~~	~~Telegraph Companies, state controlled~~	~~\$750.00~~
	~~380~~	~~Telephone companies, state controlled~~	
~~541872~~	~~381~~	~~Telephone directories, soliciting advertising~~	~~0.002368~~
~~517110~~	~~380.0A~~	~~Telephone Local Exchange license, state controlled~~	~~\$12,000.00~~
~~517111~~	~~380.0B~~	~~Telephone Long Distance exchange license, state controlled~~	~~\$3,000.00~~

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	393	Trailers, automobile, house or truck	
532120	394	Trailers, automobile—Luggage or freight, for hire	0.001866
454392		Transient Merchants: All persons engaged in selling goods, wares, merchandise or services to any purchaser other than registered licensed merchants dealing in that particular line of goods offered by said persons, shall be required before selling or offering to sell such articles to obtain a license in the amount of \$500.00. In addition, \$150.00 tax deposit to be paid when the license is purchased. This license shall also apply to such persons that stop in hotels or motels or rent rooms at other places to display their goods and services and sell same to the general public by samples, or take orders for shirts, clothing or articles of similar or dissimilar character. The following conditions apply: (0) Each license issued is valid only for up to seven consecutive days. (0) Without prior written city approval, this license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any city property or within the city's rights-of-way. (0) Licensee must comply all with city zoning regulations as well as any other applicable city, state, and federal regulations. (0) This license does not authorize a person or business to engage in any house-to-house activity or solicitate at private residences. (5) Written authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee.	\$500.00

MINUTES OF NOVEMBER 14, 2023

		The licensee must possess and be able to produce said written authorization at all times while conducting any activity on any property not owned by the licensee. Exception: This license is not valid for any activity within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop for the 30-day period prior to and including Mardi Gras Day.	
561520	~~399.5~~	Travel <u>Agency/Bureau</u>	~~0.002608~~ <u>0.00285</u>
561510	401	~~Tree pruning and tree surgery. Must have state license first (Code 2 – 28-1).~~	~~0.003102~~
561731	401.0A	Tree Trimmer—Pruning ~~only~~ (no state license required first)	~~0.002909~~ <u>0.00291</u>
484230	403	Truck Depots. Motor propelled common carriers or motor propelled contract carriers or contract carriers maintaining depots, stations or terminal facilities in the city for the handling of freight and for which no other license is required by the ordinance of the city. For each such carrier maintaining a depot, station or terminal facility as above provided, based on the average number of motor vehicle trucks handled, serviced, kept, loaded or unloaded per day herein for each truck, \$25.00. (In view of Code of Ala. § 37-3-33 no such carrier should be required to pay a license tax for any one year in excess of \$300.00.)	\$300.00 <u>plus</u> <u>25.00 ea truck</u>
~~484113~~	~~396.1~~	~~Trucking Transfer – Local trucking with storage~~	~~0.002498~~
~~484122~~	~~397~~	~~Trucking Transfer companies, trucking except local~~	~~0.001975~~
~~484111~~	~~396~~	~~Trucking Transfer companies – Hauling baggage only~~	~~0.002676~~
484121	~~402.0B~~	Trucking, except local (Long Hauling)	~~0.001975~~ <u>0.00268</u>
484110	402.0A	Trucking, local – ~~Without storage~~	~~0.002676~~ <u>0.00268</u>
	402	~~Trucks – Hauling freight~~	
~~448321~~	405.0R	~~Trunks and/or luggage – Retail~~	~~0.002698~~

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423997	405.0W	Trunks and/or luggage—Wholesale	0.001873
325195	406	Turpentine reduction plant	0.001915
453213	407.0R	Typewriters and supplies—Retail	0.002368
423423	407.0W	Typewriters and supplies—Wholesale	0.002244
812210	408	Undertakers/Funeral Directors. And in addition, where caskets, shrouds, or other merchandise are sold a merchants-retail license shall also be purchased, based upon the receipts from the sale of such merchandise.	0.004303
453989	409	~~United States government surplus goods (Army Navy stores) (surplus stores, retail)~~	0.002024
	410	Upholsterers, furniture and automobile	
811123	410.0B	Upholstery repair, automobile including vinyl automobile top installation, replacement or repair	0.002896
484112	411	Use of Streets, etc. Each person, firm, corporation, association or company who uses the streets, avenues, alleys or public roads of the city for unloading, distributing, disposing of, or delivering of goods, wares, produce or merchandise of any kind which said goods, wares, produce or merchandise was transported from a point without the city to a point within the city, shall pay a license equal to, but not in excess of the license paid for like volume by local licensees engaged in the same business.	0.002676 <u>0.00268</u>
453310	~~410.1~~	Used Merchandise Stores	~~0.002881~~ <u>0.00209</u>
452994	~~410.2~~	Variety Stores	~~0.002114~~ <u>0.00209</u>
332999	412	Vaults	0.002347
485321	413	~~Vehicles (same as trucks). Motor, carrying goods or merchandise and/or dirt, clay, sand, soil or other building materials for hire or reward.~~	0.002676
454210	414	Vending – machines. Vending matches, gum, candy, postage stamps, cigarettes, popcorn, peanuts, or other articles, electric pianos, or for looking at pictures, soft drinks, weighing machines, soap, and other items, not otherwise specified (including vending machines vending	0.002024 <u>0.00238</u>

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		merchandise in industrial plants or on private property for use by employees) shall pay license on overall business.	
		And in addition thereto for each machine operated that is dispensing, per annum, there shall be affixed a city decal:	
454216	~~414.V~~	~~Vending – Decal City account with~~ Machines in city, per machine	\$10.00
454213	~~414.CV~~	~~Vending – Decal City account with~~ Machines in PJ, per machine	\$5.00
454215	~~414.PV~~	~~PJ account with machines in city, per machine~~	~~\$10.00~~
454211	~~414.OJ~~	~~Vending – Juke Boxes (City) – Decal City account with~~ machines in city, per machine	\$25.00
454212	~~414.CJ~~	~~Vending – Juke Boxes (PJ) – Decal City account with~~ machines in PJ, per machine	\$12.50
	~~415~~	~~Veneering plants, manufacture~~	
	~~416~~	~~Venetian blinds~~	
321919	~~416.OM~~	~~Venetian blinds and shades, manufacture~~	~~0.002017~~
~~443116~~	~~417.1~~	~~Video equipment sales, service and installation~~	~~0.001908~~
624310	417.5	Vocations and Services, Not Otherwise Specified: Every person, and each member of a firm or partnership and each partnership, and each corporation engaged in any vocation or service shall pay a license based on his or its gross annual receipts as provided.	~~0.002896~~ <u>0.00302</u>
	~~418~~	~~Warehouses~~	
493120	~~421~~	~~Warehousing – Cold Storage. Supplying cold storage for hire.~~	~~0.002285~~ <u>0.00281</u>
493112	~~371~~	~~Warehousing – Storage of goods or merchandise~~	~~0.002814~~
493110	~~418.0A~~	Warehousing and Storage General	~~0.002814~~ <u>0.00281</u>
493111	~~418.0B~~	Warehousing and Storage Household	~~0.004124~~ <u>0.00281</u>

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561623	419	Watchman service	0.002464
445295	420	Water dealers. Including sale of water to vessels or water craft. (Water, mineral—Retail)	0.002141
483211	421	Water transportation service, not elsewhere classified	0.002407
	422	Welding	
811310	339	Repair shops—Welding	0.003054 0.00300
811314	422.0A	Welding shops, except automobiles	0.003054
811315	422.0B	Welding, automobiles	0.002896
444194	292.0R	When sold by producers—Retail	0.001764
423993	292.0W	When sold by producers—Wholesale. See Code 169.1, Fence company installers not elsewhere classified (other than ornamental iron)	0.001668
423311	327.0W	Wholesale	0.001873
423941	364.0W	Wholesale	0.001873
423120	38.0W	Wholesale — Automobile Accessories, batteries, parts, supplies and/or tires—Wholesale	0.002017 0.00215
423112	39.0W	Wholesale — Automobile Dealers, wholesale	0.001194 0.00215
424490	50.0W	Wholesale — Bakery—Wholesale. Board of health permit required before license can be issued.	0.003054 0.00215
423390	86.0W	Wholesale — Building Materials and Supplies—Wholesale (construction materials not otherwise classified)	0.001668 0.00215
423450	142	Wholesale — Dental Supplies	0.002017 0.00215
424210	154.0W	Wholesale — Drugs—Wholesale	0.001901 0.00215
423620	160.0W	Wholesale — Electrical and/or Gas Appliances and/or supplies—Wholesale	0.001454 0.00215
424421	351.0W	Wholesale — Fish and Seafoods—Wholesale	0.00107 0.00215
423210	188.0W	Wholesale — Furniture—Wholesale	0.001866 0.00215

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424720	~~195~~	Wholesale – Gasoline – ~~Wholesale~~ . Each person engaged in the business of selling gasoline and/or other petroleum products at wholesale and for delivering gasoline within the city and/or its police jurisdiction shall pay an annual license on gross sales from the preceding year. In addition to this license, there is a monthly license tax of four (4) cents per gallon charged in the city limits and two (2) cents per gallon charged in the police jurisdiction.	~~0.000762~~ <u>0.00215</u>
424410	~~205.0W~~	<u>Wholesale – Groceries</u> — ~~Wholesale~~	~~0.000934~~ <u>0.00215</u>
423931	~~227.0W~~	<u>Wholesale – Junk shops / Yards and Dealers</u> — ~~Wholesale~~ . Provided, that persons dealing in, purchasing or disposing of old castings and metals of any kind, wastepaper, rags and like materials, are hereby declared to be keepers of junk shops and subject to the requirements herein set forth.	~~0.001838~~ <u>0.00215</u>
		~~Wholesale – Lumber~~ — ~~Wholesale~~	
423860	~~268.0W~~	<u>Wholesale – Motor Boats (engines, inboard or outboard), hulls, supplies (new or used)</u> — ~~Wholesale~~	~~0.001675~~ <u>0.00215</u>
423110	~~269.0W~~	<u>Wholesale – Motorcycles and Motor Bikes, motor scooters and supplies</u> — ~~Wholesale~~	~~0.001194~~ <u>0.00215</u>
424711	~~284.0W~~	<u>Wholesale – Oil Dealers (crude or fuel oil exclusively)</u> — ~~Wholesale~~	~~0.002045~~ <u>0.00215</u>
423720	~~323.0W~~	<u>Wholesale – Plumbing Fixtures and Supplies</u> — ~~Wholesale~~	~~0.00175~~ <u>0.00215</u>
424481	~~330.0W~~	<u>Wholesale – Produce and Fruit Dealers</u> — ~~Wholesale~~	~~0.001124~~ <u>0.00215</u>
424940	~~388.0W~~	<u>Wholesale – Retail Tobacco and Tobacco Products</u> — ~~Wholesale~~	~~0.000707~~ <u>0.00215</u>
424912	~~149.0W~~	<u>Wholesale (W)</u>	~~0.001846~~
423991	~~267.0W~~	<u>Wholesale a</u>	~~0.002347~~
327991	~~267.0A~~	<u>Wholesale b (a) Any person, firm or corporation not located within the corporate limits of the city or its police jurisdiction, soliciting or doing business in this line either directly or through an unauthorized or unlicensed agent, in addition to the license above required, the sum of \$300.00. (Adopted 9-29-59)</u>	
423310	~~239.0W~~	<u>Wholesale dealer in lumber (lumber, plywood, millwork)</u> — ~~As used herein, the term “wholesale dealer in lumber” is defined as a person, firm or corporation who buys and sells lumber in wholesale~~	~~0.001248~~

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517510	~~94.5~~	Television – Cable Television Companies and comparable services – <u>See also Ch. 11.5 of the City Code.</u>	~~0.003005~~ <u>0.00426</u>
515120	~~381.1~~	Television Broadcasting Stations. Provided, however, this license shall not apply to that portion of the business that may be in interstate or foreign commerce or to business done with the government of the United States.	~~0.003088~~ <u>0.00309</u>
561320	~~162.0A~~	Temporary help <u>to</u> supply services	~~0.001715~~ <u>0.00172</u>
	~~382~~	~~Termites. Same as exterminators, Code 166.~~	
~~541380~~	~~383~~	~~Testing laboratories, whether laboratory is maintained in city or not.~~	~~0.003012~~
711130	385	Theatrical, Musical Performances, Athletic Contests or Exhibitions or Entertainment not otherwise specified, (except when entire proceeds are designated for, and donated to, recognized charities, approved by the council).	0.00431
238226	387	Tin Shops. Persons operating tin shops and doing no contracting for tin or sheet metal work of any description, and who are not required to take out contractor's license.	~~0.002176~~ 0.00250
541191	1	<u>Title Company – Abstract of title companies (title abstract offices)</u>	0.00571
~~524127~~	~~2~~	~~Title Insurance – Abstract of title (title insurance)~~	~~0.002861~~
	388	Tobacco, retail and wholesale	
~~721111~~	~~389~~	~~Tourist courts, homes, motels. (In addition to this license, there is a license tax based on gross receipts from the rental of rooms, and this license in no way affects the liability for the purchase of that license.) This license does not include the license for restaurants and other secondary businesses operated in connection with the renting of rooms. (Adopted 9-29-59). Board of health permit required before license can be issued.~~	~~0.003883~~
	390	Toy dealers, retail and wholesale	
423920	390.0W	Toys, hobby goods and supplies, wholesale	0.001866
541873	391	Trading stamps. See Code 131, coupons	0.002456

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	393	Trailers, automobile, house or truck	
532120	394	Trailers, automobile — Luggage or freight, for hire	0.001866
454392		Transient Merchants: All persons engaged in selling goods, wares, merchandise or services to any purchaser other than registered licensed merchants dealing in that particular line of goods offered by said persons, shall be required before selling or offering to sell such articles to obtain a license in the amount of \$500.00. In addition, \$150.00 tax deposit to be paid when the license is purchased. This license shall also apply to such persons that stop in hotels or motels or rent rooms at other places to display their goods and services and sell same to the general public by samples, or take orders for shirts, clothing or articles of similar or dissimilar character. The following conditions apply: (0) Each license issued is valid only for up to seven consecutive days. (0) Without prior written city approval, this license does not permit the placement of any stand, booth, table, display, tent, vehicle, trailer, or any other structure whatsoever on any city property or within the city's rights-of-way. (0) Licensee must comply all with city zoning regulations as well as any other applicable city, state, and federal regulations. (0) This license does not authorize a person or business to engage in any house-to-house activity or solicitate at private residences. (5) Written authorization from the property owner or another person who is legally authorized to grant authorization is required prior to conducting any activity on any property not owned by the licensee.	\$500.00

MINUTES OF NOVEMBER 14, 2023

		The licensee must possess and be able to produce said written authorization at all times while conducting any activity on any property not owned by the licensee. Exception: This license is not valid for any activity within the Hank Aaron Loop or for any area extending 500 feet from the boundaries of the Hank Aaron Loop for the 30-day period prior to and including Mardi Gras Day.	
561520	~~399.5~~	Travel <u>Agency/Bureau</u>	~~0.002608~~ <u>0.00285</u>
561510	~~401~~	~~Tree pruning and tree surgery. Must have state license first (Code 2-28-1).~~	~~0.003102~~
561731	~~401.0A~~	Tree Trimmer—Pruning ~~only (no state license required first)~~	~~0.002909~~ <u>0.00291</u>
484230	~~403~~	Truck Depots. Motor propelled common carriers or motor propelled contract carriers or contract carriers maintaining depots, stations or terminal facilities in the city for the handling of freight and for which no other license is required by the ordinance of the city. For each such carrier maintaining a depot, station or terminal facility as above provided, based on the average number of motor vehicle trucks handled, serviced, kept, loaded or unloaded per day herein for each truck, \$25.00. (In view of Code of Ala. § 37-3-33 no such carrier should be required to pay a license tax for any one year in excess of \$300.00.)	\$300.00 <u>plus</u> <u>25.00 ea truck</u>
~~484113~~	~~396.1~~	~~Trucking Transfer—Local trucking with storage~~	~~0.002498~~
~~484122~~	~~397~~	~~Trucking Transfer companies, trucking except local~~	~~0.001975~~
~~484111~~	~~396~~	~~Trucking Transfer companies—Hauling baggage only~~	~~0.002676~~
484121	~~402.0B~~	Trucking, except local (Long Hauling)	~~0.001975~~ <u>0.00268</u>
484110	~~402.0A~~	Trucking, local— ~~Without storage~~	~~0.002676~~ <u>0.00268</u>
	~~402~~	~~Trucks—Hauling freight~~	
~~448321~~	~~405.0R~~	~~Trunks and/or luggage—Retail~~	~~0.002698~~

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423997	405.0W	Trunks and/or luggage—Wholesale	0.001873
325195	406	Turpentine reduction plant	0.001915
453213	407.0R	Typewriters and supplies—Retail	0.002368
423423	407.0W	Typewriters and supplies—Wholesale	0.002244
812210	408	Undertakers/Funeral Directors. And in addition, where caskets, shrouds, or other merchandise are sold a merchants-retail license shall also be purchased, based upon the receipts from the sale of such merchandise.	0.004303
453989	409	~~United States government surplus goods (Army Navy stores) (surplus stores, retail)~~	0.002024
	410	Upholsterers, furniture and automobile	
811123	410.0B	~~Upholstery repair, automobile including vinyl automobile top installation, replacement or repair~~	0.002896
484112	411	Use of Streets, etc. Each person, firm, corporation, association or company who uses the streets, avenues, alleys or public roads of the city for unloading, distributing, disposing of, or delivering of goods, wares, produce or merchandise of any kind which said goods, wares, produce or merchandise was transported from a point without the city to a point within the city, shall pay a license equal to, but not in excess of the license paid for like volume by local licensees engaged in the same business.	0.002676 0.00268
453310	410.1	Used Merchandise Stores	0.002881 0.00209
452994	410.2	Variety Stores	0.002114 0.00209
332999	412	~~Vaults~~	0.002347
485321	413	~~Vehicles (same as trucks). Motor, carrying goods or merchandise and/or dirt, clay, sand, soil or other building materials for hire or reward.~~	0.002676
454210	414	Vending ~~machines~~ . Vending matches, gum, candy, postage stamps, cigarettes, popcorn, peanuts, or other articles, electric pianos, or for looking at pictures, soft drinks, weighing machines, soap, and other items, not otherwise specified (including vending machines vending	0.002024 0.00238

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		merchandise in industrial plants or on private property for use by employees) shall pay license on overall business.	
		And in addition thereto for each machine operated that is dispensing, per annum, there shall be affixed a city decal:	
454216	~~414.V~~	~~Vending – Decal City account with~~ Machines in city, per machine	\$10.00
454213	~~414.CV~~	~~Vending – Decal City account with~~ Machines in PJ, per machine	\$5.00
454215	~~414.PV~~	~~PJ account with machines in city, per machine~~	~~\$10.00~~
454211	~~414.OJ~~	~~Vending – Juke Boxes (City) – Decal City account with~~ machines in city, per machine	\$25.00
454212	~~414.CJ~~	~~Vending – Juke Boxes (PJ) – Decal City account with~~ machines in PJ, per machine	\$12.50
	~~415~~	~~Veneering plants, manufacture~~	
	~~416~~	~~Venetian blinds~~	
321919	~~416.OM~~	~~Venetian blinds and shades, manufacture~~	0.002017
~~443116~~	~~417.1~~	~~Video equipment sales, service and installation~~	0.001908
624310	~~417.5~~	Vocations and Services, Not Otherwise Specified: Every person, and each member of a firm or partnership and each partnership, and each corporation engaged in any vocation or service shall pay a license based on his or its gross annual receipts as provided.	~~0.002896~~ <u>0.00302</u>
	~~418~~	~~Warehouses~~	
493120	~~421~~	~~Warehousing – Cold Storage. Supplying cold storage for hire.~~	~~0.002285~~ <u>0.00281</u>
493112	~~371~~	~~Warehousing – Storage of goods or merchandise~~	0.002814
493110	~~418.0A~~	Warehousing and Storage General	~~0.002814~~ <u>0.00281</u>
493111	~~418.0B~~	Warehousing and Storage Household	~~0.004124~~ <u>0.00281</u>

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561623	419	Watchman service	0.002464
445295	420	Water dealers. Including sale of water to vessels or water craft. (Water, mineral—Retail)	0.002141
483211	421	Water transportation service, not elsewhere classified	0.002407
	422	Welding	
811310	339	Repair shops— Welding	0.003054 <u>0.00300</u>
811314	422.0A	Welding shops, except automobiles	0.003054
811315	422.0B	Welding, automobiles	0.002896
444194	292.0R	When sold by producers—Retail	0.001764
423993	292.0W	When sold by producers—Wholesale. See Code 169.1, Fence company installers not elsewhere classified (other than ornamental iron)	0.001668
423311	327.0W	Wholesale	0.001873
423941	364.0W	Wholesale	0.001873
423120	38.0W	Wholesale — Automobile Accessories, batteries, parts, supplies and/or tires—Wholesale	0.002017 <u>0.00215</u>
423112	39.0W	Wholesale — Automobile Dealers,—wholesale	0.001194 <u>0.00215</u>
424490	50.0W	Wholesale — Bakery—Wholesale. Board of health permit required before license can be issued.	0.003054 <u>0.00215</u>
423390	86.0W	Wholesale — Building Materials and Supplies—Wholesale (construction materials not otherwise classified)	0.001668 <u>0.00215</u>
423450	142	Wholesale — Dental Supplies	0.002017 <u>0.00215</u>
424210	154.0W	Wholesale — Drugs—Wholesale	0.001901 <u>0.00215</u>
423620	160.0W	Wholesale — Electrical and/or Gas Appliances and/or supplies—Wholesale	0.001454 <u>0.00215</u>
424421	351.0W	Wholesale — Fish and Seafoods—Wholesale	0.00107 <u>0.00215</u>
423210	188.0W	Wholesale — Furniture—Wholesale	0.001866 <u>0.00215</u>

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424720	195	<u>Wholesale – Gasoline – Wholesale.</u> Each person engaged in the business of selling gasoline and/or other petroleum products at wholesale and for delivering gasoline within the city and/or its police jurisdiction shall pay an annual license on gross sales from the preceding year. In addition to this license, there is a monthly license tax of four (4) cents per gallon charged in the city limits and two (2) cents per gallon charged in the police jurisdiction.	~~0.000762~~ <u>0.00215</u>
424410	205.0W	<u>Wholesale – Groceries—Wholesale</u>	~~0.000934~~ <u>0.00215</u>
423931	227.0W	<u>Wholesale – Junk shops / Yards and Dealers—Wholesale.</u> Provided, that persons dealing in, purchasing or disposing of old castings and metals of any kind, wastepaper, rags and like materials, are hereby declared to be keepers of junk shops and subject to the requirements herein set forth.	~~0.001838~~ <u>0.00215</u>
		<u>Wholesale – Lumber—Wholesale</u>	
423860	268.0W	<u>Wholesale – Motor Boats (engines, inboard or outboard), hulls, supplies (new or used)—Wholesale</u>	~~0.001675~~ <u>0.00215</u>
423110	269.0W	<u>Wholesale – Motorcycles and Motor Bikes, motor scooters and supplies—Wholesale</u>	~~0.001194~~ <u>0.00215</u>
424711	284.0W	<u>Wholesale – Oil Dealers (crude or fuel oil exclusively)—Wholesale</u>	~~0.002045~~ <u>0.00215</u>
423720	323.0W	<u>Wholesale – Plumbing Fixtures and Supplies—Wholesale</u>	~~0.00175~~ <u>0.00215</u>
424481	330.0W	<u>Wholesale – Produce and Fruit Dealers—Wholesale</u>	~~0.001124~~ <u>0.00215</u>
424940	388.0W	<u>Wholesale – Retail Tobacco and Tobacco Products—Wholesale</u>	~~0.000707~~ <u>0.00215</u>
424912	149.0W	<u>Wholesale (W)</u>	<u>0.001846</u>
423991	267.0W	<u>Wholesale-a</u>	<u>0.002347</u>
327991	267.0A	<u>Wholesale b (a) Any person, firm or corporation not located within the corporate limits of the city or its police jurisdiction, soliciting or doing business in this line either directly or through an unauthorized or unlicensed agent, in addition to the license above required, the sum of \$300.00. (Adopted 9-29-59)</u>	
423310	239.0W	<u>Wholesale dealer in lumber (lumber, plywood, millwork) – As used herein, the term “wholesale dealer in lumber” is defined as a person, firm or corporation who buys and sells lumber in wholesale</u>	<u>0.001248</u>

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		quantities, by carload, or truckload, without making deliveries therefrom from a yard in the city, and who does not operate machinery; and such term shall include 79lanni wholesalers, brokers, commission buyers, and sellers, operating an 79lanni in the city but not include manufacturers of lumber who sell their own lumber in wholesale lots and this schedule shall not apply to concentration yards, saw mills, or 79lanning mills, or 79lanning mills paying a license under paragraph (a) of this schedule.	
	426	Wholesale sale: A sale by wholesalers to licensed businesses, retail merchants, jobbers, dealers or other wholesalers for resale; and sales to licensed industrial plants, manufacturers, contractors, and governmental bodies for use or consumption, not for resale.	
423990	426.0A	Wholesale Trade—Durable Goods	0.001736 <u>0.00215</u>
424990	426.0B	Wholesale Trade—Nondurable Goods	0.001229 <u>0.00215</u>
711191	427	Wild West Shows	0.003658 <u>0.00431</u>
		Minimum license, per day	\$100.00
561722	428.0A	Window cleaning	0.002779
448120	117.1B	Women's ready-to-wear stores	0.00236
454319	429	Wood dealers. Wood and coal dealers—Retail	0.001454
321920	429.1	Wood pallets and skids	0.002258
488410	431	Wrecker Companies-Towing Services – Wrecker companies must conform to city ord. Ch. 63 – city wrecker ordinance. <u>If on city rotation, truck(s) will need to be inspected by the city police department prior to licensing. May need 488411 if more than one storage lot.</u>	0.002834 <u>0.00283</u>
488411	431.1	<u>Wrecker Branches/Offices - (a) Wrecker branches, or office, where vehicles are received, delivered, or stored, regardless of whether a part of the repair work is done there or elsewhere. May need 488410 if Main Branch</u>	\$50.00

Section 2: Section 30-71, of the Mobile City Code, 1991, is hereby amended and restated to read as follows:

Sec. 30-71. - Application for license; deposit of fee; approval by health officer; designation of place of business.

Each person applying for a license to sell the beverages defined in section 30-1 shall make application therefor on a form similar in all respects to the form required for the application for state licenses under Code of Alabama, Section 28-3-1 et seq., as amended, and such forms shall contain the same statement of facts required under such state law for state applications. A non-refundable application fee of \$50.00 is to be included with each application. No such license shall be issued until the applicant has been duly licensed by the state and no application for a state license shall be approved until an application for the city license has been made and the sum required for the issuance of the city license has been deposited with the city revenue department. In the event the state license is refused, the sum so deposited shall be immediately returned to the applicant. No application for a state license shall be approved nor shall a city license be issued for the sale of alcoholic beverages for consumption on the premises until the applicant deposits with the city revenue department a certificate by the health officer that the premises in question are sanitary and properly equipped for compliance with the state and city sanitary and health laws. Every license issued shall designate the place at which such business

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shall be carried on and such license shall authorize the carrying on of such business only at the place designated.

Section 3: Section 30-76, of Mobile City Code, 1991, is hereby amended and restated to read as follows:

Sec. 30-76. – Reserved License non assignable; transfer.

~~Licenses issued to sell the beverages defined in section 30-1 may not be assigned but the city is hereby authorized to transfer any license from one person to another or from one place to another, as the city council may determine. No transfer shall be made to a person who would not have been eligible to receive the license originally nor for the transaction of business at a place for which the license could not originally have been issued hereunder. Before the transfer is made, the person seeking the transfer shall file an application on the form of application required to be filed by the licensee, the filled-out form containing the statement that it is an application for a transfer.~~

Section 4: Section 30-79 is hereby added to of Mobile City Code, 1991, as follows:

Sec. 30-79. – Notice of Public Hearing for Alcoholic Beverage License.

a) In every case where application is made for any type of alcohol beverage license, in addition to other advertising requirements that may be required by law, notice of said application shall be published on a website approved for such notice by the City's Department of Revenue. Such notice shall read substantially as follows:

(Name of Applicant) has made application to the City Council of the City of Mobile for a (type of license) for the premises located at (location), Mobile, Alabama. A public hearing will be held by the City Council in the Council's chambers at (time) on the _____ day of _____, 20____, located at (location).

(b) In addition to the published notice required, the applicant shall post on the premises where the business or sale is to be conducted, continuously for a period of not less than seven days prior to the consideration of the application by the City Council, a posted notice of the pending application and public hearing concerning the granting thereof in the manner and form to be supplied by the City Revenue Department, at the time application is first made to the City for such license. Such notice shall be conspicuously displayed on the front of the building so as to be clearly visible from the street or sidewalk adjacent thereto.

(c) Applicant shall take such steps as may be necessary to meet all requirements of ordinances, regulations, and statutes applicable thereto. When the application for a license is made and all requirements have been met, a day for hearing shall be set, the day shall be supplied to the applicant to be inserted in the newspaper ad and in the posted notice.

Section 5: Section 34-22(b) of Mobile City Code, 1991, is hereby amended to read as follows:

~~In addition to all other penalties, if a taxpayer fails to timely pay the city any sales tax due under the city's sales tax code, there shall be added as interest one (1) percent of the total amount due if the delinquency is not for more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof during which the delinquency continues.~~

In addition to all other penalties, if a taxpayer fails to timely pay the city any sales tax due under the city's sales tax code, there shall be added interest at a rate determined pursuant to A/a. Code Section 40-1-44.

Section 6: Section 34-24(b) of Mobile City Code, 1991, is hereby amended to read as follows:

~~In addition to all other penalties, if a taxpayer fails to timely pay the city any use tax due~~

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~~under the city's use tax code, there shall be added as interest one (1) percent of the total amount due if the delinquency is not for more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof during which the delinquency continues.~~

In addition to all other penalties, if a taxpayer fails to timely pay the city any sales tax due under the city's sales tax code, there shall be added interest at a rate determined pursuant to A/a. Code Section 40-1-44.

Section 7: Section 34-42(e)(1)(f) of Mobile City Code, 1991, is hereby amended to read as follows:

If at any time during the current license year the taxpayer fails to meet any of the above stated criteria, then within ten (10) forty-five (45) days after any of the said criteria have been violated or exceeded, the taxpayer shall purchase all appropriate business licenses from the city for the entire license year and without regard to this subsection.

Section 8: Section 34-60(c) of Mobile City Code, 1991, is hereby amended to read as follows:

~~All delinquent accounts (both taxes and penalties) shall also be charged simple interest at the rate of one (1) percent per month.~~ All delinquent accounts shall also be charged simple interest at a rate determined by A/a. Code Section 40-1-44.

Section 9: Section 34-68(d) of Mobile City Code, 1991, is hereby amended to read as follows:

~~If the petition is granted or the city or a court otherwise determines that a refund is due, the overpayment shall be promptly refunded to the taxpayer, together with interest to the extent provided for in section 11-51-92. If the city determines that a refund is due, the amount of overpayment plus any interest due thereon may first be credited by the city against any outstanding tax liabilities due and owing by the taxpayer to the city, and the balance of any overpayment shall be promptly refunded to the taxpayer. If any refund or part thereof is credited to any other tax by the city the taxpayer shall be provided with a written detailed statement showing the amount of overpayment, the amount credited for payment to other taxes, and the resulting amount of the refund.~~

If the petition is granted or the city or a court otherwise determines that a refund is due, the overpayment shall be promptly refunded to the taxpayer, together with interest at a rate determined pursuant to A/a. Code Section 40-1-44. If the city or a court determines that a refund is due, the amount of overpayment plus any interest due thereon may first be credited by the city against any outstanding final tax liabilities due and owing by the taxpayer to the city, and the balance of any overpayment shall be promptly refunded to the taxpayer. If any refund or part thereof is credited to any other tax by the city, the taxpayer shall be provided with a written detailed statement showing the amount of overpayment, the amount credited for payment to other taxes, and the amount refunded.

Section 10: Section 34-75(b)

~~In addition to all other penalties, if a taxpayer fails to timely pay the city and rental motor vehicle tax due under the city's rental motor vehicle tax code, there shall be added as interest one (1) percent of the total amount due if the delinquency is not for more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof during which the delinquency continues.~~

In addition to all other penalties, if a taxpayer fails to timely pay the city and rental motor vehicle tax due under the city's rental motor vehicle tax code, there shall be added interest at a rate determined pursuant to A/a. Code Section 40-1-44.

Section 11: Section 34-105(b)

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~~In addition to other penalties, if a taxpayer fails to timely pay the city any lodging tax due under the city's lodging tax code, there shall be added as interest one (1) percent of the total amount due if the delinquency is not for more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof under which the delinquency continues.~~

In addition to other penalties, if a taxpayer fails to timely pay the city any lodging tax due under the city's lodging tax code, there shall be added interest at a rate determined pursuant to A/a. Code Section 40-1-44.

Section 11: Section 34-137(b) of Mobile City Code, 1991, is hereby amended to read as follows:

~~In addition to all other penalties, if a taxpayer fails to timely pay the city any lease tax due under the city's tax on lease of tangible personal property code, there shall be added as interest one (1) percent of the total amount due if the delinquency is not for more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof during which the delinquency continues.~~

In addition to all other penalties, if a taxpayer fails to timely pay the city any lease tax due under the city's tax on lease of tangible personal property code, there shall be added interest at a rate determined pursuant to A/a. Code Section 40-1-44.

Section 12: Section 34-44(e) of Mobile City Code, 1991, is hereby amended to read as follows:

~~*Firm identification fee:* Every firm employing professionals shall pay an annual firm identification fee in the amount of ten dollars.~~

~~*Issuance fee:* A fee of ten dollars (\$10.00) shall be charged for issuing each annual business license. The fee for issuing each annual business shall be equal to the maximum amount allowable pursuant to State law. (See A/a. Code Section 11-51-90).~~

Section 13: Miscellaneous provisions:

(a) This Ordinance repeals and replaces Mobile City Ordinance 34-068.

(b) All other City Code Sections and ordinances or part of any City Code Sections and ordinances in conflict are hereby repealed to the extent of such conflict.

(c) 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.

(d) That the City Clerk of the City of Mobile is hereby authorized and directed to advertise the adoption of this Ordinance as required by law.

(e) This Ordinance shall be effective within the City of Mobile and its police jurisdiction on January 1, 2023.

The ordinance was read by the City Clerk, whereupon Councilmember Daves moved to hold the ordinance over until December 19, 2023 which was seconded by Councilmember Gregory and the vote was as follows:

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

Nays: None

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the ordinance held over until the regular meeting of December 19, 2023.

CONSIDER MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT TO BE CONSISTENT WITH THE PROPOSED SUBDIVISION; 6301

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GRELOT ROAD. The following ordinance which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

ORDINANCE: 64-054-2023

Sponsored by: Councilmember Woods

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 (PUD) was approved on June 3, 2021 to allow shared access between multiple building sites, and multiple buildings on a single building site on property located at 6301 Grelot Road and described as follows:

LOT 1, CHRIST UNITED METHODIST CHURCH SUBDIVISION AS PER PLAT RECORDED IN MAP BOOK 77, PAGE 18 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA

ALSO LOT 3A, IS PER PLAT RECORDED IN MAP BOOK 91, PAGE 122 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA

ALSO LOTS 1, 2, AND 3 OF RESUBDIVISION OF LOTS 2A CHRIST UNITED METHODIST CHURCH SUBDIVISION RESUBDIVISION OF LOTS 2 & 3 AS RECORDED IN INSTRUMENT #2021046151 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY, ALABAMA.

WHEREAS, the owner of said property applied for a Major Modification of a previously approved Planned Unit Development on July 17, 2023 to be consistent with the proposed subdivision.

WHEREAS, the Planning Commission held a public hearing on the requested modification on September 7, 2023 and recommended approval of the Major Modification of the PUD subject to the following conditions:

1. Provision of a note on a recorded site plan stating future development or development of the site may require additional Modification of the PUD to be approved by the Planning Commission and City Council;
2. Provision of a note on a recorded site plan stating any changes to the scope of operations or the building footprint for the church located at 6101 Grelot Road will require Modification to the Previously Approved Planning Approval;
3. Extension of the access easement along Hillcrest Road to include both proposed access points from Lot B;
4. Removal of the note stating "Any dumpster to be installed in compliance with Section 64-4.D.P. of the Zoning Ordinance";
5. Revision of notes on the site plan referencing tree planting and landscape area requirements, in addition to parking screening, to reflect the applicable standards in the UDC;
6. Compliance with all Engineering comments noted in the staff report;
7. Compliance with all Traffic Engineering comments noted in the staff report;
8. Compliance with all Urban Forestry comments noted in the staff report;
9. Compliance with all Fire Department comments noted in the staff report;

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10. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,

11. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

A. The request is consistent with all applicable requirements of this Chapter;

B. The request is compatible with the character of the surrounding neighborhood;

C. The request will not impede the orderly development and improvement of surrounding property;

D. 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. The request will minimize traffic hazards and traffic congestion on the public roads;

F. The request is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas;

G. The request shall not be detrimental or endanger the public health, safety or general welfare; and

H. Benefits Consideration. The request will be in the City's and the larger community's best interests.

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

Section One: That the Major Modification of the PUD is hereby approved with the following required conditions:

1. Provision of a note on a recorded site plan stating future development or development of the site may require additional Modification of the PUD to be approved by the Planning Commission and City Council;

2. Provision of a note on a recorded site plan stating any changes to the scope of operations or the building footprint for the church located at 610 I Grelot Road will require Modification to the Previously Approved Planning Approval;

3. Extension of the access easement along Hillcrest Road to include both proposed access points from Lot B;

4. Removal of the note stating "Any dumpster to be installed in compliance with Section 64-4.D.P. of the Zoning Ordinance"

5. Revision of notes on the site plan referencing tree planting and landscape area requirements, in addition to parking screening, to reflect the applicable standards in the UDC;

6. Compliance with all Engineering comments noted in the staff report;

7. Compliance with all Traffic Engineering comments noted in the staff report;

8. Compliance with all Urban Forestry comments noted in the staff report;

9. Compliance with all Fire Department comments noted in the staff report;

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10. Submittal to and approval by Planning and, Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the records site plan (hard copy and pdf) to Planning and Zoning; and

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

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

Nays: None

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

CONSENT RESOLUTIONS HELD OVER

DECLARE THE STRUCTURE AT 557 ST. LOUIS STREET A PUBLIC NUISANCE AND ORDER IT DEMOLISHED. The following resolution which was introduced and read at the regular meeting of September 19, 2023, and held over until the regular meetings of September 26, 2023, and November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 40-1036-2023

Sponsored by: Councilmember Carroll

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 557 ST LOUIS STREET has been found by the Code Official of the City of Mobile to be dangerous and unsafe to the extent that it is a public nuisance;

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

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

NOW, THEREFORE, BASED UPON THE EVIDENCE PRESENTED, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE that the structure at **557 ST. LOUIS STREET** described as:

THAT LOT OF LAND BDED BY A LINE DESC AS BEG AT SE COR OF ST LOUIS & WARREN STS & RUN TH ELY ALG S/L OF ST LOUIS ST 111.3 FT TO W/L OF PPTY NOW OR FORMERLY OF J B DORTCH TH RUN SLY ALG SD W/L 110 FT TO A PT TH RUN WLY & PAR OR NEARLY SO WITH ST LOUIS ST 111.3 FT TO A PT ON E/L OF WARREN ST TH RUN NLY ALG E/L OF WARREN ST 110 FT TO POB SD LOT BEING BDED ON N BY ST LOUIS ST E BY PPTY S BY PPTY OF SD FRANCIS A POGGI & ON W BY WARREN ST #SEC 40 T4S R1W #MP29 06 40 0 003

Parcel Number: 29 06 40 O 003 323.01

Last Assessed to: BRINGHURST DONALD L C/O HUDSON LAND 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

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structure be **demolished** in accordance with the terms of said Chapter 52, Article II of the Mobile City Code, "Abatement of Unsafe Buildings and Structural Nuisances."

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

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

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

Nays: None

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

RESOLUTIONS HELD OVER

APPROVE AN APPLICATION SEEKING PERMISSION TO INCORPORATE A CAPITAL IMPROVEMENT COOPERATIVE DISTRICT AND AUTHORIZING SUCH INCORPORATION. The following resolution which was introduced and read at the regular meeting of October 3, 2023, and held over until the regular meetings of October 10, 2023, October 31, 2023, and November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 14-1102-2023

Sponsored by: Councilmember Carroll

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

Section 1: That the City Council, upon evidence duly submitted to and considered by it, hereby finds and determines that the attached application has been duly filed with the governing body of the City of Mobile, that such application was signed by not less than three (3) natural persons, and that each of said persons is over the age of twenty-one (21) years and is a duly qualified elector of Mobile County, Alabama.

Section 2: That the City Council has reviewed and considered the foregoing application and has found and determined and does hereby find and determine as a matter of fact that it is wise, expedient, and necessary that the district be formed.

Section 3: That the City Council does hereby approve the proposed form of certificate of incorporation of the district attached to the foregoing application as hereinabove set forth.

Section 4: That the City Council does hereby grant permission to incorporate the district and does hereby authorize the persons making such application to form such district and file the attached certificate of incorporation in the Probate Court of Mobile County, Alabama.

Section 5: Upon proper incorporation and formation of the district, the City Council and the Mayor shall appoint directors for the district as set forth in the application and certificate of incorporation.

Councilmember Carroll moved to hold the resolution over until December 19, 2023, which motion was seconded by Councilmember Woods, and the vote was as follows:

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

Nays: None

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The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the resolution held over until the regular meeting of December 19, 2023.

AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH MOBILE COUNTY PROBATE COURT FOR THE PURPOSE OF PROVIDING FUNDING ASSISTANCE FOR ADMINISTRATION OF THE 2023 CITY OF MOBILE ANNEXATION ELECTION.

The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 01-1228-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, the Intergovernmental Agreement between the City of Mobile and the Probate Court of Mobile County, Alabama, for the public purpose of providing funding assistance for administering the 2023 City of Mobile Annexation Election, and to perform all acts necessary as outlined in the Intergovernmental Agreement attached hereto and made a part hereof as though set forth in full. A copy of said Intergovernmental Agreement is on file in the office of the City Clerk.

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

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

Nays: None

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

AUTHORIZE REIMBURSEMENT AGREEMENT FOR COST SHARE OF CIVIC CENTER UTILITY RELOCATION. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 01-1229-2023

Sponsored by: Mayor Stimpson and Councilmember Carroll

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a Contract, by and between the City of Mobile, and the company listed below, for work as outlined in the contract 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: FDS Mobile AL, LLC

Project Name: Civic Center Util. Cost Share/Relocation Reimbursement

Project Number: CC-034S-22

Amount: \$ 753,415.04

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

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

Nays: None

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

AUTHORIZE AGREEMENT WITH PM GROUP, INC. FOR STRATEGIC COMMUNICATION SERVICES. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 01-1230-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are authorized to execute and attest, respectively, for and on behalf of the City of Mobile, the Agreement for Strategic Communication Services between the City of Mobile and PM Group, Inc., attached hereto or one with wording substantially similar, and made apart hereof, as though set forth in full, and to take such further action necessary to effectuate the Agreement. A copy of said Agreement is on file in the office of the City Clerk.

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

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

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

APPROVE PURCHASE ORDERS FOR FUEL FOR VARIOUS CITY DEPARTMENTS. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-1231-2023

Sponsored by: Mayor Stimpson

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

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Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1320</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$18,820.64	(279229) PETROLEUM TRADERS CORPORATION
<u>1326</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$18,820.64	(279229) PETROLEUM TRADERS CORPORATION
<u>1328</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$18,820.64	(279229) PETROLEUM TRADERS CORPORATION
<u>1329</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$18,820.64	(279229) PETROLEUM TRADERS CORPORATION
<u>1330</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE UNLEADED FUEL (SEALED BID 5624)	\$18,820.64	(279229) PETROLEUM TRADERS CORPORATION
<u>1331</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (SEALED BID 5845)	\$24,538.01	(298802) CAMPBELL OIL COMPANY
<u>1332</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY

<u>1333</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY
<u>1335</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY
<u>1338</u>	2023	(2050) FLEET MANAGEMENT GARAGE	GARAGE DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY
<u>1339</u>	2023	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY
<u>1340</u>	2023	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY
<u>1341</u>	2023	(2050) FLEET MANAGEMENT GARAGE	4 TH PRECINCT DIESEL FUEL (SEALED BID 5845)	\$23,315.25	(298802) CAMPBELL OIL COMPANY

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

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

Nays: None

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

APPROVE PURCHASE ORDER TO DOGWOOD PRODUCTIONS, INC. FOR HOSTING AND MAINTENANCE, AND LIVESTREAM SERVICES FOR CITY'S WEB SITE; \$51,1000.00. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

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RESOLUTION: 08-1232-2023

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>790</u>	2024	(5000) INFORMATION TECHNOLOGY	HOST AND MAINTAIN CITY WEBSITEAND LIVESTREAM SERVICES FOR FY2024 (PROFESSIONAL SERVICE)	\$51,100.00	<u>(047069) DOGWOOD PRODUCTIONS, INC</u>

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

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

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

APPROVE PURCHASE ORDER TO FIVECAST, PTY LTD FOR ONE-YEAR SUBSCRIPTION FOR ANALYSIS SOFTWARE FOR MPD CYBER; \$90,550.00. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-1233-2023

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>954</u>	2024	(1545) POLICE CYBER DIVISION	ONE-YEAR SUBSCRIPTION FOR FIVECAST ANALYSIS SOFTWARE FOR MPD CYBER (EXEMPT AS SOFTWARE)	\$90,550.00	<u>(297413) FIVECAST PTY LTD</u>

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

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

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

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APPROVE ITEM-BASED BID TO RETREAD TRUCK TIRES; SOUTHERN TIRE MART.

The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-1234-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Award, to the designated vendor for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5847	Retread Truck Tires	1	\$150 each	Six months, renewable for five additional six-month periods	(295959) Southern Tire Mart, LLC

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

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

Nays: None

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

APPROVE ITEM-BASED BID FOR MEDICAL SUPPLIES. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 08-1235-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Purchasing Agent is authorized to accept and approve, and issue Purchase Orders against, the below proposed Bid Award, to the designated vendor for the specified items at the unit prices indicated, for the time periods and renewal options as indicated below and attached herein, and, further, that the Purchasing Agent is authorized to issue said orders without further approval or other action by the City Council. All Bid Awards may be extended at the discretion of the Purchasing Agent for a total award period not to exceed three years.

Bid	Description	Number of Items	Bid Amount	Time/Renewal	Vendor(s)
5833	Medical Supplies	165	See bid tab	Eight months, renewable for three additional six-month periods	Various, see bid tab.

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

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

Nays: None

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

TRANSFER \$175,000.00 FROM CAPITAL PROJECT ENGINEERING, ROW, & TESTING AND \$75,000.00 FROM CAPITAL PROJECT CITY-WIDE STORM DRAIN & PIPE PROJECT GRANT MATCH HOLDING ACCOUNT TO BE USED AS THE MATCH IF AWARDED THE TRANSPORTATION ALTERNATIVE PROGRAM GRANT. The

following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 09-1236-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the sum of \$175,000 be transferred from capital project C0049 (20002000.94070) ENGINEERING, ROW, & TESTING and \$75,000 be transferred from capital project C0052 (20002000.94070) CITY-WIDE STORM DRAIN & PIPE PROJ to Project G-OGMMATCH: GRANT MATCH HOLDING ACCOUNT (50005000.93030). These Capital Improvement funds will be reallocated to support grant match for a Transportation Alternative Program (TAP) grant project for compliance with the Americans with Disabilities Act in the downtown area encompassed between Government St., Broad St., Canal St., and Water St.

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

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

Nays: None

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; INGRAM. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 60-1237-2023

Sponsored by: Mayor Stimpson

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

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

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

Nays: None

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

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; POOLE. The following resolution which was introduced and read at the regular meeting of November 8, 2023, and held over until the regular meeting of November 14, 2023, was called up by the Presiding Officer.

RESOLUTION: 60-1238-2023

Sponsored by: Mayor Stimpson

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

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

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

Nays: None

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

ORDINANCES BEING INTRODUCED

AMEND CHAPTER 46, "POLICE DEPARTMENT AND LAW ENFORCEMENT", OF THE MOBILE CITY CODE. The following ordinance was held over until the regular meeting of November 21, 2023.

ORDINANCE: 46-055-2023

Sponsored by: Mayor Stimpson and Councilmember Small

WHEREAS, the Alabama Legislature recently passed Acts 2023, No. 23-507, codified at ALA. CODE. §§ 36-21-210 – 214, setting forth a process governing the disclosure of Law Enforcement Agency Recordings; and

WHEREAS, the Mobile Police Department is the law enforcement agency established by and serving the City of Mobile; and

WHEREAS, the policy of the City of Mobile and the Mobile City Council is to be as transparent to the public as possible;

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

SECTION ONE: Chapter 46 of the Mobile City Code is hereby amended to add Section 46-10 titled "Law Enforcement Recordings" as follows:

(a) For purposes of law enforcement agency recordings within the meaning of sections 36-21-210 through 214 of the Alabama Code of 1975, it shall be the policy of the City of Mobile that any such recordings made by or in the custody of the Mobile Police Department shall be disclosed in response to any properly made request unless contrary to other applicable law.

(b) A written statement identifying the legal reason(s) for non-disclosure shall be given to the applicant where such a request is denied. Such legal reasons include: (i) applicability of the grand jury secrecy act; (ii) pendency of an active criminal investigation involving the

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recordings; or (iii) any other proper legal basis under the laws of Alabama and/or the United States for denying the request.

SECTION TWO: Miscellaneous.

(a) The provisions of this ordinance are severable. If any part of this ordinance is declared invalid, unconstitutional, or otherwise unenforceable by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(b) This ordinance shall be effective within the City of Mobile immediately upon its adoption and publication as required by law.

CONSIDER MODIFICATION OF A PREVIOUSLY APPROVED PLANNING APPROVAL FOR PROPERTY LOCATED AT 65 NORTH MOBILE STREET. The following ordinance was held over until the regular meeting of November 21, 2023.

ORDINANCE: 64-056-2023

Sponsored by: Councilmember Penn

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 Planning Approval was approved on November 21, 2019 to allow for construction of a new cafeteria, modified student drop-off/pick-up lanes, and a reconfigured parking area on property located at 65 North Mobile Street and described as follows:

LOT 1, UMS-WRIGHT SUBDIVISION AND ADDITION TO LOT I AS RECORDED IN MAP BOOK 123, PAGE 91 IN THE OFFICE OF JUDGE OF PROBATE COURT MOBILE COUNTY ALABAMA

WHEREAS, the owner of said property applied for a major modification of the Planning Approval on June 19, 2023 to allow the construction of a building addition, practice field, and a 21-space parking lot for an existing private school in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested modification on July 20, 2023 and recommended approval of the major modification of the Planning Approval subject to the following conditions:

1. Relocate the proposed guard shack out of the 25-foot front setback along Mobile Street or approval by Traffic Engineering;
2. Revision of the "Parking Requirements" table to state that the parking ratio for the high school is one (1) parking space per three (3) students;
3. Provision of parking lot lighting compliant with Article 3, 64-3-9.C.;
4. Revision of note 13 to remove the word "frontage";
5. Submittal to and approval by Planning and Zoning of the revised Modified Planning Approval. site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
6. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

- A. The request is consistent with all applicable requirements of this Chapter;

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B. The request is compatible with the character of the surrounding neighborhood;

C. The request will not impede the orderly development and improvement of surrounding property;

D. 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:

1. In making this determination, the Planning Commission and City Council shall consider the location, type and height of buildings or structures, the type and extent of landscaping and screening, lighting, hours of operation or any other conditions that mitigate the impacts of the proposed development; and

2. Includes adequate public facilities and utilities;

E. The request will minimize traffic hazards and traffic congestion on the public roads;

F. The request is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas;

G. The request shall not be detrimental or endanger the public health, safety or general welfare; and

H. Benefits Consideration. The request will be in the City's and the larger community's best interests.

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

Section One: That the modification of the Planning Approval is hereby approved with the following required conditions:

1. Relocate the proposed guard shack out of the 25-foot front setback along Mobile Street or approval by Traffic Engineering;

2. Revision of the "Parking Requirements" table to state that the parking ratio for the high school is one (1) parking space per three (3) students;

3. Provision of parking lot lighting compliant with Article 3, 64-3-9.C.;

4. Revision of note 13 to remove the word "frontage";

5. Submittal to and approval by Planning and Zoning of the revised Modified Planning Approval site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,

6. 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 A MODIFICATION OF A PREVIOUSLY APPROVED PLANNED UNIT DEVELOPMENT FOR PROPERTY LOCATED AT 65 NORTH MOBILE STREET. The following ordinance was held over until the regular meeting of November 21, 2023.

ORDINANCE: 64-057-2023

Sponsored by: Councilmember Penn

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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 (PUD) was approved on November 21, 2019 to allow for construction of a new cafeteria, modified student drop-off/pick-up lanes, and a reconfigured parking area on property located at 65 North Mobile Street and described as follows:

LOT 1, UMS-WRIGHT SUBDIVISION AND ADDITION TO LOT 1 AS RECORDED IN MAP BOOK 123, PAGE 91 IN THE OFFICE OF JUDGE OF PROBATE COURT MOBILE COUNTY ALABAMA

WHEREAS, the owner of said property applied for a major modification of the PUD on June 19, 2023 to allow the construction of a building addition, practice field, and a 21-space parking lot for an existing private school in an R-1, Single-Family Residential Suburban District.

WHEREAS, the Planning Commission held a public hearing on the requested major modification on July 20, 2023 and recommended approval of the major modification of the PUD subject to the following conditions:

1. Relocate the proposed guard shack out of the 25-foot front setback along Mobile Street or approval by Traffic Engineering;
2. Revision of the "Parking Requirements" table to state that the parking ratio for the high school is one (1) parking space per three (3) students;
3. Provision of parking lot lighting compliant with Article 3, 64-3-9.C.;
4. Revision of note 13 to remove the word "frontage";
5. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
6. Full compliance with all municipal codes and ordinances.

WHEREAS, the City Council finds that the proposed modification:

- A. The request is consistent with all applicable requirements of this Chapter;
- B. The request is compatible with the character of the surrounding neighborhood;
- C. The request will not impede the orderly development and improvement of surrounding property;
- D. 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:
 1. In making this determination, the Planning Commission and City Council shall consider the location, type and height of buildings or structures, the type and extent of landscaping and screening, lighting, hours of operation or any other conditions that mitigate the impacts of the proposed development; and
 2. Includes adequate public facilities and utilities;
- E. The request will minimize traffic hazards and traffic congestion on the public roads;
- F. The request is not noxious or offensive by reason of emissions, vibration, noise, odor, dust, smoke or gas;
- G. The request shall not be detrimental or endanger the public health, safety or general welfare; and
- H. Benefits Consideration. The request will be in the City's and the larger community's best interests.

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

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Section One: That the modification of the PUD is hereby approved with the following required conditions:

1. Relocate the proposed guard shack out of the 25-foot front setback along Mobile Street or approval by Traffic Engineering;
2. Revision of the "Parking Requirements" table to state that the parking ratio for the high school is one (1) parking space per three (3) students;
3. Provision of parking lot lighting compliant with Article 3, 64-3-9.C.;
4. Revision of note 13 to remove the word "frontage";
5. Submittal to and approval by Planning and Zoning of the revised Modified Planned Unit Development site plan prior to its recording in Probate Court, and provision of a copy of the recorded site plan (hard copy and pdf) to Planning and Zoning; and,
6. 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.

REZONE PROPERTY LOCATED AT 6137 TODD ACRES DRIVE FROM B-5 AND I-2 TO B-5. The following ordinance was held over until the regular meeting of November 21, 2023.

ORDINANCE: 64-058-2023

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:

Commencing at the Southeast corner of Lot 2, The Mobile Commerce Park, Phase II, Resubdivision of Lot 9, as recorded in Map Book 120, Page 49, Probate Court Records, Mobile County, Alabama, run South 00°-00'-00" West, 1627.08 feet to the Point of Beginning of the property herein described; thence continue South 00°-00'-00" West, 404 feet, more or less, to the Northern margin of Rabbit Creek and a point hereinafter known as Point A; thence Northwardly and Eastwardly along the meanders of said creek, 1100 feet, more or less, to a point hereinafter known as Point B (mathematical tie from Point A to Point B bears North 66°-47'-16" East, 782.88 feet); thence North 00°-24'-25" West, 92.11 feet; thence North 89°-43'-31" West, 718.43 feet to the Point of Beginning. Said property contains 4.7 acres, more or less.

TOGETHER WITH: Beginning at the Southeast corner of Lot 2, The Mobile Commerce Park, Phase II, Resubdivision of Lot 9 as recorded in Map Book 120, Page 94, Probate Court Records, Mobile County, Alabama, run North 08°-22'-29" West and along the West line of said Lot 2, a distance of 435.67 feet; thence North 81°-37'-31" East, 100.00 feet to a point on a 732.00 foot radius curve to the right; thence Northwardly and Westwardly along the arc of said curve (chord bears North 09°-34'-38" West, 29.29 feet), a distance of 29.29 feet to a point on the South line of Lot C, Resubdivision of Lots 6, 7, and 8, The Mobile Commerce Park Phase I, as recorded in Map

Book 83, Page 21, said Probate Court Records; thence North 89°-27'-56" East and along the South line of said subdivision, 674.76 feet; thence South 00°-24'-25" East, 116.00 feet, more or less, to the Western margin of Rabbit Creek; thence Southwardly along the meanders of said creek, 994.00 feet, more or less, to a point on the South bank of said creek; thence South 00°-24'-25" East, 1052.89 feet, to a point on the North line of property

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conveyed by instrument recorded in Real Property Book 5593, Page 595, said Probate Court Records; thence North 89°-43'-31" West and along the North line of said property, 718.43 feet; thence North 00°-00'-00" East, 2031.20 feet to the Point of Beginning. Said property contains 33.6 acres, more or less.

The classification of said property is hereby changed from B-5, Office Distribution District and I- 2, Heavy Industry District, to B-5, Office Distribution District and it shall hereafter be lawful to construct on such property any structures permitted by the Ordinance of July 12, 2022, commonly known as the Unified Development Code and to use said premises for any use permitted by the terms of said Ordinance in a B-5, Office Distribution District, provided, however, that the plans for any structure or building sought to be erected on said property shall be in compliance with the building laws of the City of Mobile, and that any structure shall be approved by the Building Inspector of the City of Mobile, and that any such structure be erected only in compliance with such laws, including the requirements of said Unified Development Code of July 12, 2022, and further provided, however, that no lot or parcel of land herein above described shall be used for any use allowed in a B-5, Office Distribution District until all of the conditions set forth below have been complied with: 1. Completion of the Subdivision process for proposed Lot 4; 2. Compliance with all Engineering, Traffic Engineering, Urban Forestry, and Fire Department comments noted in the staff report; and, 3. Full compliance with all municipal codes and ordinances.

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 58-1243 through 60-1246 being introduced for the first time. The motion was seconded by Councilmember Daves, and the vote was as follows:

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

Nays: None

The Presiding Officer declared unanimous consent granted for the items.

AUTHORIZE REMOVAL OF WEEDS, GROUP 1648. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1243-2023

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 21 described in the resolution adopted on the 10th day of October 2023, 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:

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Parcels of real property located in the City of Mobile and more particularly described as Parcels Nos. 1 through 21, as described in the resolution adopted on the 10th day of October, 2023, 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.1648** on file in the office of the City Clerk).

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.

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

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

Nays: None

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

ASSESS COSTS FOR REMOVAL OF WEEDS, WEED LIEN GROUP 1644. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 58-1244-2023

RESOLUTION ASSESSING THE COST OF REMOVAL OF NOXIOUS OR DANGEROUS WEEDS IN FRONT OF OR ON CERTAIN PARCELS OF LAND IN THE CITY OF MOBILE, ALABAMA.

WHEREAS, an itemized report in writing has been made to the City Council of Mobile, showing the costs of removing noxious or dangerous weeds on or in front of the hereinafter described parcels of land, a copy of such report having first been posted on the Council Chamber door more than three days prior to the meeting at which the report was received, and the City Council having heard the report, together with any objections which may have been raised by any of the property owners liable to be assessed for the work of culling such weeds, and the City Council being of the opinion that such report in all respects be confirmed.

IT IS THEREFORE RESOLVED BY THE CITY COUNCIL OF MOBILE as follows:

Section 1. The amount set opposite each described parcel of real property contained in Exhibit "A," a copy of which is on file in the Office of the City Clerk and made a part hereof as though set forth in full and known as **Weed Lien Group 1644** shall constitute special assessments against such respective parcels of land; and each such parcel of land is hereby assessed with the amount set opposite its description; and the assessment hereby, made and confirmed shall constitute a lien on and against each such respective parcel of

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land for the amount of each respective assessment so made; and the report made to this body of the costs of removing the noxious or dangerous weeds on or in front of the respective parcels of land is hereby in all respects confirmed.

Section 2. It is directed that a copy of this resolution be delivered to the Tax Collector of the City of Mobile, and it shall be his duty to add the amounts of the above respective assessments to the next regular bills for ad valorem taxes levied against the said respective lots and parcels of land for municipal purposes, and such amounts shall be collected at the same time and in the same manner as ordinary municipal taxes are collected, and shall be subject to the same penalties and same procedure on foreclosure and sale as in the case of delinquency as provided for ordinary ad valorem taxes.

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

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

Nays: None

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

APPROVE AWARD OF SPECIAL BONUS TO THE PUBLIC WORKS AT LARGE EMPLOYEE OF THE MONTH; SLEDGE. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1245-2023

Sponsored by: Mayor Stimpson

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

November 2023 – John Sledge (Employee # 3514) Public Works at Large (Historic Development)

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

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

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

Nays: None

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

DETERMINE AN APPROPRIATION TO MOBILE ALUMNAE CHAPTER OF DELTA SIGMA THETA SORORITY, INC. SERVES A PUBLIC PURPOSE AND APPROVE PAYMENT. The following resolution was introduced by Councilmember Daves.

RESOLUTION: 60-1246-2023

Sponsored by: Councilmember Carroll

WHEREAS, Councilmember Carroll wishes to appropriate **\$1,500.00** to Mobile Alumnae Chapter of Delta Sigma Theta Sorority, Inc., from his discretionary funds; and

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WHEREAS, Mobile Alumnae Chapter of Delta Sigma Theta Sorority, Inc., is an Alabama non-profit corporation which provides a service to the community; and

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

WHEREAS, the Mobile City Council determines that this appropriation to Mobile Alumnae Chapter of Delta Sigma Theta Sorority, Inc, will be used to assist with the Alabama State Cluster on February 16-18, 2024, at the Mobile Convention Center, which will serve a public purpose benefitting the City of Mobile and its citizens.

NOW, THEREFORE, BE IT RESOLVED that the Mobile City Council hereby finds and determines that an appropriation of **1,500.00** to Mobile Alumnae Chapter of Delta Sigma Theta Sorority, Inc., for the purposes described hereinabove serves a public purpose and the Council further approves and directs the payment of same, and further authorizes execution of a standard form City of Mobile council discretionary fund performance contract with said entity, group or individual for the amount set forth herein.

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

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

Nays: None

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

RESOLUTIONS BEING INTRODUCED

APPROVE PURCHASE ORDER TO INTERFACE SERVICES, INC. FOR NEW FLOORING ON THE 4TH FLOOR OF GOVERNMENT PLAZA; \$46,541.65. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 08-1247-2023

Sponsored by: Mayor Stimpson

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

Requisition	Fiscal Year	Department	Description	Amount	Vendor
<u>1161</u>	2024	(3032) ARCHITECTURAL ENGINEERING	NEW FLOORING FOR GOVT PLAZA 4 TH FLOOR (SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, NOT ON STATE CONTRACT)	\$46,541.65	<u>(297869)</u> <u>INTERFACE</u> <u>SERVICES, INC</u>

AUTHORIZE CONTRACT WITH MAURIN ARCHITECTURE, P.C. FOR DESIGN OF BOATHOUSE, PAVILION, AND VISITOR CENTER AT LANGAN PARK; \$24,000.00.

The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 21-1248-2023

Sponsored by: Mayor Stimpson and Councilmember Gregory

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

Name of Company: Maurin Architecture, P.C.

Project Name: Langan Park – Boathouse, Pavilion, & Visitor Center –
Conceptual Design Services

Project Number: PR-055-23

Amount: \$24,000.00

AUTHORIZE CONTRACT WITH 321Z INSIGHTS, LLC FOR DEPLOYMENT AND MANAGEMENT OF TECHNICAL, TECHNOLOGY, AND CONSULTING SERVICES; NTE \$92,000.00. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 21-1249-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA, that the Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, a one-year contract, by and between the City of Mobile and 321z Insights, LLC., in an amount not to exceed \$92,000 for a period ending October 31, 2024, to begin upon execution, renewable, for the provision of professional services in the deployment and management of technical services, technology services, and consulting services A Copy of said contract is on file in the office of the City Clerk.

AUTHORIZE CONTRACT WITH PLANTING HEALING FOR PERSONNEL STAFFING SERVICES FOR THE YES INTERN PROGRAM; \$500,000.00. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 21-1250-2023

Sponsored by: Mayor Stimpson

BE IT RESOLVED BY THE CITY COUNCIL OF MOBILE, ALABAMA, that the Mayor and City Clerk be, and they hereby are, authorized to execute and attest, respectively, for and on behalf of the City of Mobile, a contract, by and between the City of Mobile and Planting Healing, in an amount not to exceed \$500,000 per year, for a one-year period, and renewable without further Council approval for two additional one-year periods, for personnel staffing services for the Youth Empowered for Success intern program, attached hereto and made a part hereof as though set forth in full, and to approve the supporting bid award. A copy of said contract is on file in the Office of the City Clerk.

AUTHORIZE CONTRACT WITH AMERICAN MARINE TECHNICAL SOLUTIONS, LLC FOR CONSTRUCTION OF FIRE BOAT DOCK AND BOAT LIFT; \$326,595.00. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 21-1251-2023

Sponsored by: Mayor Stimpson and Councilmember Small

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

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

Name of Company: American Marine Technical Solutions, LLC

Project Name: MFRD Boat Lift & Dock Improvements

Project Number: FD-040-23

Amount: \$326,595.00

GRANT AN EASEMENT FOR TRANSITIONING OVERHEAD POWER LINES FOR RESTROOM FACILITIES AND PAVILION AT LANGAN PARK. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 25-1252-2023

Sponsored by: Mayor Stimpson and Councilmember Gregory

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA that the Mayor and City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Mobile, an easement to ALABAMA POWER COMPANY as set out in W.E. # A6554-06-B923, a copy of which is attached hereto and made a part hereof as though fully set forth herein, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS, as needed for transitioning overhead power lines to underground service for new restroom facilities and the existing pavilion, located at Langan Park, City of Mobile property, 4901 Zeigler Blvd., south of Zeigler Blvd. and east of Max McGill Drive, as shown in yellow on the attached drawing.

AUTHORIZE THE MAYOR TO APPLY, ACCEPT AND RECEIVE A GRANT FROM THE MOBILE METROPOLITAN PLANNING ORGANIZATION FOR THE FY23 TRANSPORTATION ALTERNATIVE PROGRAM; \$1,000,000.00 (\$250,000.00 LOCAL MATCH REQUIREMENT). The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 31-1253-2023

Sponsored by: Mayor Stimpson

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 Mobile Metropolitan Planning Organization, a Notice of Award for grant assistance in the amount of \$1,000,000.00 for the FY23 Transportation Alternative Program (TAP). There is a \$250,000.00 match requirement.

BE IT FURTHER RESOLVED that the Mayor or his designee be authorized to accept said grant if offered and to sign any agreements or other documents in connection with the grant application and to provide any information required by the Mobile Metropolitan Planning Organization. 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 Mobile City Council authorizes the expenditure of \$250,000.00 if said grant is awarded for a total project cost of \$1,250,000.00.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE OF CLAIMS; EAGER. The following resolution was held over until the regular meeting of November 21, 2023.

RESOLUTION: 60-1254-2023

Sponsored by: Mayor Stimpson

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

ANNOUNCEMENTS

Councilmember Daves announced that a Public Services committee meeting will be held at 1:00 p.m. on today.

Councilmember Woods stated that a community meeting to discuss Ordinance 46-055 will be held on December 2, 2023.

Councilmember Penn announced that “Penns-Giving” will be held the Saturday, November 25, 2023, from 1:00 – 3:00 p.m. at Figures Park.

Councilmember Reynolds gave comments about Resolution 64-058.

Councilmember Gregory thanked the Administration and citizens that attended the community meeting for newly annexed citizens on November 13, 2023, at The Grounds.

Councilmember Gregory announced that the District 7 Annual Christmas meeting will be held on December 4, 2023, at the Mobile Museum of Art.

Councilmember Small congratulated Barbara Drummond, Alabama House Representative, for being honored at B.C. Rain High School for her efforts in securing \$350,000 for the school’s aviation program on November 13th.

Councilmember Reynolds moved to adjourn the meeting.

NOTE: James Barber, Chief of Staff, said that he is against no-knock warrants. James Barber stated that Mayor Stimpson has now suspended pre-dawn warrants.

NOTE: Ricardo Woods, City Attorney, stated that it was appropriate for the council to move into executive session immediately to discuss matters that are imminently likely to lead to litigation and also a security matter.

Councilmember Reynolds moved to remove the motion to adjourn, which was seconded by Councilmember Daves, and the vote was as follows:

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

The Presiding Officer declared the motion removed.

The Presiding Officer called for a roll call vote to move into executive session, and to not reconvene, and the vote was as follows:

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

The vote was then announced by the City Clerk, whereupon the Presiding Officer declared the regular meeting adjourn at approximately 12:27 p.m.

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Adopted:

COUNCIL PRESIDENT

CITY CLERK

