



AGENDA  
REGULAR COUNCIL MEETING  
CITY OF GULF SHORES, ALABAMA  
FEBRUARY 25, 2019  
4:00 P.M.

**1. Call To Order**

**2. Invocation**

A. Deputy Fire Chief Keith Martin

**3. Pledge Of Allegiance**

**4. Roll Call**

**5. Approval Of Minutes**

- A. February 11, 2019 - Regular Council Meeting
- B. February 18, 2019 - Special Meeting
- C. February 18, 2019 - Council Work Session Meeting

**6. Approval Of Expense Vouchers**

**7. Presentation Of Petitions, Requests And Communications**

A. Proclamation - 2019 Safe Boating Week

Documents:

[PROCLAMATION - 2019 SAFE BOATING WEEK .PDF](#)

**8. Public Hearing**

A. Ordinance - Amend Zoning Ordinance - R-1-5 Residential District Regulations

Documents:

[ORD - AMEND ZONING ORDINANCE - R-1-5 RESIDENTIAL DISTRICT REGULATIONS.PDF](#)

B. Ordinance - Amend Zoning Ordinance - Vacation Rentals

Documents:

[ORD - AMEND ZONING ORDINANCE - VACATION RENTAL.PDF](#)

**9. New Business**

A. Ordinance - Annexation - Edmonds

Documents:

[ORD - ANNEXATION - EDMONDS.PDF](#)

B. Ordinance - Annexation - Karas

Documents:

[ORD - ANNEXATION - KARAS.PDF](#)

C. Ordinance - Annexation - Roman

Documents:

[ORD - ANNEXATION - ROMAN.PDF](#)

D. Ordinance - Amend Code - Beach Parasail Operations

Documents:

[ORD - AMEND CODE - BUSINESS LICENSE - PARASAIL OPERATIONS.PDF](#)

E. Resolution - Authorize Grant Application - INFRA Grant

Documents:

[RESO - AUTHORIZE GRANT APPLICATION - INFRA GRANT.PDF](#)

F. Resolution - 2019 Budget Amendment 1

Documents:

[RESO - 2019 BUDGET AMENDMENT 1.PDF](#)

G. Resolution - Declare Surplus Property - Spring 2019

Documents:

[RESO - DECLARING SURPLUS PROPERTY - SPRING 2019.PDF](#)

H. Resolution - Award Bid - Beach Patrol UTV's

Documents:

[RESO - AWARD BID - BEACH PATROL UTVS.PDF](#)

I. Resolution - Award Bid - Watercraft Replacement

Documents:

[RESO - AWARD BID - WATERCRAFT REPLACEMENT.PDF](#)

J. Resolution - Award Bid - Traffic Signs, Parts & Accessories

Documents:

[RESO - AWARD BID - TRAFFIC SIGNS, PARTS AND ACCESSORIES.PDF](#)

K. Resolution - Award Bid - Various Irrigation Supplies

Documents:

[RESO - AWARD BID - VARIOUS IRRIGATION SUPPLIES.PDF](#)

**10. Committee Reports**

**11. Staff Reports**

**12. Hearing Of Persons Not Listed On Formal Agenda**

**13. Adjourn**

# Proclamation

OFFICE OF THE MAYOR  
GULF SHORES, ALABAMA

## NATIONAL SAFE BOATING WEEK

**WHEREAS**, on average, 700 people die each year in boating-related accidents in the U.S.; nearly 70% of these are fatalities caused by drowning; and,

**WHEREAS**, the vast majority of these accidents are caused by human error or poor judgment and not by the boat, equipment, or environmental factors; and,




**WHEREAS**, a significant number of boaters who lose their lives by drowning each year would be alive today had they worn life jackets; and,

**WHEREAS**, modern life jackets are more comfortable, more attractive, and more wearable than styles of years past and deserve a fresh look by today's boating public.

**NOW, THEREFORE**, on behalf of Mayor Robert Craft and fellow Council Members the City of Gulf Shores, I do hereby support the goals of the National Safety Council and the U. S. Coast Guard Auxiliary Flotilla 36, by proclaiming the week of May 18 - 24, 2019, as "National Safe Boating Week" and the start of the year-round effort to promote safe boating. I urge all those who boat to "Wear It" and practice safe boating habits.



In witness whereof I have hereunto set my hand and caused this seal to be affixed.

  
\_\_\_\_\_  
Robert Craft, Mayor  
Attest:   
\_\_\_\_\_  
Date:   
\_\_\_\_\_



**ORDINANCE NO.**

**AN ORDINANCE  
TO AMEND ORDINANCE NO. 1584  
(ZONING ORDINANCE) ADOPTED JANUARY 1, 2010,  
AT ARTICLE 7: RESIDENTIAL DISTRICT REGULATIONS TO AMEND THE MINIMUM  
LOT SIZE, LOT WIDTH AND FRONT SETBACK FOR THE R-1-5 ZONING DISTRICT AND  
ADD A SAVINGS CLAUSE FOR EXISTING PLATTED R-1-5 LOTS  
BY CHANGING CERTAIN  
LANGUAGE AND REWRITING AS REQUIRED  
(ZTA2018-03)**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That Ordinance No. 1584 (Zoning Ordinance) adopted January 1, 2010 be and it is hereby amended at Article 7: Residential District Regulations, Section 7-1 B. Area and Dimensional Requirements for Residential Districts, by changing certain language and rewriting as follows:

**ARTICLE 7: Residential District Regulations**

**§7-1. General Regulations for Residential Districts.**

**B. Area and Dimensional Requirements for Residential Districts.**

1. See Table 7-1B for area and dimensional requirements for residential districts (not located in Fort Morgan Peninsula Overlay District).
2. See Table 7-1C for the area and dimensional requirements and the provisions herein for residential districts in the Fort Morgan Peninsula Overlay District.
  - a. Waterfront Setbacks. Where the required Waterfront Setback is greater than the required Front Yard, Side Yard or Rear Yard Setback, the Waterfront Setback shall govern.
  - b. Waterfront Setback options. For gulf-front Lots, the Waterfront Setback is the CCCL. For all other Lots, the following Setback options are permitted:
    - (1) Option 1: Fifty (50) ft from Mean High Tide Line OR
    - (2) Option 2: Twenty-five (25) ft with engineer-improved filtration.
3. Savings Clause Applicable to Certain R-1-5 Zoned Lots. Notwithstanding any other provision of the Zoning Ordinance to the contrary, any platted or deeded lot of record in the Baldwin County probate records as of January 1, 2019 that is zoned R-1-5 as of that date and remains zoned R-1-5 may be improved or re-improved in conformity with the area and dimensional regulations of R-1-5 as modified as follows:

- Min. Lot Area - 6,000sf
- Min. Lot Width - 50ft
- Min. Front Yard - 30ft
- Min. Street Side Yard - 10ft

<b>Table 7-1B: Area and Dimensional Regulations for Residential Districts</b>									
NOTE: The following area and dimensional requirements are subject to modifications and exceptions in Article 6 Supplementary Regulations. For area and dimensional requirements for Townhouses, refer to <a href="#">§11-3</a> .									
Zoning District		R-1-1	R-1-2	R-1-3	R-1-4	R-1-5	R-2	R-3	R-4
<b>Max. Building Height, in Habitable Stories</b>		3	3	3	3	3	3	3	4
<b>Min. Lot Area</b>	Single-family (per DU)	40,000	20,000	15,000	11,000	8,000	9,000	9,000	9,000
	Duplex (per Duplex)	na	na	na	na	Na	9,000	9,000	9,000
	Multiple-family, 11-20	na	na	na	na	Na	na	10,000 sf for the first 3 DUs plus 2,000 sf per additional DU	

<b>Max. Density (DU/ac)</b>		1.0	2.0	2.5	3.5	7.0	9.5	10	20
<b>Min. Lot Width</b>	Single-family Duplexes	165 ft na	100 ft na	85 ft* na	75 ft na	60 ft Na	50 ft 50 ft	50 ft 50 ft	50 ft 50 ft
	Multiple-family, 11-20	na	na	na	na	Na	na	100 ft for the first 3 DUs plus 2 ft per additional DU up to a maximum of 300 ft for R-3 and 500 ft for R-4	
<b>Max. Bldg. Coverage</b>		17%	20%	25%	30%	35%	30%	25%	25%
<b>Max. Impervious Surfaces**</b>		30%	35%	40%	50%	55%	50%	55%	60%
<b>Min. Front Yard, see §6-3</b>		40 ft	40 ft	35 ft	35 ft	35 ft	30 ft	30 ft	30 ft
<b>Min. Rear Yard, see §6-3</b>		40 ft	40 ft	40 ft	40 ft	30 ft	30 ft	30 ft	35 ft
<b>Min. Side Yard, see §6-3</b>	Single-family Duplexes	30 ft	15 ft	10 ft	10 ft	10 ft	10 ft	10 ft	10 ft
	Multiple-family, 11-20	na na	na na	na na	na na	na na	10 ft na	20 ft 30 ft	20 ft 30 ft
<b>Min. Street Side Yard for detached Single-family and Duplex Dwellings only, see §6-3E</b>		30 ft	15 ft	15 ft	15 ft	15 ft	10 ft	10 ft	10 ft
<p>Note: For the purposes of this Table, "na" indicates that the use is not permitted in the district and therefore no area or dimensional regulation is applicable.                      *All waterfront Lots shall have Direct Frontage on the Gulf of Mexico or Little Lagoon and Direct Frontage on Hwy. 182 and a minimum Lot Width of 100 ft shall be provided along the entire depth of the Lot.                      ** For Gulf front Lots, this includes Lot Area north of the CCCL.</p>									

\* \* \* \*

Section 2. That this Ordinance shall become effective upon its adoption and publication as required by law.

Adopted this 25th day of February, 2019.

\_\_\_\_\_  
Robert Craft, Mayor

ATTEST:

Wanda Parris, MMC  
City Clerk

C E R T I F I C A T E

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019, and the same was duly published as required by law.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO.**

**AN ORDINANCE  
TO AMEND ORDINANCE NO. 1584  
(ZONING ORDINANCE) ADOPTED JANUARY 1, 2010,  
AT ARTICLE 4: DEFINITIONS, ARTICLE 6: SUPPLEMENTARY REGULATIONS,  
AND ARTICLE 10-8: SINGLE FAMILY AND  
DUPLEX TOURIST RENTAL OVERLAY DISTRICT  
BY CHANGING CERTAIN LANGUAGE AND REWRITING AS REQUIRED  
(ZTA2018-04)**

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That Ordinance No. 1584 (Zoning Ordinance) adopted January 1, 2010 be and it is hereby amended at Article 4: Definitions, Article 6: Supplementary Regulations Section 6-18 Dwelling Units Licensed for Vacation Rental, and Article 10 Section 8: Single Family & Duplex Tourist Overlay District, by changing certain language and rewriting as follows:

**Article 4-1 General Definitions**

Single Family and Duplex Vacation Rental Overlay District: Includes all R-1 and R-2 zoned land west of Hwy. 59 and south of Stanton Creek and/or West 2nd Avenue, and south of Little Lagoon west of West 7th Street (extending west to and including Laguna Key Subdivision) and all waterfront R-1 zoned properties which abut the north side of the Little Lagoon and Highway 180 (Fort Morgan Road) west of West Brigadoon Trail and east of the boundary of the Bon Secour Wildlife Refuge. The boundaries are shown on the official "City of Gulf Shores Zoning Map".

**Article 4-2 Use Definitions**

Dwelling Unit Licensed for Vacation Rental: shall mean any Dwelling Unit licensed and offered for occupancy by lease, sublease, rental, or other licensing by an owner or lessor for any period of fewer than one hundred and eighty (180) consecutive days.

**Article 6-18 Dwelling Units Licensed for Vacation Rental Rental**

A. Purpose. The purpose of this section is to allow Dwelling Units Licensed for Vacation Rental within certain areas of Gulf Shores and establish minimum standards for their use, while minimizing incompatibility with surrounding residential areas.

B. Applicability

1. Dwelling Units Licensed for Vacation Rental are allowed in the following areas of the City; the Single Family and Duplex Tourist Rental Overlay District, BN, BG, BT, ICW-N, ICW-S zoning districts and multi-family uses that are designated for vacation rentals in Planned Unit Developments (PUD).
2. Dwelling Units Licensed for Vacation Rental are prohibited in the following areas of the City; AG, ATP, ED, IND, OS, R-1, R-2, R-3, R-4 and R-5 Zoning Districts and single family subdivisions in Planned Unit Developments (PUD). The City may approve Dwelling Units Licensed for Vacation Rentals in individual Multi-family developments located in the R-3 and R-4 zoning districts by Conditional Use Permit.
3. **Nonconforming Uses.** Notwithstanding the provisions of §6-18B2 above, a Single Family or Duplex Dwelling that (a) is located outside of the Single Family and Duplex Tourist Rental Overlay District in an R-1 or R-2 District or in an area designated as such in a PUD, (b) was rented as a Dwelling Unit Licensed for Vacation Rental during the calendar year 2009 prior to August 31, 2009, and (c) was duly licensed for such rental on August 31, 2009 with all rental income having been duly reported for the computation and timely payment of business license fees and lodging taxes in calendar year 2009 shall be permitted and regulated as a Dwelling Unit Licensed for Vacation Rental.

**Notwithstanding the provisions of §6-18B3 above, a Dwelling Unit in a Multi-family Dwelling that is made a nonconforming use by the above provisions that was licensed as a Dwelling Unit Licensed for Vacation Rental for such rental on August 31, 2018 with all rental income having been duly reported for the computation and timely payment of business license fees and lodging taxes in calendar year 2018 shall be permitted and regulated as a Dwelling Unit Licensed for Vacation Rental. The continuing use of said Dwelling Unit Licensed for Vacation Rental shall be regulated as legal nonconforming uses pursuant to Article 13 Nonconformities.**

#### C. Permitting and Taxation.

1. As a condition of the issuance of a business license for a Dwelling Unit Licensed for Vacation Rental, the owner of a Dwelling shall apply for and receive a business license from the City Revenue Division prior to using the dwelling unit for said purposes.
2. A business license shall be valid for a time period as determined by the Revenue Division but not to exceed one year. A license may be revoked by the Revenue Division for noncompliance with the requirements herein. Decisions of the Revenue Division may be appealed to the Council.
3. A copy of the business license shall be supplied to the rental agency. The property owner and rental agency shall be required to present this license upon request of the City. The property owner shall be responsible for complying with all requirements of this Section.
4. Dwelling Units Licensed for Vacation Rental shall be subject to any applicable lodging and resort taxes normally levied in the City.

#### F. Occupancy. Occupancy shall comply with the following requirements:

1. Occupancy of a Dwelling Unit Licensed for Vacation Rental by more than one (1) family, as defined in Article 4 Definitions, for longer than thirty (30) consecutive days shall be considered a violation of this Ordinance and prohibited.
2. Dwelling Units Licensed for Vacation Rental shall be limited to a maximum rental of 180 days or it shall be deemed a long term rental and exempt from the regulations of this Overlay District.

#### G. Parking, Access, and Circulation.

1. Parking spaces may be provided on driveways or within a parking lot specifically designed for such use.
2. Required parking, maneuvering areas, and driveways shall be covered with a surface suitable for parking as approved by the City Public Works Director or his designee. The use of gravel, rock, or any other similar material that is not similar in color to beach sand is prohibited.
3. Parking within public street rights-of-way is prohibited and subject to the enforcement actions and penalties as specified in Chapter 21 of the Code of Ordinances.

#### H. Signage.

1. No signage, other than that permitted in the underlying district, shall be permitted.



2. All Dwelling Units Licensed for Vacation Rental shall display their address prominently so that it is clearly visible and readable from the right-of-way, and, in the case of a Dwelling Units Licensed for Vacation Rental located on a gulf front lot, the address shall also be displayed consistent with the requirements of Chapter 20 of Code of Ordinances and Section 20-4 therein.

\* \* \* \*

Section 2. That this Ordinance shall become effective upon its adoption and publication as required by law.

Adopted this 25th day of February, 2019.

\_\_\_\_\_  
Robert Craft, Mayor

ATTEST:

Wanda Parris, MMC  
City Clerk

C E R T I F I C A T E

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019, and the same was duly published as required by law.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO.**

**AN ORDINANCE  
ASSENTING TO THE ANNEXATION  
OF CERTAIN PROPERTY DESCRIBED HEREIN TO  
THE CITY OF GULF SHORES, ALABAMA, AND  
EXTENDING THE CORPORATE LIMITS OF THE CITY  
TO INCLUDE SUCH PROPERTY**

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WHEREAS, on the 27th day of January, 2019, Brian & Emily Edmonds, owner of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Gulf Shores; and

WHEREAS, said petition did contain the signatures of all of the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Gulf Shores; and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the City of Gulf Shores and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the Council of the City of Gulf Shores, Alabama, finds and declares that it is in the best interest of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Gulf Shores.

**Section 2.** That the boundary lines of the City of Gulf Shores, Alabama, be and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the City of Gulf Shores, Alabama, and in addition thereto the following described territory, to-wit:

As situated in Baldwin County, Alabama, to-wit:

Lot 7 River Pines Subdivision, according to the plat thereof recorded on 65' X 148.9' LOT 2 RIVER PINES SUB SLIDE 1867-B & REVISED SLIDE 1883-B SEC 35-T8S-R3E of the records in the office of the Judge of Probate in Baldwin County, Alabama.

PPIN: 230618      PID: 05-60-07-35-0-000-038.26

5121 Skiff Lane  
Gulf Shores AL 36542

**Section 3.** That this ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

**Section 4.** That the territory described in this ordinance shall become a part of the corporate limits of the City of Gulf Shores, Alabama, upon publication of this ordinance as set forth in Section 3, above.

ADOPTED this 25<sup>th</sup> day of February, 2019.

Robert Craft, Mayor

ATTEST:

\_\_\_\_\_  
Wanda Parris, MMC  
City Clerk

#### **C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by the City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019 and the same was duly published as required by law.

City Clerk

**ORDINANCE NO.**

**AN ORDINANCE  
ASSENTING TO THE ANNEXATION  
OF CERTAIN PROPERTY DESCRIBED HEREIN TO  
THE CITY OF GULF SHORES, ALABAMA, AND  
EXTENDING THE CORPORATE LIMITS OF THE CITY  
TO INCLUDE SUCH PROPERTY**

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WHEREAS, on the 14th day of January, 2019, Roman & Sherri Karas, owner of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Gulf Shores; and

WHEREAS, said petition did contain the signatures of all of the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Gulf Shores; and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the City of Gulf Shores and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the Council of the City of Gulf Shores, Alabama, finds and declares that it is in the best interest of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Gulf Shores.

**Section 2.** That the boundary lines of the City of Gulf Shores, Alabama, be and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the City of Gulf Shores, Alabama, and in addition thereto the following described territory, to-wit:

As situated in Baldwin County, Alabama, to-wit:

Lot 7B, Re-Subdivision of Lot 7, 1<sup>st</sup> Addition Oak River View Subdivision, according to the plat thereof recorded on 262.6' X 588.9' IRR LOT 7B OF RESUB OF PT OF LOT 7 OAK RIVER VIEW 1ST ADD SLIDE 2092-E & SLIDE 2095-A, PB1 PG39 GR SEC 3 7-T8S-R4E of the records in the office of the Judge of Probate in Baldwin County, Alabama.

PPIN: 254311      PID: 05-61-09-37-0-000-064.002

19321 County Road 8 West  
Gulf Shores AL 36542

**Section 3.** That this ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

**Section 4.** That the territory described in this ordinance shall become a part of the corporate limits of the City of Gulf Shores, Alabama, upon publication of this ordinance as set forth in Section 3, above.

ADOPTED this 25<sup>th</sup> day of February, 2019.

Robert Craft, Mayor

ATTEST:

\_\_\_\_\_  
Wanda Parris, MMC  
City Clerk

#### **C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by the City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019 and the same was duly published as required by law.

City Clerk

**ORDINANCE NO.**

**AN ORDINANCE  
ASSENTING TO THE ANNEXATION  
OF CERTAIN PROPERTY DESCRIBED HEREIN TO  
THE CITY OF GULF SHORES, ALABAMA, AND  
EXTENDING THE CORPORATE LIMITS OF THE CITY  
TO INCLUDE SUCH PROPERTY**

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WHEREAS, on the 4th day of February, 2019, Andrew & Leanne Roman, owner of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Gulf Shores; and

WHEREAS, said petition did contain the signatures of all of the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Gulf Shores; and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the City of Gulf Shores and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the Council of the City of Gulf Shores, Alabama, finds and declares that it is in the best interest of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Gulf Shores.

**Section 2.** That the boundary lines of the City of Gulf Shores, Alabama, be and the same are hereby altered or rearranged so as to include all of the territory heretobefore encompassed by the corporate limits of the City of Gulf Shores, Alabama, and in addition thereto the following described territory, to-wit:

As situated in Baldwin County, Alabama, to-wit:

Lot 11 River Pines Subdivision, according to the plat thereof recorded on Slide 1867-B & Revised Slide 1883B SEC 35-T8S-R3E (ST-WD) of the records in the office of the Judge of Probate in Baldwin County, Alabama.

PPIN: 230608      PID: 05-61-07-35-0-000-038.016

17056 Slash Pine Run  
Gulf Shores AL 36542

**Section 3.** That this ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

**Section 4.** That the territory described in this ordinance shall become a part of the corporate limits of the City of Gulf Shores, Alabama, upon publication of this ordinance as set forth in Section 3, above.

ADOPTED this 25<sup>th</sup> day of February, 2019.

Robert Craft, Mayor

ATTEST:

\_\_\_\_\_  
Wanda Parris, MMC  
City Clerk

#### **C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by the City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019 and the same was duly published as required by law.

City Clerk

**ORDINANCE NO.**

**AN ORDINANCE**

**TO AMEND THE *CODE OF ORDINANCES*, ADOPTED JULY 24, 1989, AT CHAPTER 8, BUSINESS LICENSES, TAXES, AND REGULATIONS, ARTICLE I, IN GENERAL, TO AMEND SECTION 8-8, ITEM 17 BY CHANGING CERTAIN LANGUAGE AND REWRITING THE ENTIRE ORDINANCE TO FURTHER REGULATE SUCH BUSINESSES RELATING TO GASOLINE-POWERED WATERSPORTS EQUIPMENT RENTAL BUSINESSES AND IN ADDITION, BUSINESSES PROVIDING RECREATIONAL PARASAIL RIDES, RECREATIONAL TOWED WATER RIDES AND BEACH EQUIPMENT RENTAL SERVICES**

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WHEREAS, the City Council of the City of Gulf Shores has heretofore determined that the provision of beachfront and waterfront recreational rides and rentals by businesses within the corporate limits and police jurisdiction of the City is a desirable amenity for the benefit of the residents and visitors to the City and has heretofore adopted ordinances regulating such businesses; and

WHEREAS, the City Council has determined that the business of the provision of beachfront and waterfront recreational rides and rentals must be further reasonably regulated and limited in the interests of public safety and common public enjoyment of the beachfront and waterfront within the City and its police jurisdiction,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That Section 8-8 of Article I of Chapter 8, BUSINESS LICENSES, TAXES, AND REGULATIONS, of the *Code of Ordinances*, adopted July 24, 1989, be and it is hereby amended to read in its entirety as follows:

Section. 8-8. - Beachfront and waterfront recreational businesses; businesses engaging in the business of rental of gasoline-powered watersports equipment, engaging in the business of provision of recreational parasail rides, engaging in the business of provision of towed water ride services utilizing water craft or gasoline-powered watersports equipment, or engaging in the business of the on-site rental of beach chairs and umbrellas authorized and regulated.

- (a) Businesses engaging in the business of rental of gasoline-powered watersports equipment. Any license issued to any person engaged in the business of the rental of gasoline-powered watersports equipment, including, without limitation, jet skis, wave runners, wave riders,



and other personal watercraft (hereafter referred to as "rental craft") is expressly conditioned on compliance with all the following requirements:

- (1) The licensee's business shall be operated only at a site with direct open water access properly zoned for such business, owned by, leased in writing to, or licensed in writing to the licensee and specifically designated on the license as issued. The minimum separation distance allowed between any water access sites licensed or proposed to be licensed under subsections (a), (b), or (c) of this Section 8-8 shall be seven hundred fifty (750) feet. Such businesses may not be operated with a vessel or barge as a designated site. The licensee's customers must take possession of the rental craft at the designated site, and licensee shall not deliver any rental craft to a customer at any off-site location within the city or its police jurisdiction.
- (2) The rental site must be marked with a water ingress and egress corridor a minimum of twenty-five (25) feet and a maximum of fifty (50) feet in width, delineated by two (2) orange buoys at a distance of thirty (30) feet from the beach, two (2) orange buoys at a distance of sixty (60) feet from the beach, and two (2) orange buoys at a distance of ninety (90) feet from the beach, and two (2) orange cones a minimum of twenty-eight (28) inches tall at water's edge. Said buoys must be a minimum of twelve (12) inches in diameter and must be maintained by the licensee. The location of the water ingress and egress corridor relative to the boundaries of the rental site must be approved by the city prior to the issuance of the license. Appropriate signage visible to persons approaching the site shall be posted at the water's edge corners of the site reading "Caution: Surf Vessels in Operation, No Swimming." The rental site shall be kept clear of sunbathers and all persons not associated with the licensed operation.
- (3) Renters must exit and return to the rental site only through the required corridor and must enter and exit the corridor from the water side only at the marked seaward end of the corridor. The maximum allowable speed in the corridor is idle speed or the slowest speed at which the operator can effectively control the rental craft and maintain steerage at all times. The operator must yield the right-of-way to any swimmers present.

- (4) All renters and passengers regardless of age shall at all times wear a properly fitted and securely fastened USCG approved Personal Flotation Device (PFD), which must be donned prior to boarding the rental craft.
- (5) All rental craft shall be subject to the limitation of number of passengers and weight capacity requirements as designated by the manufacturer.
- (6) The licensee shall comply with the municipal surf condition flag warning system and shall suspend all operations when double red flags are displayed. In addition, licensee shall not allow any renter or other person to operate a rental craft in conditions licensee should reasonably find to be unsafe including but not limited to heavy surf, excessive wind, strong currents, rain, heavy fog, during a lightning storm within five (5) miles of the rental site, during an active small craft warning alert, or if it becomes evident that a storm frontal system is approaching within seven (7) miles of the rental site.
- (7) The licensee shall not rent any rental craft to any person under the age of nineteen (19) years, or to any person who appears to be under the influence of alcohol or drugs. The licensee shall not permit the operation of any rental craft by any person under the age of sixteen (16) years, or to any person who appears to be under the influence of alcohol or drugs.
- (8) The rental site must at all times be equipped with the following, maintained in good and proper operating condition:
  - a. A chase/rescue vessel equipped with a towline and appropriate and visible markings identifying the vessel or vessel operator as the licensee's chase/rescue vessel;
  - b. An electronic voice hailer, electronic megaphone, or whistle for the purpose of communication with vessels, swimmers, and customers;
  - c. Appropriate and visible signage posted at the water's edge corners of the rental site, and displayed to persons approaching the site reading "Caution: Surf Vessels in Operation";

- d. Rental agreements and/or appropriate visible signage readily observable by customers listing the rules of equipment operation, including, without limitation, the following:
  1. "Rental of gasoline-powered watersports equipment to persons under nineteen (19) years of age or to persons under the influence of alcohol or drugs is prohibited by city ordinance."
  2. "Operation of rented gasoline-powered watersports equipment by persons under sixteen (16) years of age or to persons under the influence of alcohol or drugs is prohibited by city ordinance."
  3. "Operation of gasoline-powered watersports equipment in a reckless or negligent manner is a violation of state law punishable by up to a five hundred dollar (\$500.00) fine and imprisonment for up to six (6) months."
  4. "Operators and passengers must wear coast guard approved life vests at all times."
- (9) The licensee shall not knowingly allow any of licensee's rental craft to be operated in a reckless or negligent manner and shall immediately reclaim from licensee's customer any rental craft licensee knows or is reliably informed has been operated in such manner.
- (10) The licensee shall provide a mandatory passenger safety briefing to all individual renters and passengers before they are allowed to leave the beach on a rental craft. This briefing shall include, without limitation:
  - a. A description of the activity;
  - b. The safety precautions and use restrictions while underway;
  - c. The location and proper use of safety and lifesaving equipment;
  - d. Basic boating safety instruction and education on the safe and prudent operation of the rental craft or require proof of prior education before renting;
  - e. Warnings and procedures for unexpected events such as equipment malfunctions;
  - f. The proper use of signals;

- g. Regulations pertaining to idle speed zones and the punishment for careless or reckless operation.

The licensee shall not rent any rental craft to any person or allow the operation or passenger use of any rental craft by any person who does not demonstrate an understanding of the information and procedures covered in the passenger safety briefing or who demonstrates an unwillingness or inability to comply with such procedures. The licensee shall take all steps necessary to exclude from operation or passenger use any person who appears fearful or intimidated.

(11) The licensee shall maintain a daily rental log containing the following information regarding each rental craft:

- a. The name, address, telephone number, vessel operator's license number, and date of birth of the customer.
- b. The item of equipment rented by the customer and the fee charged.
- c. The time the customer took possession of the rental item and the time the item was returned to the possession of the licensee.
- d. The customer's signature verifying the presentation of the passenger safety briefing to the customer and any proposed passenger.

The current month's daily rental log shall be maintained at licensee's rental site during the hours of the licensee's operation and shall be presented for inspection upon request of any federal, state, county, or municipal enforcement officer. The daily rental log entries shall be retained by the licensee for a period of not less than five (5) years.

(12) The licensee shall affix and maintain on each rental craft a suitable marking of distinctive color and size as approved by the appropriate city official as designated by the mayor so as to render the item identifiable as licensee's rental equipment at a distance of up to three hundred (300) feet.

(13) The licensee shall comply with all fuel container and portable tank storage regulations as adopted by the Gulf Shores Fire Department from time to time, which include but are not limited to:

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- a. Fueling must take place on stable ground clear of the water's edge. No refueling of any vessel shall take place in the water, and no spillage of fuel shall occur.
- b. A maximum of fifteen (15), five-gallon spill proof fuel containers totaling no more than seventy-five (75) gallons of fuel may be on the beach at any one (1) time. No container with a capacity greater than five (5) gallons shall be allowed on site. No fuel shall be stored in any parking area, and no fuel shall be stored on site overnight. A fueling and fuel storage plan shall be submitted and approved by the city prior to the issuance of any license.
- c. Use of either a fuel collar or fuel bib while fueling is required.
- d. A minimum of ten (10) 15"×15" absorbent hydrocarbon pads and one (1) portable fire extinguisher with no less than a 60 BC rating must be on site while fueling.
- e. Any and all oil and chemical spills shall promptly and properly be reported to the National Response Center.
- f. Details of a fuel spill contingency plan must be submitted to the city prior to issuance of business license and the commencement of any fuel handling on the beach.

(14) Major repairs of watercraft on the beach are prohibited.

(15) Subject to the overall combined site capacity restrictions set out in subsection (e) below, the maximum number of rental craft allowed to operate from one (1) approved water access rental site location shall be five (5) rental craft, including jet skis, wave runners, wave riders, and other personal watercraft.

(16) The licensee shall not employ individuals under the age of sixteen (16) years to operate any gasoline-powered watersports equipment and the licensee must provide proof that each employee who operates gasoline-powered watersports equipment possesses a valid Alabama Vessel Operator's License or the equivalent certification issued by another state if not an Alabama resident.

(17) Each Licensee under this Section 8.8(a) shall at all times maintain Marine Liability insurance covering all aspects of the activities hereby licensed, with limits no less than one million dollars per accident, and two million dollars aggregate, naming the City of

Gulf Shores as an Additional Insured. The licensee shall provide a current complete copy of said policy, including all endorsements to the Revenue Division. Proof of insurance must be available for inspection on site, and each customer who requests such proof shall be provided with the insurance carrier's name and address and the insurance policy number.

- (b) Businesses engaging in the business of provision of parasail rides. Any license issued to any person engaged in the business of providing parasail rides is expressly conditioned on compliance with all the following requirements:
  - (1) The licensee's business shall be operated only at a site with direct open water access properly zoned for such business, owned by, leased in writing to, or licensed in writing to the licensee and specifically designated on the license as issued (hereafter referred to as the "Ride Site.") The minimum separation distance allowed between any water access sites licensed or proposed to be licensed under subsections (a), (b), or (c) of this Section 8-8 shall be seven hundred fifty (750) feet. Such businesses may not be operated with a vessel or barge as a ride site. The licensee's customers must be picked up and dropped off only at the designated ride site.
  - (2) The ride site must be marked with a water ingress and egress corridor a minimum of twenty-five (25) feet and a maximum of fifty (50) feet in width, delineated by two (2) orange buoys at a distance of thirty (30) feet from the beach. Two (2) orange buoys at a distance of sixty (60) feet from the beach, and two (2) orange buoys at a distance of ninety (90) feet from the beach, and (2) orange cones a minimum of twenty-eight (28) inches tall at water's edge. Said buoys must be a minimum of twelve (12) inches in diameter and must be maintained by the licensee. The location of the water ingress and egress corridor relative to the boundaries of the rental site must be approved by the city prior to the issuance of the license. Appropriate signage visible to persons approaching the site shall be posted at the water's edge corners of the site reading "Caution: Surf Vessels in Operation, No Swimming." The approved ride site must be kept clear of sunbathers and all others not associated with the licensed operation.
  - (3) The licensee's parasail craft and any vessel or water craft used by the licensee to ferry passengers to and from the parasail craft must exit and return to the ride site only

through the required corridor and must enter and exit the corridor from the water side only at the marked seaward end of the corridor. The maximum allowable speed in the corridor is idle speed or the slowest speed at which the operator can effectively control the craft and maintain steerage at all times. The operator must yield the right-of-way to any swimmers present.

- (4) All parasail passengers regardless of age shall at all times wear a properly fitted and securely fastened USCG approved Personal Flotation Device (PFD), which must be donned prior to entering the water.
- (5) All parasail craft and parasails shall be subject to the limitation of number of passengers and weight capacity requirements as designated by the manufacturer.
- (6) Vessels used for parasailing operations shall be equipped with a weather monitoring device and a wind speed and direction meter. The weather monitoring device may be fixed or portable, provided it is accessible by the Captain at the vessel's operation console. The weather monitoring device shall be electronic with a visual display. A VHF radio, alone, is not acceptable for weather monitoring. The Captain shall check and remain cognizant of current and forecasted weather conditions for the area of operation and account for the weather conditions for the duration of the parasail set (the "onboard" group of passengers on a parasail vessel). A written Weather Log shall be maintained by the Captain of the vessel and weather conditions including wind direction, wind speed, wave height, and sky conditions shall be recorded by the Captain at the start of the day and prior to each parasail set. Written Weather Logs and the recorded data shall be retained for a period of not less than 5 years on board the vessel or on the premises of the place of business and shall be made available for inspection upon request of any federal, state, county, or municipal law enforcement officer, or mayoral designee.
- (7) The licensee shall comply with the municipal surf condition flag warning system and shall suspend all operations when double red flags are displayed. In addition, licensee shall not operate any parasail ride when current observed weather conditions in the area of operation include any of the following; sustained wind speeds greater than 20 mph; wind gust with a differential greater than 15 mph of the sustained wind; wind gust

exceeding 25 mph; ground visibility less than 0.5 miles; a storm frontal system approaching within seven (7) miles of the ride site; wave heights exceeding 4 ft. unless the period and wave height are within the following formula: 3 s period for each 1 ft. of wave height (for example, 15 s period = 5 ft. wave height). In no case shall parasail operations be conducted in weather conditions that exceed the manufacturer's specified limitations for the equipment or in conditions licensee should reasonably find to be unsafe including but not limited to heavy surf, strong currents, rain, heavy fog, during a lightning storm within five (5) miles of the ride site, an active small craft warning alert,

- (8) Parasail operations, suspended as a result of weather conditions exceeding the parameters in 8-8,b,7 shall remain suspended for a minimum of 30 minutes. Parasail operations may resume only after a minimum of 30 minutes have elapsed from the last monitored weather condition that exceeded the thresholds in 8-8,b,7.
- (9) The licensee shall provide a mandatory passenger safety briefing to all individual passengers. This briefing shall include, without limitation:
  - a. A description of the activity;
  - b. The safety precautions and use restrictions while underway;
  - c. The location and proper use of safety and lifesaving equipment;
  - d. Warnings and procedures for unexpected events such as equipment malfunctions, water landings, or towline separations;
  - e. The proper use of signals.

An older companion must accompany children under eight (8) years of age while in flight. The licensee shall not accept as a passenger any person who does not demonstrate an understanding of the information and procedures covered in the passenger safety briefing and any person who demonstrates an unwillingness or inability to comply with such procedures. The licensee shall not accept as a passenger any person who appears fearful or intimidated.

- (10) The licensee shall maintain a daily passenger log recording the following information for **each passenger**:



- a. The name, address, telephone number, and date of birth of the passenger.
- b. The customer's signature verifying the presentation of the passenger safety briefing.

The current month's daily passenger log shall be maintained at licensee's ride site during the hours of the licensee's operation and shall be presented for inspection upon request of any federal, state, county, municipal enforcement officer, or mayoral designee. The daily passenger log entries shall be retained by the licensee for a period of not less than five (5) years.

(11) The licensee shall affix and maintain on each parasail craft a suitable marking of distinctive color and size as approved by the appropriate city official as designated by the mayor so as to render the craft identifiable as licensee's craft at a distance of up to three hundred (300) feet.

(12) The licensee shall comply with all fuel container and portable tank storage regulations as adopted by the Gulf Shores Fire Department from time to time, which include but are not limited to:

- a. Fueling must take place on stable ground clear of the water's edge. No refueling of any vessel shall take place in the water, and no spillage of fuel shall occur.
- b. A maximum of fifteen (15), five-gallon spill proof fuel containers totaling no more than seventy-five (75) gallons of fuel may be on the beach at any one (1) time. No container with a capacity greater than five (5) gallons shall be allowed on site. No fuel shall be stored in any parking area, and no fuel shall be stored on site overnight. A fueling and fuel storage plan shall be submitted and approved by the city prior to the issuance of any license.
- c. Use of either a fuel collar or fuel bib while fueling is required.
- d. A minimum of ten (10) 15"×15" absorbent hydrocarbon pads and one (1) portable fire extinguisher with no less than a 60BC rating must be on site while fueling.
- e. Any and all oil and chemical spills shall be promptly and properly reported to the National Response Center.

- f. Details of a fuel spill contingency plan must be submitted to the city prior to issuance of business license and the commencement of any fuel handling on the beach.

(13) Major repairs of watercraft on the beach are prohibited.

(14) Subject to the overall combined site capacity restrictions set out in subsection (e) below, the maximum number of parasail vessels allowed to operate from one (1) approved location shall be two (2) parasail vessels.

(15) All parasail equipment in use, including but not limited to parasail canopies, parasail harness, or passenger bars, shall be properly designed for parasail operation. Vessels used for parasail operation shall be purpose built for parasail operation. Parasail equipment shall be operated, stowed, inspected and maintained in accordance with the manufacturer's recommendations.

Parasail operators shall use only direct launch and recovery hydraulic parasail winch systems with functional hydraulic parasail winch brake and level-wind system for both launch and recovery of flight passengers at all times while engaged in parasail operations. At no time shall:

- a. Any parasail vessel's winch drum be equipped with more than the manufacturer's recommended length of towline:
- b. Any parasail vessel exceed eight hundred (800) feet of towline (which must be clearly marked to allow said marking to be visible from a distance of not less than three hundred (300) feet), from vessel to canopy yoke while conducting parasail flight operations or:
- c. Any parasail vessel exceed a maximum AGL (above ground level) of four hundred fifty (450) feet.

The parasail towline must be braided, low stretch construction with a minimum rated tensile strength not less than six thousand (6,000) pounds. The towline in its entirety shall be inspected daily for damage and /or wear and if necessary shall be immediately replaced as prescribed herein:

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A minimum of two (2) feet shall be trimmed from the towlines bitter end within a maximum period of seven (7) days, every one hundred (100) flights or as may become necessary. The trimmed piece shall be labeled with the date trimmed and the vessel name and retained aboard the vessel or on the premises of the place of business until the existing towline is permanently removed from service.

Towline shall be kept clean and well maintained in accordance with the manufacturer's specifications, requirements and/or recommendations.

A written log of such inspection and maintenance shall be kept and available for inspection upon request of any federal, state, county, or municipal law enforcement officer, or mayoral designee.

(16) At no time shall a passenger be allowed to participate in parasailing activities unless the captain has made a reasonable prior judgment that passengers: are properly fitted with a lifejacket prior to flight; are within the manufacturer's minimum and maximum load capacity for the parasail equipment in use; are properly fitted into the parasail harness with waist strap placed around the passenger's waist, not lifejacket and wind and sea conditions are conducive to and are within the limits specified in 8-8,b,7 and in accordance with manufacturer's recommendations.

(17) During parasail operations, which shall include the towing of a parasail canopy with or without an actual passenger, the parasail operator shall at all times maintain the parasail and vessel at a minimum operating distance:

a) offshore wind condition, maintain a minimum of 1000 ft. distance from shore;

b) onshore wind conditions, maintain:

Wind 0-5 mph 1000 ft. distance from shore;

Wind 6 to 10 mph 1000 ft. distance + 1 times the towline length;

Wind 11 to 15 mph 1000 ft. distance + 2 times the towline length;

Wind 16 to 20 mph 1000 ft. distance + 3 times the towline length;

c) not less than seven hundred (700) feet from any fixed object.

Provided, however, that in the event a parasail operator conducts parasail operations within the separate jurisdiction of a governmental regulatory authority other than the City of Gulf Shores which requires a greater minimum operating distance than that provided above, as a condition of the license

granted it by the City of Gulf Shores, the parasail operator shall strictly comply with the minimum operating distance requirements of such other governmental regulatory entity.

- (18) If part of the flight involves dipping passengers in the water, the following shall apply:
  - a) The vessel owner shall establish written procedures for dipping passengers. These procedures shall address vessel speed, controlling rate of descent, controlling level of passenger immersion in the water, and maximum duration of immersion;
  - b) Passengers shall not be more than 150 ft. away from the vessel when being dipped;
  - c) The vessel owner shall establish training requirements for dipping passengers and ensure this training has been conducted and recorded for the crewmembers conducting this activity.
- (19) A parasail vessel shall be manned with a minimum of two crew members (Captain + 1 Deckhand) while conducting parasail operations. A minimum of one crew member onboard shall be certified and current in an accepted course of standard First Aid including Adult-Child-Infant cardiopulmonary resuscitation (CPR). Accepted courses shall include nationally recognized and accredited training courses that issue course completion documents. The licensee shall not employ individuals under the age of sixteen (16) years to operate any gasoline powered water sports equipment utilized in connection with the parasail business and the licensee must provide proof that each employee who operates gasoline-powered watersports equipment in connection with the parasail vessel business possesses a valid Alabama Vessel Operator's License or the equivalent certification issued by another state if not an Alabama resident. Any employee operating a parasail vessel or any craft or vessel utilized to transport passengers must possess a current USCG Captain's License, be enrolled and participating in an approved drug testing program in accordance with 46 CFR Part 16 or equivalent program, and such license and documentation must be maintained onboard the parasail vessel at all times.
- (20) Each Licensee under this Section 8.8(b) shall at all times maintain Marine Liability insurance covering all aspects of the activities hereby licensed, with limits no less than one million dollars per accident, and two million dollars aggregate, naming the City of

Gulf Shores as an Additional Insured. The licensee shall provide a current complete copy of said policy, including all endorsements to the Revenue Division. Proof of insurance must be available for inspection on site, and each customer who requests such proof shall be provided with the insurance carrier's name and address and the insurance policy number.

(c) Businesses engaging in the business of provision of towed recreational water rides utilizing water craft or gasoline-powered watersports equipment. Any license issued to any person engaged in the business of providing towed recreational water rides utilizing non-powered floatables (hereafter referred to as "Towables") towed behind water craft or gasoline-powered watersports equipment (hereafter referred to as "Tow Craft"), including, without limitation, the provision of banana boat or surf sled rides, (hereafter referred to as "Towed Rides") is expressly conditioned on compliance with all the following requirements:

- (1) The licensee's business shall be operated only at a site with direct open water access properly zoned for such business, owned by, leased in writing to, or licensed in writing to the licensee and specifically designated on the license as issued (hereafter referred to as the "Ride Site." The minimum separation distance allowed between water access sites licensed or to be licensed under subsections (a), (b), or (c) of this Section 8-8 shall be seven hundred fifty (750) feet. Such businesses may not be operated with a vessel or barge as a ride site. The licensee's customers must be picked up and dropped off only at the designated ride site.
- (2) The ride site must be marked with a water ingress and egress corridor a minimum of twenty-five (25) feet and a maximum of fifty (50) feet in width, delineated by two (2) orange buoys at a distance of thirty (30) feet from the beach. Two (2) orange buoys at a distance of sixty (60) feet from the beach, and two (2) orange buoys at a distance of ninety (90) feet from the beach, and two (2) orange cones a minimum of twenty-eight (28) inches tall at water's edge. Said buoys must be a minimum of twelve (12) inches in diameter and must be maintained by the licensee. The location of the water ingress and egress corridor relative to the boundaries of the rental site must be approved by the city prior to the issuance of the license. Appropriate signage visible to persons approaching the site shall be posted at the water's edge corners of the site reading "Caution: Surf

Vessels in Operation, No Swimming." The approved ride site must be kept clear of sunbathers and all others not associated with the licensed operation.

- (3) The licensee's tow craft must exit and return to the ride site only through the required corridor and must enter and exit the corridor from the water side only at the marked seaward end of the corridor. The maximum allowable speed in the corridor is idle speed or the slowest speed at which the operator can effectively control the craft and maintain steerage at all times. The operator must yield the right-of-way to any swimmers present.
- (4) All towed ride passengers regardless of age shall at all times wear a properly fitted and securely fastened USCG approved personal flotation device (PFD), which must be donned prior to entering the water.
- (5) All towables shall be subject to the limitation of number of passengers and weight capacity requirements as designated by the manufacturer.
- (6) The licensee shall comply with the municipal surf condition flag warning system and shall suspend all operations when double red flags are displayed. In addition, licensee shall not operate any towed ride in conditions licensee should reasonably find to be unsafe including but not limited to heavy surf, excessive wind, strong currents, rain, heavy fog, during a lightning storm within five (5) miles of the ride site, an active small craft warning alert, or if it becomes evident that a storm frontal system is approaching within seven (7) miles of the ride site.
- (7) The licensee shall provide a mandatory passenger safety briefing to all individual passengers before they are allowed to leave the beach. This briefing shall include, without limitation:
  - a. A description of the activity;
  - b. The safety precautions and use restrictions while underway;
  - c. The location and proper use of safety and lifesaving equipment;
  - d. Warnings and procedures for unexpected events such as equipment malfunctions;
  - e. The proper use of signals.

The licensee shall require a responsible person sixteen (16) years of age or older be aboard the towable when carrying passengers under the age of eight (8) and not accept as a passenger any person who does not demonstrate an understanding of the information and procedures covered in the passenger safety briefing and any person who demonstrates an unwillingness or inability to comply with such procedures. The licensee shall not accept as a passenger any person who appears fearful or intimidated.

(8) The licensee shall maintain a daily passenger log containing the following information regarding each passenger:

- a. The name, address, telephone number, and date of birth of the passenger.
- b. The customer's signature verifying the presentation of the passenger safety briefing.

The current month's daily passenger log shall be maintained at licensee's ride site during the hours of the licensee's operation and shall be presented for inspection upon request of any federal, state, county, municipal enforcement officer, or mayoral designee. The daily passenger log entries shall be retained by the licensee for a period of not less than five (5) years.

(9) The licensee shall affix and maintain on each towable or associated tow craft a suitable marking of distinctive color and size as approved by the appropriate city official as designated by the mayor so as to render the craft identifiable as licensee's equipment at a distance of up to three hundred (300) feet.

(10) The licensee shall comply with all fuel container and portable tank storage regulations as adopted by the Gulf Shores Fire Department from time to time, which include but are not limited to:

- a. Fueling must take place on stable ground clear of the water's edge. No refueling of any vessel shall take place in the water, and no spillage of fuel shall occur.
- b. A maximum of fifteen (15), five-gallon spill proof fuel containers totaling no more than seventy-five (75) gallons of fuel may be on the beach at any one time. No container with a capacity greater than five (5) gallons shall be allowed on site. No fuel shall be stored in any parking area, and no fuel shall be stored on site

overnight. A fueling and fuel storage plan shall be submitted and approved by the city prior to the issuance of any license.

- c. Use of either a fuel collar or fuel bib while fueling is required.
- d. A minimum of ten (10) 15"×15" absorbent hydrocarbon pads and one (1) portable fire extinguisher with no less than a 60BC rating must be on site while fueling.
- e. Any and all oil and chemical spills shall be promptly and properly reported to the National Response Center.
- f. Details of a fuel spill contingency plan must be submitted to the city prior to issuance of business license and the commencement of any fuel handling on the beach.

(11) Major repairs of watercraft on the beach are prohibited.

(12) Subject to the overall combined site capacity restrictions set out in subsection (e) below, the maximum number of towables allowed to operate from one (1) approved location shall be two (2).

(13) The licensee shall not employ individuals under the age of sixteen (16) years to operate any gasoline powered water sports equipment utilized in connection with the towed ride business and the licensee must provide proof that each employee who operates gasoline-powered watersports equipment in connection with the towed ride business possesses a valid Alabama Vessel Operator's License or the equivalent certification issued by another state if not an Alabama resident. Any employee operating a tow craft must possess a current USCG Captain's License, be enrolled and participating in an approved drug testing program in accordance with 46 CFR Part 16 or equivalent program, and such license and documentation must be maintained onboard the parasail vessel at all times.

(14) Each Licensee under this Section 8.8(c) shall at all times maintain Marine Liability insurance covering all aspects of the activities hereby licensed, with limits no less than one million dollars per accident, and two million dollars aggregate, naming the City of Gulf Shores as an Additional Insured. The licensee shall provide a current complete copy of said policy, including all endorsements to the Revenue Division Proof of



insurance must be available for inspection on site, and each customer who requests such proof shall be provided with the insurance carrier's name and address and the insurance policy number.

(d) Businesses engaging in the business of the on-site rental of beach chairs and umbrellas. Any license issued to any person engaged in the business of the on-site rental of beach chairs and umbrellas (hereafter referred to as "Beach Rental Accessories") is expressly conditioned on compliance with all the following requirements:

- (1) The licensee's business shall be operated only at a site properly zoned for such business, owned by, leased in writing to, or licensed in writing to the licensee and specifically designated on the license as issued. An inspection by the Revenue Division or its designee of any proposed site is required before any license may be issued.
- (2) Each approved site must maintain a minimum landward setback of thirty-five (35) feet from the water's edge and a sufficient minimum north setback to avoid contact with any existing berm or dune. Wooden lounge setups must be spaced so as to leave one (1) aisle not less than ten (10) feet wide for north/south travel at the end of each dune walkover or pathway leading to the water. All lounge setups must remain north of beach attendant stands when present.
- (3) Each Licensee under this Section 8-8(d) shall at all times maintain Commercial General Liability Insurance covering all aspects of the activities hereby licensed, with limits no less than five hundred thousand dollars combined single limit, naming the City of Gulf Shores as an Additional Insured. The licensee shall provide a Certificate of Insurance evidencing the coverage above to the Revenue Division before licensed activities begin. Written notice of any significant changes in coverage conditions shall be given immediately to the Revenue Division.

(e) Provisions applicable to all beachfront and waterfront recreational businesses. The following provisions are applicable to all businesses licensed under this Section 8-8:

- (1) Maximum site capacity restrictions. In addition to the maximum site capacities specified in subsections (a), (b), and (c) above, two (2) support craft consisting of one

- (1) additional transport craft and any required chase/rescue craft shall be allowed at any one site. The licensee shall maintain licensee's site in a clean, safe condition at all times.
- (2) Temporary onsite storage facilities. Temporary onsite storage facilities for the purpose of the daily operation of one (1) or more beach and waterfront recreational businesses under this Section 8-8 are prohibited south of the Lucido and Oliver line as defined on the maps maintained by the city's public works department. The licensee must include consent from the owner of the licensed site to the placement of temporary storage facilities, specifying the number of such facilities to be allowed as part of the license application. Each storage facility must be portable, may be no larger than six and a half feet (6½) high, five (5) feet wide and twelve (12) feet long (6½' × 5' × 12'), must be white in color, and must be identified with a suitable marking of distinctive color and size, as approved by the appropriate city official as designated by the mayor, so as to render the item identifiable as licensee's storage facility, may be utilized between the months of March and October only, and must be removed no later than November first of each year. In the event of a storm or other necessity for clearing the beach, all equipment and storage facilities shall be removed to a secure site off the beach within twenty-four (24) hours after notification by the city or within twelve (12) hours after the posting of any tropical storm or hurricane warning by NOAA that includes the location of the licensed site, whichever may be the shorter interval of time. A licensee, in his/her/its license application and at all reasonable times thereafter, must demonstrate, to the reasonable satisfaction of the city that the licensee has adequate storage facilities and is capable of removing and storing all equipment and facilities to a secure site off the beach within the time frames established by this subsection. A failure at any time to comply with the requirements of this subsection shall be grounds for the immediate closing of licensee's business under subsection (e) (4) below and for subsequent revocation of licensee's business license.
- (3) Indemnification. The licensee shall maintain a copy of its current policy on file with the Revenue Division at all times, and the terms of coverage shall prohibit termination or cancellation without at least thirty (30) days prior written notice to the finance division. Licensee shall indemnify and hold harmless the City of Gulf Shores for any

and all claims resulting directly or indirectly from activities related in any way to business engaged in under the authority of this Ordinance.

- (4) Immediate order to close. In addition to authority conferred by otherwise applicable law, the mayor and, in his or her absence, the mayor pro tempore, is hereby authorized to order the closing of any licensee not in compliance with any of the requirements of this Section until the next meeting of the city council if he/she finds that the condition of violation materially compromises the public good or safety and that the licensee or the agent or employee of the licensee in charge of the licensee's rental site is aware of the condition of violation and cannot or will not remedy the violation in the manner and time period necessary to avoid materially compromising the public good or safety.
  - (5) Minimum site separation. The minimum separation between any sites licensed or to be licensed for the operation of any beach and waterfront recreation business under subsections (a), (b), or (c), or any or all of such subsections, shall be seven hundred fifty (750) feet measured at the water's edge corners of the sites.
  - (6) License not in active use subject to revocation. Any license issued for a site shall be subject to revocation upon a determination by the city council that the licensee is not actively engaging in business activity at the site under the license.
  - (7) Required water access. As utilized in this Section 8-8, the term "direct open water access" shall mean direct access to a major water body other than Little Lagoon or the Intracoastal Waterway. Water access to a major water body through a canal, bayou, slough, creek, tributary, or other ancillary water body shall not constitute direct open water access.
  - (8) Use of motorized vehicles on beach. The use of motorized vehicles by a licensee on a licensed site is only allowed as otherwise permitted under Section 7-122 of the Code of Ordinances.
- (f) Other beachfront or waterfront recreational rental, amusement or ride service business activities. Any activity or accessory rentals not specified in (a) through (d) above will require the following submitted with the business license application:
- (1) Site specific business model;

Ordinance No.

- (2) Property owner agreement to vendor's business model for property;
- (3) Authorization from the Director of Recreation and Cultural Affairs.
- (g) Penalties for violation of Section. In addition to penalties otherwise specified in this Section 8-8, any violation of this Section 8-8 shall be subject to the criminal penalties provided in Section 8-27, the civil penalties provided in Section 8-28, and the procedures for suspension or revocation of license provided in Section 8-31.

**Section 2.** That this Ordinance shall not be interpreted to repeal any other ordinance of the City of Gulf Shores or any provision of the law of Alabama adopted by operation of Section 1-8 of the City's Code of Ordinances.

**Section 3.** That the provisions of this Ordinance are severable and a determination of the invalidity of any portion of this Ordinance shall not affect the validity and enforceability of the remainder of the Ordinance.

**Section 4.** That this Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED this 25th day of FEBRUARY, 2019.

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Robert Craft, Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

C E R T I F I C A T E

Ordinance No.

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Ordinance No. (prepared by City Clerk), which Ordinance was duly and legally adopted at a regular meeting of the City Council on February 25, 2019 and the same was duly published as required by law in the City of Gulf Shores, Alabama.

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City Clerk

**RESOLUTION NO. -19**

**A RESOLUTION AUTHORIZING AND CONFIRMING  
APPLICATION FOR INFRA GRANT FUNDING FROM  
U.S. DEPARTMENT OF TRANSPORTATION  
IN THE AMOUNT OF \$12,000,000**

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WHEREAS, the City of Gulf Shores continues to plan, improve and enhance provisions for the health, safety, and well-being of the general public; and

WHEREAS, the City Council desires to authorize, and confirm the City's grant application to the U.S. Department of Transportation, seeking funding assistance from the INFRA Grant Program which provides dedicated, discretionary funding for projects that address critical issues facing our nation's highways and bridges; and

WHEREAS, the City would use the funding for the "State Highway 59 Capacity Improvements Project", this project will increase capacity along Hwy. 59 from County Road 6 to Clubhouse Drive by adding an additional southbound lane, constructing a new pedestrian bridge across the ICW to connect the north and south Waterway Village areas, and improving intersections at County Rd 6, Cotton Creek Dr., and the proposed HWY 59 Medical Facility Access Roads. State HWY 59 is the main traffic artery from I-10 to the economic centers of Foley, Gulf Shores, and Orange Beach in Baldwin County, and traffic congestion is a growing problem in the region; and

WHEREAS, this project will be designed in coordination with the \$21.7M RESTORE ALDOT Capacity project to increase efficiency from HWY 59 to the Foley Beach Express, improve access to the Aviation and Business Park, improve traffic conditions on the north and south sides of the Holmes Bridge, and coordinate access with the new State Bridge across the ICW. The project will also improve traffic flow and access to the Jack Edwards Airport, the Foley Beach Express, and provide alternate routes for emergency vehicles.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the Mayor and City Clerk are hereby authorized and directed to execute a grant application with the U.S. Department of Transportation for the State Highway 59 Capacity Improvements Project.

**Section 2.** That the total project cost is estimated at **\$20,000,000**. The Federal share from the INFRA Grant Program is estimated at **\$12,000,000**. The City's total match is estimated at **\$8,000,000**.

**Section 3.** That in the event a grant is awarded, the City understands and confirms that it will sign all documents necessary to comply with all applicable Federal and State laws, rules, and regulations.

**Section 4.** That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, a grant application with the U. S. Department of Transportation in the amount

of \$12,000,000 and any prior authorization and execution of said application is hereby ratified and approved.

**Section 5.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25<sup>TH</sup> day of February, 2019.

Robert Craft, Mayor

ATTEST:

\_\_\_\_\_  
Wanda Parris, MMC  
City Clerk

C E R T I F I C A T E

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. -19 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

\_\_\_\_\_  
City Clerk

**RESOLUTION NO.**  
**A RESOLUTION AMENDING**  
**CITY OF GULF SHORES**  
**2019 BUDGET**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON February 25th, 2019 as follows:

**Section 1.** That the City of Gulf Shores 2019 Budget be amended for the City of Gulf Shores, Alabama, for Fiscal Year 2019 beginning January 1, 2019 and ending December 31, 2019.

**GENERAL FUND BUDGET SUMMARY 2019**  
**(JANUARY 1, 2019 THROUGH DECEMBER 31, 2019)**

TOTAL REVENUES GENERAL FUND		\$43,507,939
<b><u>EXPENDITURES:</u></b>		
Executive	\$ 1,695,892	
Human Resources	707,698	
Finance & Administrative Svcs	2,804,429	
Municipal Court	410,402	
Police	6,043,726	
Fire & EMS	4,507,047	
Planning & Development	611,532	
Building	611,765	
Recreation & Cultural Affairs	398,114	
Events & Programs	817,923	
Library	640,522	
Recreation-Rec & Wellness	2,149,446	
Recreation-Sportsplex	1,197,324	
Recreation-Parks	590,149	
Recreation-City Store	174,849	
Public Works:		
General Services	883,879	
Public Facilities-Custodial	579,952	
Public Facilities-Landscaping	904,272	
Streets	2,572,087	
Maintenance	1,391,592	
Airport Authority	142,067	
Outside Agencies	<u>2,260,000</u>	
SUBTOTAL OPERATIONS		\$32,094,667
<b>Capital Outlay</b>		
Executive Capital	300,000	
Police – Capital Outlay	181,800	
Fire – Capital Outlay	436,815	
Building – Capital Outlay	77,000	
Recreation Sportsplex	148,000	
Recreation Parks	18,000	
Public Works Capital:		
Landscaping	111,000	
Streets	668,000	
General Services	<u>36,000</u>	
SUBTOTAL CAPITAL		\$1,976,615
Operating Transfers Out		<u>\$9,162,078</u>



Total General Fund Expenses	<u>\$43,233,360</u>
Budget Carry Forward General Fund	<u>\$ 274,579</u>

**OTHER FUND BUDGET SUMMARY 2019  
(JANUARY 1, 2019 THROUGH DECEMBER 31, 2019)**

REVENUE	EXPENDITURE	
<b>Special Revenue</b>		
2% Lodging Tax Revenue	3,290,000	
Transfer to General Fund		2,714,278
Transfer to Beach Restoration		55,000
Transfer to Beach Fund		<u>520,722</u>
Total 2% Lodging Tax Expenses		\$3,290,000
<b>Police &amp; Fire Related Grants</b>		
Police and Fire	465,000	
Transfer to General		470,000
Muni Court Exps		<u>45,000</u>
SUBTOTAL		<u>515,000</u>
Budget Carry Forward Police & Fire		\$ (50,000)
<b>Impact Fees Fund</b>		
Impact Fees Revenue	986,950	
Recreation		495,000
Public Works		300,000
Police		95,450
Fire		<u>95,000</u>
SUBTOTAL		<u>\$985,450</u>
Budget Carry Forward Impact Fees		\$1,500
<b>Beach Restoration &amp; Projects Fund</b>		
Transfer from 2% Ldg Tax	575,722	
Recycling Revenue	85,000	
Parking Fees	600,000	
Grant-ADEM Recycling Program	<u>178,604</u>	
SUBTOTAL	1,439,326	
Beach Monitoring, Trapping & Dunes		23,000
Executive		50,000
Police		293,758
Fire – Beach		638,761
Public Works – Streets		227,703
Capital Outlay		<u>284,604</u>
Total Beach Restoration & Projects		<u>\$1,517,826</u>
Budget Carry Forward Beach R & P		\$ (78,500)
<b>Capital Improvements Fund</b>		
Contributions – Sidewalk/Bikeway	30,000	
Transfer to 2014 GO fund		30,000
<b>Storm Damage Fund</b>		
Transfer from General Fund	23,078	
Parks, Recreation & Other (G)		<u>53,000</u>

Budget Carry Forward Storm Damage		<u>\$(29,922)</u>
<b>2014 GO Warrant Fund</b>		
Expense ONLY		
Capital Outlay – 2018 Fire Trucks	900,000	
Budget Carry Forward 2014 GO		<u>(\$900,000)</u>
<b>2016 Taxable Line of Credit (LOC)</b>		
Proceeds from 2016 Taxable LOC	7,050,000	
Transfer from 2018-B GO	<u>308,767</u>	
Gulf Place Phase III, Equipment	4,700,000	
Contract/Consulting Services	<u>2,350,000</u>	
Budget Carry Forward 2016 Taxable		308,767
<b>Debt Service Fund</b>		
Transfers/Rent	5,850,000	
Bond Payments		5,850,000
<b>2018 GO Warrants</b>		
Match/Proceeds from 2018 Warrants	12,361,329	
Capital Outlay Projects/Transfers		12,361,329
<b>Public Education Building Authority Fund</b>		
Budget Carryforward Public Ed	609,050	\$609,050
<b>Total All Funds Revenue</b>	<b>75,921,439</b>	
<b>Total All Funds Expense</b>	<b>75,785,965</b>	
Budget Carry Forward:		
General Fund Budget		\$ 274,579
Police & Fire Grants		(50,000)
Impact Fees Fund		1,500
Beach Restoration & Projects Fund		(78,500)
Storm Damage Fund		(29,922)
2014 GO Warrant Fund		(900,000)
2016 Taxable Line of Credit		308,767
Public Education Building Authority		<u>609,050</u>
Budget Carry Forward		<u>\$ 135,474</u>

**Section 2.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

\_\_\_\_\_  
Robert Craft, Mayor

\_\_\_\_\_  
Wanda K. Parris, MMC  
City Clerk

**RESOLUTION NO. -19**

**A RESOLUTION  
DECLARING CERTAIN PERSONAL PROPERTY  
OWNED BY THE CITY OF GULF SHORES  
SURPLUS AND UNNEEDED;  
AND AUTHORIZING THE MAYOR AND CITY CLERK  
TO DISPOSE OF SUCH PROPERTY**

---

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the following personal property owned by the City of Gulf Shores, Alabama is not needed for public or municipal purposes:

**SPRING 2019 SURPLUS**

DEPARTMENT	ITEM	QTY
BODENHAMER	OUTDOOR CHAIRS	2
BODENHAMER	COLORADO TIMING TOUCH PADS	2
BODENHAMER	21" LED MONITOR	1
BODENHAMER	CHRISTMAS TREES	2
BODENHAMER	RACKETBALL RACKETS	4
BODENHAMER	PLASTIC DESK	2
BODENHAMER	PLASTIC CABINETS	2
BODENHAMER	CURTAINS	1
BODENHAMER	EXERCISE BALL CHAIR	1
BODENHAMER	OFFICE SUPPLIES	LOT
BODENHAMER	KEYBOARD	1
BODENHAMER	MONITOR STAND	1
BODENHAMER	FAKE PLANTS	2
BODENHAMER	TABLES	2
BODENHAMER	CHAIRS	16
BODENHAMER	FAN	1
BODENHAMER	CHRISTMAS DECORATIONS	LOT
COURT	TABLE	1
CULT CENTER	CHRISTMAS TREES	3
CULT CENTER	REINDEER DECORATION	1
CULT CENTER	FOLDING TABLE	1
FIRE	30" FAN	1
FIRE	PUSH MOWER	1
FIRE	LEAF BLOWER	1
FIRE	30 GALLON TANK	1
FIRE	25 HP HONDA TRASH PUMP	1
FIRE	2006 ARGO AVENGER UTV (2507)	1
FIRE	2009 POLARIS R09WH68AR (5502) CDD	1
FIRE	2014 CAN AM 6BFA (9554) PD	1
FIRE	2016 YAMAHA WATERCRAFT (2093)	1
HR	OFFICE CHAIRS	2
HR	SHIPPING BOXES	LOT
HR	LABEL MAKER	1
HR	DESK FAN	1
HR	OFFICE SUPPLIES	LOT
IT	HP L1950 MONITORS	2
IT	HP L1940T MONITOR	1

IT	HP 1740 MONITOR	1
IT	XEROX SCANNERS	2
IT	ELECTRONIC CABLES	LOT
IT	CISCO 7940 PHONE	2
IT	AXIS POWER INJECTOR	1
IT	KEYBOARDS	12
IT	DELL PRINTER	1
IT	APC BATTERY BACKUP	3
IT	BEN Q PROJECTOR	1
IT	FUJITSU LAPTOP	1
IT	DELL MONITOR STANDS	2
IT	DELL PAPER TRAY	1
IT	DELL LAPTOP DOCKING STATIONS	3
IT	DELL LAPTOP BATTERY	1
IT	DELL MONOTORS	2
IT	HP PRINTER	1
IT	DELL OPTIPLEX COMPUTERS	5
IT	LENOVO THINKCENTER	1
IT	LENOVO THINKPADS	6
IT	KEYBOARD DRAWER	1
IT	PAPER SHREDDER	1
IT	DESK PARTS	LOT
IT	CABLES	LOT
IT	E-READERS	LOT
IT	DELL LAPTOP	1
IT	VERIZON LTE USB MODEMS	5
LIBRARY	BULLETIN BOARD	1
LIBRARY	WIRE RACKS	2
LIBRARY	MAGAZINE HOLDERS	2
LIBRARY	CHAIR	1
LIBRARY	6' TABLE	1
LIBRARY	DESK	1
LANDSCAPE	CHRISTMAS BULBS	LOT
LANDSCAPE	2007 JD Z-TRAK MOWER (8583)	1
LANDSCAPE	2007 JD Z-TRAK MOWER (8584)	1
LANDSCAPE	2007 JD Z-TRAK MOWER (8585)	1
LANDSCAPE	CATERPILLAR 420D LOADER (8611)	1
MAINTENANCE	POWERTRAIN GENERATOR (7906)	1
POLICE	VACUUM CLEANER	1
POLICE	BICYCLE	1
POLICE	BACKPACK	1
POLICE	FITBIT WATCH	1
POLICE	FITBIT CLIP ON	1
POLICE	TACKLE BOX	1
POLICE	IGLOO COOLER	1
POLICE	RAZOR SCOOTER	1
POLICE	JEWELRY	LOT
POLICE	SUNGLASSES	LOT
POLICE	WALLETS	LOT
POLICE	VIDEO GAME GUITAR	1
POLICE	VIDEO GAME DRUMS	1
POLICE	BODY CAMERAS & ACCESSORIES	LOT
REVENUE	FAN	1
REVENUE	KEYBOARD	1
REVENUE	MOUSE	1

REVENUE	BASKET	1
REVENUE	2-DRAWER FILE CABINET	1
REVENUE	ELECTRONIC LETTER OPENER	1
REVENUE	STEP STOOL	1
REVENUE	CALCULATOR	1
REVENUE	PEN/SUPPLY HOLDER	2
REVENUE	ROLODEX FILE	2
REVENUE	TAPE DISPENSERS	2
REVENUE	BINDER	1
REVENUE	TIME CLOCK RIBBON	1
REVENUE	ADDING MACHING RIBBON	3
SIMS PARK	ALUMINUM BLEACHERS	4
SIMS PARK	JD 3225C MOWER (6553)	1
STREET	METAL SHELF UNIT	1
STREET	KEY CUTTING STATION W/ BLANKS	1
STREET	VERTICAL FILE CABINET	1
STREET	SPECTRA PHYSICS LASER LEVEL (3964)	1
STREET	5.5 HP ENGINE	1
STREET	JD E35 EDGER (3871)	1
STREET	STIHL EDGER (3873)	1
STREET	STIHL EDGER (3874)	1
STREET	METAL DETECTOR (3955)	1

**Section 2.** That the Mayor and City Clerk be and they are hereby authorized and directed to dispose of the personal property owned by the City of Gulf Shores, Alabama, described in section 1 above, by appropriate legal methods.

**Section 3.** That the proceeds derived from such disposal shall be deposited in the General Fund of the City of Gulf Shores.

**Section 4.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

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Robert Craft, Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

#### C E R T I F I C A T E

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. - 19 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

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City Clerk

**RESOLUTION NO. -19**

**A RESOLUTION  
ACCEPTING THE BID OF HALLS MOTORSPORTS  
FOR FIVE (5) 2018 HONDA PIONEER 700CC  
FOR USE IN BEACH PATROL  
IN AN AMOUNT NOT TO EXCEED \$58,744.95**

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the bid of Halls Motorsports to purchase five (5) 2018 Honda Pioneer 700cc four seater UTV's for beach patrols, be and the same is hereby accepted, being the most conforming and responsible among sealed bids opened on February 12, 2019; and

**Section 2.** That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Halls Motorsports for purchase of five (5) Honda Pioneer 700cc four seater UTV's in an amount not to exceed \$58,744.95; and in substantially the form presented to Council this date.

**Section 3** That this purchase was a budgeted item in the Fire Department Equipment Account, account number 01-563-66510.

**Section 4.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

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Robert Craft, Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

**C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. -19 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

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City Clerk

**RESOLUTION NO. -19**

**A RESOLUTION  
APPROVING THE PURCHASE OF A  
2019 CLEARWATER 2200 CC FROM SPORTSMAN'S MARINE, INC  
FOR USE BY THE FIRE & EMERGENCY SERVICES DEPARTMENT  
AND THE BUILDING DEPARTMENT  
IN AN AMOUNT NOT TO EXCEED \$41,668.00**

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the purchase of a 2019 Clearwater 2200 CC from Sportsman's Marine, Inc. for use by the Fire & Emergency Services Department for water rescues, along with the Building Department to conduct shoreline inspections for compliance with ADEM rules and regulations, be and the same is hereby approved, being the most conforming and responsible negotiated price. Due to receiving no bids, the Purchasing Policy allows to seek out the best pricing available and negotiate directly with a vendor.

**Section 2.** That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Sportsman Marine, Inc. for purchase of 2019 Clearwater 2200 CC in an amount not to exceed \$41,668.00; and in substantially the form presented to Council this date.

**Section 3** That the funding for this watercraft is provided by Alabama Coastal Resources funding through ADEM.

**Section 4.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

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Robert Craft, Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

**C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. -19 (prepared by City Clerk), which

Resolution No. -19 (cont'd)  
Page 2

Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

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City Clerk



**RESOLUTION NO. -19**

**A RESOLUTION  
ACCEPTING THE BID OF  
VULCAN SIGNS, INC.  
IN THE AMOUNT OF \$28,561.57  
FOR TRAFFIC SIGNS, PARTS AND ACCESSORIES; AND  
AUTHORIZING EXECUTION OF CONTRACT**

---

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the bid of Vulcan Signs, Inc. in the amount of \$28,561.57 for traffic signs, parts and accessories, be and the same is hereby accepted, being the lowest, most responsible, among sealed bids opened on January 30, 2019.

**Section 2.** That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a materials only contract between the City of Gulf Shores and Vulcan Signs for one year starting from the date of award with the option to renew for two additional years; in substantially the form presented to Council this date.

**Section 3.** That these services are budgeted in the PW Streets Operations' account in item number 01-563-66510, Supplies - Signs & Traffic Controls.

**Section 4.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

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Robert Craft  
Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

**C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. -19 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

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City Clerk

**RESOLUTION NO. -19**

**A RESOLUTION  
ACCEPTING THE BID OF  
FIS OUTDOOR  
FOR OPEN-END PURCHASE OF VARIOUS  
IRRIGATION SUPPLIES AND AUTHORIZING  
EXECUTION OF PURCHASE AGREEMENT  
IN AN AMOUNT NOT TO EXCEED \$68,593.57**

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON FEBRUARY 25, 2019, as follows:

**Section 1.** That the bid of FIS Outdoor in various amounts for various irrigation supplies, be and the same is hereby accepted, being the lowest, most responsible, among sealed bids opened on January 30, 2019.

**Section 2.** That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and FIS Outdoor for provision of irrigation supplies, the contract will begin immediately upon award for one year with the option to renew for two additional years; in substantially the form presented to Council this date.

**Section 3.** That these services are budgeted in the PW Landscaping Operations' account in item number 01-562-66140, Supplies-Landscape.

**Section 4.** That this Resolution shall become effective upon its adoption.

ADOPTED this 25th day of February, 2019.

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Robert Craft  
Mayor

ATTEST:

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Wanda Parris, MMC  
City Clerk

**C E R T I F I C A T E**

I, Wanda Parris, MMC, City Clerk of the City of Gulf Shores, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. -19 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on February 25, 2019.

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City Clerk