

MINUTES OF REGULAR COUNCIL MEETING

CITY OF GULF SHORES, ALABAMA

APRIL 13, 2009

Mayor Pro Tem Doughty called the meeting to order at 5:00 p.m. at the City Hall. The invocation was delivered by The Reverend Bruce Dumond, Gulfway Assemblies of God. The Pledge of Allegiance to the flag was led by Mayor Pro Tem Doughty.

Upon roll call, the following officials answered "present": Councilmen Garris, Harris, Dyken, Jones, and Mayor Pro Tem Doughty. Mayor Craft was absent. The Mayor Pro Tem declared a quorum present.

Councilman Garris moved to approve the minutes of the regular meeting of March 23, 2009, as presented; seconded by Councilman Dyken; and the vote of those officials present was unanimously in favor of the motion.

Councilman Harris moved to approve the minutes of the work session of March 30, 2009, as presented; seconded by Councilman Garris; and the vote of those officials present was unanimously in favor of the motion.

Councilman Dyken moved to approve the minutes of the special meeting of March 30, 2009, as presented; seconded by Councilman Jones; and the vote of those officials present was unanimously in favor of the motion.

Councilman Jones moved to approve the payroll and expense vouchers in the amount of \$1,038,649.68; seconded by Councilman Garris; and the vote of those officials present was unanimously in favor of the motion.

The City Clerk noted that the complete list of vouchers to be paid, as reflected on a computer printout, had been made a permanent record in the Clerk's office.

The City Clerk presented the Application for Public Assembly Permit of the Special Events Division of the City for the fireworks display.

Councilman Harris moved to approve the Public Assembly Permit of the Special Events Division of the City for the annual fireworks display; seconded by Councilman Garris; and the vote of those officials present was unanimously in favor of the motion.

Councilman Garris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4636-09

**A RESOLUTION AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO EXECUTE
AND ATTEST, RESPECTIVELY,
TASK AGREEMENT NO. 35 WITH
VOLKERT AND ASSOCIATES, INC.
FOR ENGINEERING SERVICES,
IN AMOUNT NOT TO EXCEED \$35,000.00,
RELATIVE TO ALABAMA HIGHWAY 180 DRAINAGE IMPROVEMENTS**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, Task Agreement No. 35 between the City of Gulf Shores and Volkert and Associates, Inc., in an amount not to exceed \$35,000.00, for engineering services relative to the Alabama Highway 180 drainage improvements; in substantially the form presented to Council this date.

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

The motion for the adoption of Resolution No. 4636-09 was seconded by Councilman Harris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4636-09 duly and legally adopted.

Councilman Dyken introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4637-09

**A RESOLUTION AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO EXECUTE
AND ATTEST, RESPECTIVELY,
A CONTRACT WITH PYRO SHOWS
FOR FIREWORKS DISPLAY ON JULY 4, 2009
IN CONTRACT AMOUNT OF \$31,500.00; AND
AUTHORIZING ADDENDUM A TO CONTRACT
TO PROVIDE FOR TERMS AND CONDITIONS
TO CONTRACT**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. 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 Pyro Shows for provision of fireworks display on July 4, 2009, in the amount of \$31,500.00; in substantially the form presented to Council this date.

Section 2. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, Addendum A to said contract between the City of Gulf Shores and Pyro Shows outlining terms and conditions for the fireworks display on July 4, 2009; in substantially the form presented to Council this date.

Section 3. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 4637-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4637-09 duly and legally adopted.

Councilman Harris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4638-09

**A RESOLUTION AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO EXECUTE
AND ATTEST, RESPECTIVELY,
A CONTRACT WITH
WALTER MARINE
FOR DECK BARGE TO BE USED
FOR JULY 4 FIREWORKS DISPLAY
IN CONTRACT AMOUNT OF \$12,000.00**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. 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 Walter Marine for a deck barge to be used for the July 4 fireworks display in the amount of \$12,000.00; in substantially the form presented to Council this date.

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

The motion for the adoption of Resolution No. 4638-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4638-09 duly and legally adopted.

Councilman Garris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4639-09

**A RESOLUTION
AUTHORIZING LETTER OF INDEMNIFICATION
TO REYNOLDS READY MIX, LLC
IN CONJUNCTION WITH JULY 4 FIREWORKS**

WHEREAS, the City of Gulf Shores requires a location for the storage, loading and/or transporting of fireworks and related items for the July 4 fireworks display; and

WHEREAS, Reynolds Ready Mix, LLC ('Reynolds') has agreed to provide a slip for said purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That the City of Gulf Shores shall provide a letter of indemnification to hold Reynolds Ready Mix, LLC, its employees, officers, members, agents, representatives and all others affiliated with Reynolds harmless from and against any and all liability, claims, causes of action, demands, costs and expenses associated with, relating to, or in any way arising out of the storage, loading or transporting of fireworks and related items on or from the property of Reynolds.

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

The motion for the adoption of Resolution No. 4639-09 was seconded by Councilman Harris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4639-09 duly and legally adopted.

The City Clerk read into the record the following bid tabulation:

Councilman Dyken introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4640-09

**A RESOLUTION ACCEPTING THE BID OF
JERDAN SERVICES, INC.
IN THE AMOUNT OF \$32,491.38
FOR INTEGRATED VEGETATION AND
PEST MANAGEMENT SERVICES; AND
AUTHORIZING EXECUTION OF CONTRACT**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That the bid of Jerdan Services, Inc. in the amount of \$32,491.38 for integrated vegetation and pest management services, be and the same is hereby accepted, being the lowest, most responsible, among sealed bids opened on March 3, 2009.

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

The motion for the adoption of Resolution No. 4640-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4640-09 duly and legally adopted.

Councilman Jones introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4641-09

**A RESOLUTION AUTHORIZING
DATA SHARING AGREEMENT
WITH GULF SHORES UTILITIES BOARD**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That a Data Sharing Agreement between the City of Gulf Shores and the Gulf Shores Utilities Board is hereby authorized; in substantially the form presented to Council this date.

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

The motion for the adoption of Resolution No. 4641-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4641-09 duly and legally adopted.

Councilman Garris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4642-09

**A RESOLUTION
REGARDING CURRENT POLICY ON FRANCHISES
FOR FOOD AND BEVERAGE VENDING
AT GULF SHORES PUBLIC BEACHES**

WHEREAS, Section 220 of the *Constitution of Alabama of 1901* provides that no person, firm, association, or corporation shall be authorized or permitted to use the streets, avenues, alleys, or public places of any city, town, or village for the operation of any private enterprise without first obtaining the consent of the proper authorities of such city, town, or village; and,

WHEREAS, the City Council of the City of Gulf Shores has heretofore granted consent in the form of nonexclusive franchise agreements currently in full force and effect for the provision of sales of soft drink products and for the provision of sales of bottled water products by means of vending machines at locations at the City's public beaches; and,

WHEREAS, from time to time, other persons, firms, associations, and corporations have made unsuccessful application for the grant of similar or other franchise for the vending of food and beverage items at the City's public beaches, and the City Council has now undertaken a comprehensive review of the benefits and detriments associated with the grant of additional vending franchises for the City's public beaches and has concluded that at the present time no additional food or beverage vending franchises for the City's public beaches are warranted,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That until further action by the City Council to rescind or modify this Resolution, the Revenue Department is directed to suspend the acceptance of any further applications for the grant of franchises for the vending of food or beverage items at the City's public beaches other than application for the renewal or extension of any such franchise in effect as of the date of this Resolution.

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

The motion for the adoption of Resolution No. 4642-09 was seconded by Councilman Dyken; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "nay," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4642-09 duly and legally adopted.

Councilman Jones introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4643-09

**A RESOLUTION REAPPOINTING
GRANT BROWN AND JOHN TURBERVILLE
TO BOARD OF ZONING ADJUSTMENTS AND APPEALS
TO EACH SERVE A FULL TERM OF THREE YEARS
ENDING ON JANUARY 7, 2012;
APPOINTING GEORGE HARRIS
TO BOARD OF ZONING ADJUSTMENTS AND APPEALS
TO SERVE THE UNEXPIRED TERM OF LEONARD KAISER
ENDING ON JANUARY 7, 2010; AND
APPOINTING CRAIG OLMSTEAD
AS SUPERNUMERARY MEMBER TO
THE BOARD OF ZONING ADJUSTMENTS AND APPEALS,
REPLACING IKE WILLIAMS,
TO A FULL TERM ENDING JANUARY 7, 2012**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That Grant Brown be and he hereby is reappointed to the Board of Zoning Adjustments and Appeals to serve a full term of three years ending on January 7, 2012.

Section 2. That John Turberville be and he hereby is reappointed to the Board of Zoning Adjustments and Appeals to serve a full term of three years ending on January 7, 2012.

Section 3. That George Harris be and he hereby is appointed to the Board of Zoning Adjustments and Appeals, to the unexpired term of Leonard Kaiser, ending on January 7, 2010.

Section 4. That Craig Olmstead be and he hereby is appointed as Supernumerary member to the Board of Zoning Adjustments and Appeals, replacing Ike Williams, to a full term ending on January 7, 2012.

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

The motion for the adoption of Resolution No. 4643-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "abstain," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4643-09 duly and legally adopted.

Councilman Garris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4644-09

**A RESOLUTION REAPPOINTING
CAROLYN DOUGHTY
TO THE GULF SHORES UTILITIES BOARD,
PLACE 2,
TO SERVE A FULL TERM
ENDING ON APRIL 1, 2015**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON April 13, 2009, as follows:

Section 1. That Carolyn Doughty be and she hereby is reappointed to the Gulf Shores Utilities Board, Place 2, to serve a full 6-year term ending on April 1, 2015.

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

The motion for the adoption of Resolution No. 4644-09 was seconded by Councilman Dyken; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "abstain." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4644-09 duly and legally adopted.

Councilman Harris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 4645-09

**A RESOLUTION
RESCHEDULING THE COUNCIL MEETING OF
MAY 11, 2009, TO MAY 4, 2009,
AND RESCHEDULING THE COUNCIL MEETING OF
MAY 25, 2009 TO MAY 18, 2009**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That the regular Council Meeting of May 11, 2009, be and it is hereby rescheduled to May 4, 2009, at 5:00 p.m. because of scheduling conflicts.

Section 2. That the regular Council Meeting of May 25, 2009, be and it is hereby rescheduled to May 18, 2009, at 5:00 p.m. because of the Memorial Day holiday.

Section 3. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 4645-09 was seconded by Councilman Garris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Resolution No. 4645-09 duly and legally adopted.

Councilman Jones moved for unanimous consent of the Council to suspend the rules of procedure to allow for the immediate consideration of the following Ordinance:

ORDINANCE NO. 1541

**AN ORDINANCE GRANTING A
NONEXCLUSIVE FRANCHISE TO
A-1 TAXI SERVICE
TO PROVIDE TAXI SERVICE
IN THE CITY OF GULF SHORES; AND AUTHORIZING
THE EXECUTION OF A FRANCHISE AGREEMENT
BETWEEN THE CITY OF GULF SHORES AND THE CORPORATION**

WHEREAS, A-1 Taxi Service has requested a franchise to empower the company to provide taxi and limousine service in the City of Gulf Shores; and

WHEREAS, The City is desirous of granting a nonexclusive franchise to A-1 Taxi Service to provide such service; and

WHEREAS, The residents of the City will be benefited by the granting of such a franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That a nonexclusive franchise be and it is hereby granted to A-1 Taxi Service for taxi service within the corporate limits of the City.

Section 2. That the Mayor and City Clerk are hereby directed and authorized to execute and attest, respectively, a Franchise Agreement between the City of Gulf Shores and A-1 Taxi Service which sets forth the requirements, covenants and agreements of a franchise to the Company.

Section 3. That the subject Franchise Agreement, the full text of which is available for examination in the office of the City Clerk, is dated April 13, 2009.

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

The motion for unanimous consent was seconded by Councilman Garris; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Mayor Pro Tem Doughty then declared the rules suspended.

Councilman Garris then moved for the adoption of Ordinance No. 1541 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1541 was seconded by Councilman Jones; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Ordinance No. 1541 duly and legally adopted.

Councilman Jones moved for unanimous consent of the Council to suspend the rules of procedure to allow for the immediate consideration of the following Ordinance:

ORDINANCE NO. 1542

**AN ORDINANCE GRANTING A NONEXCLUSIVE FRANCHISE
TO COCA COLA
TO PROVIDE BOTTLED WATER VENDING MACHINES
FOR USE IN APPROVED LOCATIONS IN
THE CITY OF GULF SHORES; AND AUTHORIZING
THE EXECUTION OF A FRANCHISE AGREEMENT
BETWEEN THE CITY OF GULF SHORES AND THE CORPORATION**

WHEREAS, Coca Cola has requested a franchise to empower the company to operate bottled water vending machines in approved locations; and

WHEREAS, The City is desirous of granting a nonexclusive franchise to Coca Cola; and

WHEREAS, The residents of the City will be benefited by the granting of such a franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That a nonexclusive franchise be and it is hereby granted to Coca Cola for placement of bottled water vending machines at approved locations within the corporate limits of the City.

Section 2. That the Mayor and City Clerk are hereby directed and authorized to execute and attest, respectively, a Franchise Agreement between the City of Gulf Shores and Coca Cola which sets forth the requirements, covenants and agreements of a franchise to Coca Cola.

Section 3. That the subject Franchise Agreement, the full text of which is available for examination in the office of the City Clerk, is dated April 13, 2009.

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

The motion for unanimous consent was seconded by Councilman Garris; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Mayor Pro Tem Doughty then declared the rules suspended.

Councilman Dyken then moved for the adoption of Ordinance No. 1542 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1542 was seconded by Councilman Jones; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Ordinance No. 1542 duly and legally adopted.

Councilman Jones moved for unanimous consent of the Council to suspend the rules of procedure to allow for the immediate consideration of the following Ordinance:

ORDINANCE NO. 1543

**AN ORDINANCE GRANTING A NONEXCLUSIVE FRANCHISE
TO C.Q.C., INC.
TO PROVIDE SOFT DRINK VENDING MACHINES
FOR USE IN APPROVED LOCATIONS
IN THE CITY OF GULF SHORES;
AND AUTHORIZING
THE EXECUTION OF A FRANCHISE AGREEMENT
BETWEEN THE CITY OF GULF SHORES AND THE CORPORATION**

WHEREAS, C.Q.C., Inc. (the Corporation) has requested a franchise to empower the Corporation to provide soft drink vending machines in approved locations; and

WHEREAS, The City is desirous of granting a nonexclusive franchise to the Corporation; and

WHEREAS, The residents of the City will be benefited by the granting of such a franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON APRIL 13, 2009, as follows:

Section 1. That a nonexclusive franchise be and it is hereby granted to C.Q.C., Inc., a corporation, for placement of soft drink vending machines at approved locations within the corporate limits of the City.

Section 2. That the Mayor and City Clerk are hereby directed and authorized to execute and attest, respectively, a Franchise Agreement between the City of Gulf Shores and C.Q.C., Inc., which sets forth the requirements, covenants and agreements of a franchise to the Corporation for such venture.

Section 3. That the subject Franchise Agreement, the full text of which is available for examination in the office of the City Clerk, is dated April 13, 2009.

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

The motion for unanimous consent was seconded by Councilman Harris; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Mayor Pro Tem Doughty then declared the rules suspended.

Councilman Garris then moved for the adoption of Ordinance No. 1543 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1543 was seconded by Councilman Harris; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Garris, "aye," Councilman Harris, "aye," Councilman Dyken, "aye," Councilman Jones, "aye," and Mayor Pro Tem Doughty, "aye." Mayor Craft was absent. Whereupon, the Mayor Pro Tem declared Ordinance No. 1543 duly and legally adopted.

STAFF REPORTS:

Mayor Pro Tem Doughty, City Administrator Steve Garman, City Clerk Renee Moore, Police Chief Arthur Bourne, and Public Works Director Mark Acreman reported on their trip to the National Hurricane Conference.

Mayor Pro Tem Doughty asked if there was anyone present who wished to address the Council but had been unable to get on the formal agenda.

Sharon Moore questioned the particulars of the legal notice in the newspaper relative to a 100' monopole tower on Airport Drive.

The Public Works Director was directed to obtain additional information from the Airport Manager.

George Sinak requested Council consideration of changing the policy relative to hurricane re-entry decals for contractors and rental management companies.

Mayor Pro Tem Doughty stated that a meeting would be scheduled for next week in this regard.

Larry Freeman asked that the City adopt an Ordinance relative to the prohibition of red sand clay in the Bon Secour watershed.

There being no further business to come before the Council, Councilman Garris moved to adjourn; seconded by Councilman Harris; and the vote of those officials present was unanimously in favor of the motion.

Mayor Pro Tem Doughty declared the meeting adjourned.

Carolyn M. Doughty, Mayor Pro Tem

(SEAL)

ATTEST:

Renee F. Moore, MMC, City Clerk