



AGENDA
REGULAR COUNCIL MEETING
CITY OF GULF SHORES, ALABAMA
AUGUST 24, 2020
4:00 P.M.

1. Call To Order

2. Invocation

A. Councilman Stephen E. Jones

3. Pledge Of Allegiance

4. Roll Call

5. Approval Of Minutes

- a. August 10, 2020 - Regular Council Meeting
- b. August 17, 2020 - Special Meeting
- c. August 17, 2020 - Council Work Session Meeting

6. Approval Of Expense Vouchers

7. Public Hearing

A. Ordinance - Zoning Text Amendment - Article 1

Documents:

[ORD - ZONING TEXT AMENDMENT - ARTICLE 13-4.PDF](#)

B. Ordinance - Zoning Text Amendment - Article 5

Documents:

[ORD- ZONING TEXT AMENDMENT - ARTICLE 5.PDF](#)

C. Transfer ABC License - Shrimp Basket

Documents:

[CC - TRANSFER ABC LICENSE - SHRIMP BASKET.PDF](#)

8. New Business

A. Resolution - Board Reappointments - BBOA & Beautification Board

Documents:

[RESO - BOARD APPOINTMENTS - BBOA AND BEAUTIFICATION](#)

[BOARD.PDF](#)

B. Resolution - Amend Reso. 5065-12 - Post Hurricane Inspection Services

Documents:

[RESO - AMEND RESO 5065 - 12 - POST HURRICANE INSPECTION SERVICES.DOC](#)
[BARTER ASSOCIATES AGENDA ITEM SUMMARY.PDF](#)
[BARTER ASSOCIATES - CITY OF GULF SHORES- 3 YEAR REV_.PDF](#)

C. Resolution - Accept Proposal - Volkert, Inc. - NFWF Grant Funded Project

Documents:

[RESO - ACCEPT PROPOSAL - VOLKERT - NFWF GRANT.PDF](#)

D. Resolution - Authorize Demolition Of Unsafe & Nuisance Properties

Documents:

[RESO - DEMOLITION OF UNSAFE AND NUISANCE PROPERTIES.PDF](#)

E. Resolution - Ratify Lease - AA & Coastal Aircraft Services

Documents:

[RESO - RATIFY LEASE AGREEMENT - AA AND COASTAL AIRCRAFT SERVICES.PDF](#)

F. Resolution - Accept Proposal - Police Radios

Documents:

[RESO - ACCEPT PROPOSAL - POLICE RADIOS.PDF](#)

G. Resolution - Award Bid - Asphalt Services, Inc. - Ft. Morgan Trail Improvements Project

Documents:

[RESO - AWARD BID - ASPHALT SERVICES, INC. - FT. MORGAN TRAIL IMPROVEMENTS.PDF](#)

H. Resolution - Medical Village Traffic Signal - ALDOT Maintenance Agreement

Documents:

[RESO - MEDICAL VILLAGE TRAFFIC SIGNAL - ADOT MAINTENANCE AGREEMENT.PDF](#)

I. Ordinance - Amend Code - Traffic Control Signs & Devices

Documents:

[ORD - AMEND CODE - TRAFFIC CONTROL SIGNS AND DEVICES.PDF](#)

J. Ordinance - Annexation - River Pines Subdivision - 4 Properties

Documents:

[ORD - ANNEXATION - RIVER PINES SUBDIVISION - 4 PROPERTIES.PDF](#)

- 9. Committee Reports**
- 10. Staff Reports**
- 11. Hearing Of Persons Not Listed On Formal Agenda**
- 12. Adjourn**

**AN ORDINANCE
TO AMEND ORDINANCE NO. 1584
(ZONING ORDINANCE) ADOPTED JANUARY 1, 2010,
AT ARTICLE 13: NONCONFORMITIES
SECTION 13 - 4: REPAIR OR RECONSTRUCTION OF
NONCONFORMING STRUCTURES
BY CHANGING CERTAIN
LANGUAGE AND REWRITING AS REQUIRED
(ZTA2020-01)**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES,
ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That Ordinance No. 1584 (Zoning Ordinance) adopted January 1, 2010 be and it is hereby amended at Article 13: NONCONFORMITIES, Section 13-4. Repair or Reconstruction of Nonconforming Structures by changing certain language and rewriting as follows:

Article 13: NONCONFORMITIES

* * * *

Section § 13-4. Repair or Reconstruction of Nonconforming Structures.

* * * *

§13-4. Repair or Reconstruction of Nonconforming Structures.

A. Ordinary Repairs and Maintenance. Ordinary repairs and maintenance may be made to a nonconforming Structure.

B. Substantial Improvement. In this section, substantial improvement shall mean any combination of reconstruction, alteration, or improvement to a building, where the permitted improvement equals or exceeds fifty (50) percent of the current market value of the structure before the "start of construction" of the improvement.

C. Substantial Damage. In this section, substantial damage shall mean damage of any origin sustained by a structure whereby the cost of restoring the structure to it before damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

D. Reconstruction.

1. If a nonconforming Structure is destroyed or damaged by any cause, and the cost of reconstructing the Structure to a condition comparable to its condition immediately prior to the destruction or damage does not exceed fifty (50) percent of the value of the entire Structure before the destruction or damage, then the Structure may be restored to a condition comparable to its nonconforming condition prior to the destruction or damage, provided that a Building Permit is secured and that reconstruction is started within one (1) year from the date of the destruction or damage, and such reconstruction is diligently pursued to completion. Under no circumstances may a nonconforming Structure be enlarged in any exterior dimension

- or be otherwise made nonconforming to a greater extent or in a differing manner in the process of repair or reconstruction under this subsection.
2. If a nonconforming Structure is destroyed or damaged, and the cost of restoring the Structure to a condition comparable to its condition immediately prior to the destruction or damage exceeds fifty (50) percent of the value of the entire Structure before the destruction or damage, the Structure shall not be restored unless the Structure as restored, and the use thereof, will thereafter conform to all requirements of the zoning district and applicable flood zone requirements in which it is located and to all applicable requirements of the Alabama Coastal Area Management Plan.
 3. Savings Clause Applicable to Certain Nonconforming Condominiums. Where a legal nonconforming Condominium building or structure is destroyed, it may be reconstructed or restored, subject to the following standards.
 - a. A legal nonconforming building or structure damaged or destroyed by any natural disaster or phenomenon including a hurricane, tornado, storm, flood, fire, high water, wind-driven water, tidal wave, or other catastrophic event may be restored or repaired under this Subsection.
 - b. A building permit for the repair or restoration shall be issued within five years of the date of the damage.
 - c. These savings clause provisions shall be applicable only to legal nonconforming Condominium structures that are located within the Beach Overlay District, the Walking Area Overlay District, and Lagoon Pass Overlay District.
 - d. The cost of restoring the damaged or destroyed structure must exceed fifty percent (50%) of the most current fair and reasonable market value of the structure before its damage.
 - e. The damaged or destroyed structure may be reconstructed or restored only in a manner which recreates the same number of dwelling units or lodging units and the same gross floor area contained in the structure on the day before its damage or destruction.
 - f. The reconstruction or restoration of a damaged or destroyed structure must in all other respects (setbacks, building height, building coverage, architectural design guidelines, and all other area and dimensional requirements of the Zoning Ordinance) be in compliance with all applicable provisions of this title, and such reconstruction or restoration is subject to all applicable enacted federal, state, or local laws adopted to protect public health, safety, and welfare including, but not limited to, building, fire, plumbing, electrical, and mechanical codes in place at the time of site plan approval application for reconstruction or restoration.

E. Determining Value of Structures. For the purposes of this subsection, the value of an entire Structure before destruction or damage shall be determined as follows:

1. The value of an entire Structure before destruction or damage shall be determined by the current market value. Market value means the value of the structure (as agreed between a willing buyer and seller), excluding the value of land as established by what the local real estate market will bear. Market value can be established by independent certified appraisal; replacement cost depreciated by age of building (actual cash value); or adjusted assessed values.

F. Documentation Required for Restoration. For the purposes of this subsection, the cost of restoring the Structure to a condition comparable to its nonconforming condition prior to the destruction or damage shall be determined as follows:

1. At the time application for a Building Permit referable to the restoration work is made, the applicant shall submit, in addition to the documentation otherwise required for the issuance of a Building Permit, the following documentation:
 - a. A certification by the licensed contractor or contractors who will be performing the restoration work, or if there is no contractor on the project, by the permit applicant, that the cost of the restoration work described in the permit application will not exceed the cost declared in the permit application.
 - b. A copy of all documentation relating to the market value of the Structure.
2. The certified cost declaration contained in the permit application will be accepted as the cost of restoration unless the Building Official determines that such declaration is materially inconsistent with the market value. In such event, the Building Official shall prepare a written determination of the cost of restoration for purposes of this subsection specifying the basis on which such cost of restoration has been determined.
3. In the event changes in the scope of the restoration work necessitated by the discovery of unanticipated damage elements or expense results in an increase in the cost of the restoration work after the submission of a certified cost declaration, a revised certified cost declaration must be filed with the Building Official. If the Building Official determines on the basis of the revised certified cost declaration or on the basis of other information coming to his attention deemed reliable that the cost of the restoration work exceeds fifty (50) percent of the value of the entire Structure before destruction or damage, the Building Official shall order the suspension of any Building or other permits issued for the restoration work.

4. * * * *

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

ADOPTED this 24th day of August, 2020.

Robert Craft, Mayor

**AN ORDINANCE
 TO AMEND ORDINANCE NO. 1584
 (ZONING ORDINANCE) ADOPTED JANUARY 1, 2010,
 AT ARTICLE 5: ESTABLISHMENT OF DISTRICTS
 AT ARTICLE 5-1 A. DISTRICT PURPOSES
 AND TABLE 8-3A. BG DISTRICT PERMITTED USES
 BY CHANGING CERTAIN
 LANGUAGE AND REWRITING AS REQUIRED
 (ZTA2020-05)**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That Ordinance No. 1584 (Zoning Ordinance) adopted January 1, 2010 be and it is hereby amended at Article 5: Establishment of Districts at Article 5-1 A. District Purposes, and Table 8-3A: BG District Permitted Uses by changing certain language and rewriting as follows:

Article 5: ESTABLISHMENT OF DISTRICTS

* * * *

Section §5-1.A. District Purposes.

* * * *

- 12. BG General Business District. This district is intended to provide locations for a specified range of retail businesses and services, offices, Hotels, Motels, and other compatible uses serving community needs, where an attractive appearance of Buildings and their Premises is important to the successful conduct of business.

* * * *

Article 8: BUSINESS DISTRICT REGULATIONS

* * * *

Section §8-3. BG General Business District.

- A. Use Regulations. Refer to Table 8-3A and the provisions herein.

Table 8-3A: BG District Permitted Uses & Table of Use Regulations for Non-Residential Districts

Table 8-3A: BG District Permitted Uses			
	BG	BG-1 FM	BG-2FM
Residential Uses			
Employment Dormitory, §11-9	CUP		
Interval Occupancy Facility	R	R	
Multiple-family Dwellings, §11-20	CUP	R	R
Upper Story Dwelling or Live Work, §11-12	R	R	R
Townhouse, §11-3	R	R	R

USE REGULATIONS FOR NON-RESIDENTIAL DISTRICTS			
USES/DISTRICTS	BG		
RESIDENTIAL			
Employment Dormitory, §11-9	CUP		
Multi-Family Dwelling, §11-21	CUP		

* * * *

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

ADOPTED this 24th day of August, 2020.

Robert Craft, Mayor

ATTEST:

Wanda Parris, MMC
City Clerk

CERTIFICATE

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 August 24, 2020 and the same was duly published as required by law.

City Clerk



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20200702140331751

Type License: 020 - RESTAURANT RETAIL LIQUOR **State:** **County:**
Type License: **State:** **County:**
Trade Name: SHRIMP BASKET **Filing Fee:**
Applicant: SHRIMP BASKET RESTAURANTS LLC **Transfer Fee:** \$50.00
Location Address: 301 HWY 59 GULF SHORES, AL 36542
Mailing Address: 7282 PLANTATION ROAD; SUITE 301 PENSACOLA, FL 32504
County: BALDWIN **Tobacco sales:** NO **Tobacco Vending Machines:**
Type Ownership: LLC

Book, Page, or Document info: FLORIDA
Date Incorporated: 05/19/2020 **State incorporated:** FL **County Incorporated:**
Date of Authority: 05/16/2020 **Alabama State Sales Tax ID:** R
Federal Tax ID:

Name:	Title:	Date and Place of Birth:	Residence Address:
BARRY GOFF	AUTHORIZED REPRESENTATIVE		
WILLIAM HEADLEY	AUTHORIZED REPRESENTATIVE		
MICHAEL WOOD	AUTHORIZED REPRESENTATIVE		

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? **YES**
Does ABC have any actions pending against the current licensee? **NO**
Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? **NO**
Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? **NO**
Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? **YES**
Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? **NO**
Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? **NO**
Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? **NO**

Contact Person: JON ARCHER **Home Phone:**
Business Phone: 251-937-3655 **Cell Phone:**
Fax: **E-mail:** JARCHER@JBPLAW.COM

PREVIOUS LICENSE INFORMATION: **Previous License Number(s)**
Trade Name: THE SHRIMP BASKET **License 1:** 020 000581902
Applicant: THE SHRIMP BASKET LLC **License 2:**

RESOLUTION NO. - 20

A RESOLUTION
REAPPOINTING RANDY ARP, AND
APPOINTING RICHARD JONES AND HARRIS NEWMAN
TO THE BUILDING BOARD OF ADJUSTMENTS AND
MARLENE JOHNT TO THE BEAUTIFICATION BOARD

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES,
ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That Randy Arp be and he hereby is reappointed to the Building Board of Adjustments to serve a full term of four (4) years ending on June 1, 2024.

Section 2. That Richard Jones be and he hereby is reappointed to the Building Board of Adjustments to serve a full term of four (4) years ending on June 1, 2024.

Section 3. That Harris Newman be and he hereby is reappointed to the Building Board of Adjustments to serve a term of four (4) years ending on June 1, 2024.

Section 4. That Marlene Johnt be and she hereby is reappointed to the Beautification Board to serve a term of three (3) years ending on September 1, 2023.

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

ADOPTED this 24th day of August, 2020.

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. - 20 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

RESOLUTION NO. -20

**A RESOLUTION TO AMEND RESOLUTION 5065-12
AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO EXECUTE
AND ATTEST, RESPECTIVELY,
CONTRACT WITH BARTER AND ASSOCIATES, INC.
FOR POST HURRICANE RESIDENTIAL
STRUCTURAL INSPECTION BY ADDING COMMERCIAL INSPECTION ALSO**

WHEREAS, Barter & Associates, Inc. contract was previously approved with Resolution 5065-12 to provide technical personnel to be billed on an hourly basis as needed to supplement City Building Inspectors to inspect residential homes after a declared disaster.

WHEREAS, the amended resolution will replace Barter & Associates' previous contract for inspection of residential structures only and would now include commercial structure inspections as well.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, 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 Barter and Associates, Inc. for post hurricane residential and commercial structural inspections for a period of three (3) years starting from the date of August 20, 2020 through August 19, 2023; in substantially the form presented to Council this date.

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

ADOPTED this 24th day of August, 2020.

Robert Craft, Mayor



SMALL TOWN, BIG BEACH™

DATE: August 20, 2020

ISSUE: Barter & Associates, Inc. amended professional services contract to provide technical personnel to be billed on an hourly basis as needed to supplement City Building Inspectors to inspect residential homes and commercial structures after a declared disaster.

RECOMMENDATION: Recommend acceptance of proposal.

BACKGROUND: The proposed professional services contract replaces Barter & Associates' contract for inspection of residential structures only and now includes commercial structure inspections too.

PREVIOUS COUNCIL ACTION: The City Council has previously awarded as an on call professional service agreements to Barter & Associates for residential structures inspections. This contract will replace Resolution #5065.

BUDGET IMPLICATIONS: This contract would only be enacted in the event of a declared disaster that required City-wide residential and commercial inspections. This is a FEMA reimbursable expense.

RELATED ISSUES: None.

ATTACHMENTS: Contract

DEPARTMENT: Building Department

STAFF CONTACT: Brandan Franklin



BARTER & ASSOCIATES, INC.
Structural Engineers

An Agreement for the Provision of Limited Professional Services
August 19, 2020

Structural Engineer of Record:

Barter & Associates, Inc.
1614 Government St.
Mobile, Alabama 36604

Client:

City of Gulf Shores
P.O. Box 299
Gulf Shores, AL 36547

Project Name: ATC-45 Inspection of Residential Structures Post Hurricane

Location: Gulf Shores, Alabama

Term of Agreement: August 20, 2020 through August 19, 2023

Scope of Services:

Barter & Associates, Inc. will provide technical personnel as needed to inspect residential and commercial structures within the city limits of Gulf Shores as requested. Inspections shall be made in accordance with the Applied Technology Council document ATC-45 and posting placed accordingly. All work will be carried out by employees of Barter & Associates or subcontract personnel hired as necessary to perform the work in a timely manner.

Barter & Associates, Inc. understands that time is of the essence and, following a storm and a notice to proceed, agrees to provide the services of management level personnel within 24 hours of the passing of the storm and to begin building assessments with 72 hours of the storm's passing.

Barter & Associates will provide the City of Gulf Shores with documentation of the inspections in the form of written reports on each structure. In addition, these reports will be provided in an electronic format suitable for inclusion in the City of Gulf Shores web site.

Fee Arrangement:

All charges will be invoiced on an hourly basis in accordance with the following fee schedule, which will be adjusted annually to match the published B&A rates for that calendar year:

2020 Hourly Rates:

Principal	\$205.00/Hr.
Senior Engineer	\$165.00/Hr.
Junior Engineer	\$125.00/Hr.
Clerical	\$ 70.00/Hr.
Automobile Mileage	\$.60/mile
Subcontract Services	Cost Plus 10%

All travel expenses related to the performance of this work shall be considered "Reimbursable Expenses". Such expenses shall include airline travel, meals, incidentals, and lodging. In addition, costs for printing and supplies shall likewise be considered reimbursable. Reimbursable expenses and Subcontract Expenses shall be charged at 1.1 times the incurred expense.

Billings/Payments:

Invoices will be submitted monthly for services and reimbursable expenses and are due when rendered. Invoices shall be considered PAST DUE if not paid within 30 days after the invoice date. A service charge will be charged at 1% per month on the unpaid balance. In the event any portion of an account remains unpaid 90 days after billing, the Client shall pay cost of collection, including reasonable attorney's fees.

Special Conditions:

The Client understands that emergency conditions exist due to the hurricane. The Client further recognizes that time and circumstances do not permit the Consultant to perform his or her services with the degree of skill and care normally provided under non-emergency circumstances. The Client desires, however, to have the Consultant use reasonable efforts to perform his or her services under these emergency conditions. In consideration of the substantial risks to the Consultant in performing these emergency services for or on behalf of the Client, the Client agrees to the fullest extent permitted by law to indemnify and hold harmless the Consultant against all damages, liabilities, or costs, including reasonable attorneys' fees and defense costs, arising out of or resulting from the Consultants providing emergency services on behalf of the Client excepting only those damages, liabilities or costs arising directly from the negligence or willful misconduct of the Consultant.

In addition, the Client agrees, to the maximum extent permitted by law, to waive any claims against the Consultant arising out of the performance of these emergency

services.

The Client acknowledges that (1) the Consultant has discussed the risks and difficulties of performing services under the existing emergency conditions; (2) the Client is aware of the legal implications of agreeing to the waiver and indemnity provisions; and (3) the Client enters into this Agreement freely and without reservation.

Insurance:

Barter & Associates, Inc. and its subcontractors shall maintain the minimum following coverages:

Errors and Omissions Insurance:

\$1,000,000.00 per incident
\$2,000,000.00 aggregate in one year

Workman' Compensation:

Statutory plus \$1,000,000.00/\$1,000,000.00/\$1,000,000.00

Automobile Coverage:

Combined Limits \$2,000,000.00

General Liability Coverage:

\$2,000,000.00
\$4,000,000.00
City of Gulf Shores named as additional insured.

Offered by **Barter & Associates, Inc.:**

Accepted by **City of Gulf Shores:**



(signature)

Marc S. Barter/President
(printed name/title)

(signature)

Robert Craft, Mayor
(printed name/title)

RESOLUTION NO. -20

**A RESOLUTION
ACCEPTING THE PROPOSAL OF
VOLKERT, INC. FOR PROFESSIONAL SERVICES RELATED
TO THE CITY'S NFWF GRANT-FUNDED
BON SECOUR / OYSTER BAY WETLAND ACQUISITION PROJECT
IN AN AMOUNT NOT TO EXCEED \$110,000.00;
AND AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO
EXECUTE AND ATTEST, RESPECTIVELY,
A PROFESSIONAL SERVICES CONTRACT**

WHEREAS, the Vision 2025 Plan for Sustainability and the Strategic Plan 2015-2019 identify environmental stewardship as a Key Strategy and Priority, and the Plans also identify the conservation and protection of natural resources as a Core Value in prioritizing the allocation of City resources. The Deepwater Horizon Oil Spill in 2010 made clear the important connections between our regional economy and a healthy environment, and The National Fish and Wildlife Foundation's (NFWF) Gulf Environmental Benefit Fund was established in 2013 to fund projects benefiting the natural resources of the Gulf Coast that were impacted by the spill.

WHEREAS, the City has been awarded a grant through NFWF for the acquisition and conservation of 836 acres of natural wetlands around the confluence of the Bon Secour River and Oyster Bay. Protection and preservation of this property will have significant impacts on water quality and habitat for local wildlife.

WHEREAS, The City will manage the property for passive recreational opportunities for the public, and will support environmental education programs in the area. This proposal will begin environmental restoration work as part of the implementation of the Habitat Management Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That the proposal from Volkert, Inc. for professional services related to the NFWF Grant for the acquisition and conservation of 836 acres of natural wetlands around the confluence of the Bon Secour River and Oyster Bay in an amount not to exceed \$110,000.00 be and the same is hereby accepted, authorized and outlined in the Scope of Work and/or as specified for additional services.

Section 2. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, Professional Services Contract between the City of Gulf Shores and Volkert, Inc. for services related to the acquisition and conservation of 836 acres of natural wetlands around the confluence of the Bon Secour River and Oyster Bay; and in substantially the form presented to Council this date; and

Section 3. That costs for this phase of restoration work (\$110,000) has been budgeted for FY 2020, and will be reimbursable and booked as a receivable from NFWF per auditor's recommendation.

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

ADOPTED this 10th day of February, 2020.

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. -20(prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

RESOLUTION NO. -20

A RESOLUTION
AUTHORIZING AND DIRECTING THE DEMOLITION OF
STRUCTURES DEEMED TO BE UNSAFE
TO THE EXTENT THAT IT IS A PUBLIC NUISANCE AND
AUTHORIZATION OF CONTRACT IN WITH WHITES LAND SERVICES
AN AMOUNT NOT TO EXCEED \$7,500.00

WHEREAS, there are two structures located within the City of Gulf Shores that have been deemed unsafe and public nuisance under *Alabama Code of Law, Section 11-53B.1*. The structures are located at 1016 E 22nd Avenue and 2257 Ridge Road East, Gulf Shores, Alabama.

WHEREAS, the owners were sent letters June 1, 2020 by certified and first class mail notifying them of the City's determination. The owners were given 45 days to respond to which neither owner has responded.

WHEREAS, the City requested and received bids from four contractors. White's Land Service provided the lowest bid for each structure: 1016 East 22nd Ave. and \$2000.00 and 2257 Ridge Road East - \$5500.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That the structures located at 1016 East 22nd Avenue and 2257 Ridge Road East, Gulf Shores, Alabama are deemed unsafe to the extent that it is a public nuisance within the meaning of Chapter 53B of Title 11 of the Code of Alabama.

Section 2. That Whites Land Services is hereby authorized and directed to demolish such structures at a cost not to exceed the amount of 7,500.00

Section 3. That the cost of the demolition of these structures has not been approved in the budget. Funds will be reallocated in the Building Department budget to Building Department Miscellaneous to cover the expenses.

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

ADOPTED this 24th day of August, 2020.

Robert Craft, Mayor

RESOLUTION NO. -20

**A RESOLUTION
APPROVING, CONFIRMING AND RATIFYING
THE AIRPORT AUTHORITY'S EXECUTION OF A
LEASE AGREEMENT BETWEEN THE
AIRPORT AUTHORITY AND COASTAL AIRCRAFT SERVICES, INC.**

WHEREAS, Coastal Aircraft Services, Inc. has acquired the leasehold interest for Lot #49 in the Business and Aviation Park from McInnis Company in its entirety.

WHEREAS, Coastal has been operating out of the premises for the last 12 years providing aircraft maintenance services under sublease from McInnis.

WHEREAS, In addition to assumption, Coastal has agreed to modify the existing lease in its entirety in an annual revenue increase of \$18,852.84.

WHEREAS, in compliance with the executed 2008 amended and restated Lease, Assignment, and Operating Agreement between the City and the Authority, Council authorization, ratification and confirmation is requested as follows:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. The Authority did, at its Board Meeting of July 27, 2019 by the passing of Resolution 772-20 approve the issuance of a Standard Long-Term Lease Agreement between the Airport Authority of the City of Gulf Shores and Coastal Aircraft Services, Inc. for Lot #49 in the Gulf Shores Business and Industrial Park.

Section 2. In accordance with paragraph 1.10 of the Amended and Restated Airport Lease Agreement between the Authority and the City, the Authority has requested approval by the City Council of such action.

Section 3. That the action of the Authority approving the issuance of a Standard Lon-Term Lease between the Authority and Coastal Aircraft Services, Inc. located at the Jack Edwards National Airport on land owned by the City and leased to the Authority, be and it is hereby confirmed, ratified and approved as presented.

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

ADOPTED this 24th day of August, 2020.

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. -20 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

RESOLUTION NO. -20

**A RESOLUTION
ACCEPTING THE BID OF MOTOROLA SOLUTIONS
IN THE AMOUNT OF \$236,983.29 TO UPDATE
POLICE DISPATCH RADIO CONSOLES; AND
AUTHORIZING EXECUTION OF CONTRACT**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That the proposal of Motorola Solutions, which is on the Alabama state contract for radios, in an amount not to exceed \$236,983.29 for Updating Police Dispatch Radio Consoles is hereby accepted, being the most conforming and responsible proposal from the Alabama state contract.

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 Motorola Solutions and in substantially the form presented to Council this date.

Section 3. That monies are proposed to be budgeted in the 2021 CIP.

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

ADOPTED this 24th day of August, 2020.

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. -20 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

RESOLUTION NO. -20

**A RESOLUTION
ACCEPTING THE BID OF ASPHALT SERVICES, INC.
FOR FORT MORGAN TRAIL IMPROVEMENTS
IN AN AMOUNT NOT TO EXCEED \$456,300**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020 as follows:

Section 1. That the bid of Asphalt Services, Inc. for Fort Morgan Trail Improvements, be and the same is hereby accepted, being the lowest, most responsible, among sealed bids opened on August 12, 2020.

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 Asphalt Services, Inc. for Fort Morgan Trail Improvements in an amount not to exceed \$456,300.00; in substantially the form presented to Council this date.

Section 3. That there is \$500,000 in expenses budgeted for this project in FY 2020 in Account #43-879-65500 Fort Morgan Trail. There is also \$400,000 in revenues budgeted from an ADECA Grant to offset 80% of the expenditures.

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

ADOPTED this 24th day of August, 2020.

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. -20 (prepared by City Clerk), which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

RESOLUTION NO. -20

**A RESOLUTION AUTHORIZING
THE MAYOR OF THE CITY OF GULF SHORES
TO ACCEPT ALDOT MAINTENANCE AGREEMENT
FOR THE MEDICAL VILLAGE TRAFFIC SIGNAL
LOCATED AT 34TH AVE. & STATE HWY 59**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That the City of Gulf Shores enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation (ALDOT), for installation and operation of a traffic signal located at 34th Ave & State Hwy 59.

Section 2. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a Maintenance Agreement between the City of Gulf Shores and ALDOT for traffic signal maintenance; and in substantially the form presented to the council this date.

Section 3. That ongoing maintenance costs are included in Engineering Account #01-565-64379 R&M – Traffic Signals

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

ADOPTED this 24th day of August, 2020.

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. -20 (prepared by City Clerk) which Resolution was duly and legally adopted at a regular meeting of the City Council on August 24, 2020.

City Clerk

ORDINANCE NO.
AN ORDINANCE
TO AMEND THE CODE OF ORDINANCES,
ADOPTED JULY 24, 1989,
AT CHAPTER 21, TRAFFIC, ARTICLE I., IN GENERAL,
BY ADDING CERTAIN LANGUAGE
AT SECTION 21-4, TRAFFIC CONTROL SIGNS AND DEVICES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON AUGUST 24, 2020, as follows:

Section 1. That Chapter 21, TRAFFIC, of the Code of Ordinances, adopted July 24, 1989, be and it is hereby amended by adding certain language at Article I., In General, Section 21-4, Traffic Control Signs and Devices by amending the Vulcan Traffic Management Services Plan to include the installation of Three Way Stop Signs and crosswalk at the intersection of intersection of West Canal Drive and West 2nd Street, so the entire section shall read:

CHAPTER 21 TRAFFIC

ARTICLE I. IN GENERAL

* * *

Sec. 21-4. Traffic Control Signs and Devices.

* * *

Add 3-Way Stop traffic control signage at the intersection of West Canal Drive and West 2nd Street.

* * *

Section 2.

* * *

The intersection of West Canal Drive and West 2nd Street is hereby declared henceforth to be a three-way stop intersection.

* * *

Section 3. That this Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED this 24th day of August, 2020.

Robert Craft, Mayor

ATTEST:

Wanda Parris, MMC
City Clerk

CERTIFICATE

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 August 24, 2020 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**

WHEREAS, on the 6th of August, 2020, and the 1st of August, Donald & Lisa Stockstill, Joseph McAleer, III, Robert & Susan James and Richard & Marilyn Grayson owners 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 AUGUST 24, 2020 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 hereto before 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:

- Donald & Lisa Stocksill –
Lot 6 River Pines Subdivision, as recorded on Slide 1867-B, in the Office of the Judge of Probate, Baldwin County, Alabama and revised on Slide 1883-B

- Joseph McAleer, III –
Lot 15 River Pines Subdivision, as recorded on Slide 1867-B, in the Office of the Judge of Probate, Baldwin County, Alabama and revised on Slide 1883-B

- Robert & Susan James –
Lot 16 River Pines Subdivision, as recorded on Slide 1867-B, in the Office of the Judge of Probate, Baldwin County, Alabama and revised on Slide 1883-B

- Richard & Marilyn Grayson –
Lot 17 River Pines Subdivision, as recorded on Slide 1867-B, in the Office of the Judge of Probate, Baldwin County, Alabama and revised on Slide 1883-B

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.

Section 5. That this Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED this 24th day of AUGUST, 2020.

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 August 24, 2020.

City Clerk