



A G E N D A
REGULAR COUNCIL MEETING
CITY OF GULF SHORES, ALABAMA
MARCH 23, 2020
4:00 P.M.

1. Call to Order
2. Invocation – Deputy Fire Chief Keith Martin
3. The Pledge of Allegiance
4. Roll Call
5. Approval of Minutes
 - A. March 9, 2020 – Regular Council Meeting
 - B. March 16, 2020 – Emergency Special Council Meeting
 - C. March 16, 2020 – Council Work Session Meeting
 - D. March 18, 2020 – Emergency Special Council Meeting
 - E. March 19, 2020 - Special Council Meeting
6. Approval of Expense Vouchers
7. New Business
 - A. Ordinance – Amend Code – Prohibit Violation of Order from State Health Officer
 - B. Resolution – Amend Purchasing Manual
 - C. Resolution – Accept Professional Services Proposal – Traffic Signal Design
 - D. Resolution – Award Contract – Civil Southeast – Fort Morgan Trail Improvements
 - E. Resolution – Confirm Board Reappointments
 - F. Ordinance – Authorize GO Warrant 2020-A Ref
 - G. Ordinance – Authorize GO Warrant 2020-B School
 - H. Ordinance - Authorize GO Warrant 2020-C Taxable
8. Committee Reports
9. Staff Report
10. Hearing of Persons Not Listed on Formal Agenda
11. Adjourn

**MINUTES OF
REGULAR COUNCIL MEETING
CITY OF GULF SHORES, ALABAMA
MARCH 23, 2020**

Mayor Robert Craft called the meeting to order at 4:00 p.m. at the Erie Hall Meyer Civic Center. Mayor Craft noted that the location of the meeting had been moved to the Erie Hall Meyer Civic Center in order to provide enough space to maintain social distancing for everyone in attendance. The meeting is open to the public with a capacity limit of no more than 25 people in attendance and was being streamed via Facebook Live for those who prefer to not be physically present. Any person interested in submitting questions to be presented at today's meeting should email them to communications@gulfshoresal.gov

At this time, Mayor Craft called upon Deputy Fire Chief Keith Martin to deliver the invocation. The Pledge of Allegiance was led by Mayor Craft.

Upon roll call, the following officials answered "present": Councilman Joe Garris, Jr., Councilman Gary M. Sinak, Councilman Philip Harris, Councilman Jason Dyken, M.D., Councilman Stephen E. Jones and Mayor Robert Craft.

Councilman Jason Dyken, M.D. moved to approve the minutes of the Regular Council Meeting of March 9, 2020, as presented; seconded by Councilman Joe Garris, Jr. ; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D, "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Furthermore, Councilman Joe Garris, Jr. moved to approve the minutes of the Emergency Special Council Meeting of March 16, 2020, as presented; seconded by Councilman Gary Sinak; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D, "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Councilman Philip Harris moved to approve the minutes of the Council Work Session Meeting of March 16, 2020, as presented; seconded by Councilman Gary Sinak; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D, "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Councilman Joe Garris, Jr. moved to approve the minutes of the Emergency Special Meeting of March 18, 2020, as presented; seconded by Councilman Gary Sinak; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D, "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Councilman Gary M. Sinak moved to approve the minutes of the Special Council Meeting of March 19, 2020, as presented; seconded by Councilman Joe Garris, Jr; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D, "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Councilman Jason Dyken, M.D. moved to approve the expense vouchers in the amount of \$897,006.92 seconded by Councilman Stephen E. Jones; 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.

Chief Ed Delmore introduced an Ordinance that would prohibit violation of an Order from the State Health Officer.

Following a brief discussion, Councilman Stephen E. 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. 1975

**AN ORDINANCE TO AMEND THE *CODE OF ORDINANCES*,
ADOPTED JULY 24, 1989, AT CHAPTER 11, CRIMINAL CODE, ARTICLE I. IN GENERAL, BY
ADDITION OF SECTION 11-9 TO PROHIBIT VIOLATION OF AN ORDER OF THE STATE
HEALTH OFFICER APPLICABLE WITHIN THE CITY OR POLICE JURISDICTION AND TO
PRESCRIBE PENALTIES FOR VIOLATIONS**

WHEREAS, The City of Gulf Shores is a Class 8 Alabama Municipality which has been vested with a portion of the state's sovereign power to protect the public health, safety and general welfare. *Code of Alabama, 1975, §11-45-1*; and

WHEREAS, the City Council finds that the violation by any person of an Order of the State Health Officer applicable within the corporate limits and police jurisdiction of the City of Gulf Shores or any portion of either will compromise the public health, safety, and general welfare of the City's citizens and visitors; and

WHEREAS, the City Council of Gulf Shores Council finds that in order to protect the public health, safety and general welfare it is necessary to prohibit the violation within the corporate limits and police jurisdiction of the City of any Order of the State Health Officer applicable by its terms to the corporate limits or police jurisdiction of the City, or both.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 2020, as follows:

Section 1. That Article I of Chapter 11, Criminal Code of the *Code of Ordinances*, adopted July 24, 1989, be and it is hereby amended by the addition of Section 11-9 to read in its entirety as follows:

“Sec. 11-9 -- VIOLATION OF ORDER OF THE STATE HEALTH OFFICER APPLICABLE WITHIN CITY OR POLICE JURISDICTION PROHIBITED.

(a) Definitions. As used in this section, the following terms have the indicated meanings:

Order of the State Health Officer means a lawful Order issued by the State Health Officer on behalf of the State Board of Health that by its terms is applicable and in effect within the corporate limits and police jurisdiction of the City or any portion of either.

(b) It shall be unlawful for any person to knowingly violate, or knowingly fail, neglect or refuse to comply with, an Order of the State Health Officer within the corporate limits or police jurisdiction of the City of Gulf Shores.

(c) Any person violating this section shall be guilty of an offense and upon conviction, shall be punished for each offense by a fine of not more than five hundred dollars (\$500.00), imprisonment for a period not exceeding six (6) months, or both.

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.

The motion for unanimous consent was seconded by Councilman Joe Garris, Jr.; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. ,“aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, Mayor Robert Craft, “aye”. Mayor Robert Craft then declared the rules suspended.

Councilman Joe Garris, Jr. then moved for the adoption of Ordinance No. 1975 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1975 was seconded by Councilman Gary M. Sinak; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Ordinance No. 1975 duly and legally adopted.

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

RESOLUTION NO. 6260-20

**A RESOLUTION
AMENDING THE CITY OF GULF SHORES PURCHASING MANUAL
BY REVISING CERTAIN LANGUAGE IN
CHAPTER 2, CHAPTER 6, AND CHAPTER 8**

WHEREAS, Resolution No. 5662-16, dated April 11, 2016, adopted the Purchasing Manual for the City of Gulf Shores; and

WHEREAS, the Finance and Administrative Services Department, Purchasing Division, finds it appropriate from time to time to revise, amend, and rewrite certain sections of the Purchasing Manual; and

WHEREAS, the City of Gulf Shores Purchasing Manual shall be amended at Chapter II. General Guidelines, Item E; Chapter VI. General Purchasing Procedures, Item B.1.; and Chapter VIII. Procedure for Electronic Requisitions/Purchase Orders, Item A.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 2020, as follows:

Section 1. That Resolution No. 5662-16, adopting the Purchasing Manual for the City of Gulf Shores, be and it is hereby amended by revising Chapter II. General Guidelines, Item E to read as follows:

CHAPTER II. GENERAL GUIDELINES

* * *

E. In all purchasing situations, except those governed by the State Bid Law, price comparisons are to be obtained from two to three vendors to ensure the City receives quality merchandise at the lowest possible price. Purchases that are exceptions, as allowed by the State Bid Law, will not require price comparisons as described in this section.

The following buying limits for goods and services shall be used to determine how price comparisons are to be made:

Amounts Request Method of Pricing

All Goods and Services:

\$500 – \$2,499.99	No quote	Electronic Purchase Order required.
\$2,500.00 – \$14,999.99	Written	Three (3) written quotations required. List vendor quotes on Electronic Purchase Order, attach to invoice, and turned into Accounting as a packet.
\$15,000 and above		Formal sealed bids (Code of Alabama, Section 41-16-20)

Vehicle & Equipment Exemption:

\$0 – \$5,000	No quote	Vehicle & Equipment Repair Exemption – \$500 and above will need Electronic Purchase Order.
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Public Works Contracts:

\$500 - \$2499.99	No quote	Electronic Purchase Order required.
\$2500 – \$49,999.99	Written	Three (3) written quotations on vendor letterhead required. List vendor quotes on Electronic Purchase Order, attach to invoice, and turned into Accounting as a packet.
\$50,000 and above	Written	Formal sealed bids (Code of Alabama, Section 39-2-2)

Under no condition or circumstance will a purchase be split or invoiced separately in order to make a purchase qualify for a lower expenditure category.

All specifications and vendors’ prices shall include freight charges F.O.B. (Freight On Board) Delivery to Gulf shores. All vendors should be advised at the time prices are obtained that freight charges quoted will be the maximum paid by the City, and under no circumstances will additional freight charges be paid.

* * *

Section 2. That Resolution No. 5662-16, adopting the Purchasing Manual for the City of Gulf Shores, be and it is hereby amended by revising Chapter VI. General Purchasing Procedures, Item B. 1. to read as follows:

* * *

CHAPTER VI. General Purchasing Procedures

B. For purchases of \$500 – \$14,999.99
\$500 – \$49,999.99 for Public Works Contracts

1. An Electronic Purchase Requisition (See Section VIII) must be submitted by the employee making a purchase through the Division Supervisor to the Purchasing Division. For purchases above \$2500.00, the purchase requisition must include a summary of quotations received, to include vendor name and pricing.

* * *

Section 3. That Resolution No. 5662-16, adopting the Purchasing Manual for the City of Gulf Shores, be and it is hereby amended by revising Chapter VIII. Procedure for Electronic Requisitions/Purchase Orders, Item A. to read as follows:

CHAPTER VIII. Procedure for Electronic Requisitions/Purchase Orders

A. Before making a purchase of \$500 or more, an employee must submit an electronic purchase requisition. For purchase above \$2500, the purchase requisition must include a summary of quotations received, to include vendor name and pricing.

* * *

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

The motion for the adoption of Resolution No. 6260-20 seconded by Councilman Jason Dyken, M.D was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Resolution No. 6260-20 duly and legally adopted.

Councilman Gary M. Sinak introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 6261-20

**A RESOLUTION
AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO
EXECUTE AND ATTEST, RESPECTIVELY,
A PROFESSIONAL SERVICES CONTRACT BETWEEN
THE CITY OF GULF SHORES AND SKIPPER CONSULTING, INC.
TO PERFORM TRAFFIC SIGNAL DESIGN SERVICES
FOR THE INTERSECTION OF EAST 2ND STREET AND HIGHWAY 182
IN AMOUNT NOT TO EXCEED \$16,000.00**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 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 professional service contract between the City of Gulf Shores and Skipper Consulting, Inc. to perform traffic signal design services at the intersection of East 2nd Street and Highway 182 in an amount not to exceed \$16,000.00; in substantially the form presented to Council this date; and

Section 2. That funding for this proposal is included in the \$400,000.00 budgeted in FY 2020, Account 43-879-65530, Highway 182 Improvements; and

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

The motion for the adoption of Resolution No. 6261-20 seconded by Councilman Philip Harris was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Resolution No. 6261-20 duly and legally adopted.

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

RESOLUTION NO. 6262-20

**A RESOLUTION
AUTHORIZING AND DIRECTING THE
MAYOR AND CITY CLERK TO EXECUTE
AND ATTEST, RESPECTIVELY, A PROFESSIONAL
SERVICES CONTRACT BETWEEN THE CITY OF GULF SHORES
AND CIVIL SOUTHEAST LLC
RELATED TO THE FORT MORGAN TRAIL IMPROVEMENT PROJECT
IN AN AMOUNT NOT TO EXCEED \$43,700.00**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 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 professional services contract between the City of Gulf Shores and Civil Southeast LLC for construction, engineering and inspection services related to the Fort Morgan Trail Improvements Project in an amount not to exceed \$43,700.00; in substantially the form presented to Council this date; and

Section 2. Funding for the CE&I services are included in the \$500,000 budgeted for Fort Morgan Trail Improvements in Account #43-879-65500.

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

The motion for the adoption of Resolution No. 6262-20 seconded by Councilman Jason Dyken, M.D was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Resolution No. 6262-20 duly and legally adopted. Councilman Joe Garris, Jr. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 6263-20

**A RESOLUTION
REAPPOINTING JIM HOWELL
TO THE PERSONNEL BOARD
TO SERVE A FULL TERM OF THREE YEARS
ENDING ON MARCH 27, 2023 AND REAPPOINTING ERIN KAISER
TO THE BOARD OF ZONING ADJUSTMENTS AND APPEALS
TO SERVE A FULL TERM OF THREE YEARS ENDING ON JANUARY 7, 2023**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 2020, as follows:

Section 1. That Jim Howell be and he hereby is reappointed to the Personnel Board, to serve a full term of three years ending on March 27, 2023.

Section 2. That Erin Kaiser be and he hereby is reappointed to the Zoning Board of Adjustments and Appeals, to serve a full term of three years ending on January 7, 2023.

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

The motion for the adoption of Resolution No. 6263-20 seconded by Councilman Philip Harris was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Resolution No. 6263-20 duly and legally adopted.

Councilman Stephen E. 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. 1976

AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF THE CITY'S \$9,000,000 PRINCIPAL AMOUNT GENERAL OBLIGATION WARRANT, SERIES 2020-A, TO BE DATED THE DATE OF DELIVERY, TO BBVA USA

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

Section 1. Findings and Representations.

The City of Gulf Shores (the "City"), by and through the City Council, its governing body, does hereby find and determine and represent and warrant as follows:

(a) The City has found and determined that it is in the best public and financial interest of the City to incur general obligation indebtedness for the purposes of currently refunding and redeeming the City's outstanding General Obligation Warrants, Series 2012-C, dated October 1, 2012, on or about thirty days from the closing of the Warrant, with the proceeds of such obligation more particularly described below.

(b) The obligation will be evidenced by a General Obligation Warrant, Series 2020-A, to be dated the date of delivery (the "Warrant"), which will be executed and delivered to BBVA USA (the "Bank") on or about April __ 2020.

(c) The total indebtedness of the City following the issuance of the Warrant chargeable against the debt limitation for the City prescribed by the Constitution of Alabama of 1901, as amended, will not be more than twenty percent of said assessed valuation.

Section 2. Authorization and Description of Warrant; Payments of Warrant.

(a) The City shall borrow an aggregate amount not exceeding \$9,000,000 in such amounts and at such times as shall be necessary for the purposes set forth in Section 1 hereof, and the City shall issue the aforesaid Warrant therefor to the Bank, to evidence a term loan extended thereby to the City for such purposes.

(b) The Warrant shall (1) be dated the date of initial delivery and payment, (2) bear interest at the fixed per annum interest rate of 1.570%, (3) be payable as to interest on each June 15 and December 15, beginning June 15, 2020, until maturity, (4) be payable as to principal on December 15, 2021, December 15, 2022, December 15, 2023, December 15, 2024, and December 15, 2025, (5) be subject to redemption at the option of the City prior to maturity at any time, without premium or penalty, and (6) be registered and transferred, all as provided therefor in the form of the Warrant in Section 4 herein.

(c) The principal of and interest on the Warrant shall be payable in lawful money of the United States of America, at the designated office of the registered owner thereof at par and without discount, exchange or deduction or charge therefor.

Section 3. Authorization of Advance and Payments. The Mayor and the Director of Finance and Administration are authorized and directed to request a single advance of the proceeds of the Warrant in order carry out the purposes of this Ordinance.

Section 4. Form of Warrant. The Warrant shall be in substantially the following form:

**UNITED STATES OF AMERICA
STATE OF ALABAMA
CITY OF GULF SHORES
GENERAL OBLIGATION WARRANT
SERIES 2020-A**

No. R-1

\$9,000,000

THE CITY OF GULF SHORES, a municipal corporation organized and existing under and by virtue of the laws of the State of Alabama (the "City"), for value received, hereby acknowledges itself indebted to and does hereby order and direct the Finance and Administration Director of the City to pay, solely out of the special warrant fund hereinafter described, to BBVA USA (the "Payee"), its successors and assigns, the principal sum of

**NINE MILLION DOLLARS
(\$9,000,000)**

as hereinafter provided, and to pay solely from said warrant fund interest on the unpaid balance of said principal amount outstanding hereunder from the date advanced until payment in full, at a fixed per annum rate of interest equal to 1.570% (computed on the basis of the actual number of days elapsed over a 360-day year), said principal and interest being payable as follows:

(a) On June 15, 2020, and on each June 15 and December 15 thereafter, to and including December 15, 2025, the interest accrued on the outstanding principal balance of this Warrant to each such date of payment;

(b) On December 15, 2021, and on each December 15 thereafter, to and including December 15, 2025, the principal outstanding on this Warrant pursuant to the following principal schedule:

<u>Dec. 15</u>	<u>Principal Due</u>
2021	\$50,000
2022	2,165,000
2023	2,210,000
2024	2,260,000
2025	2,315,000

provided, however, that the City’s obligations in (a) and (b) above shall be structured to provide, as nearly as possible, equal annual payments of principal and interest; and

(c) On December 15, 2025 the entire outstanding principal balance of this Warrant plus all accrued interest thereon;

provided further, however, that if the interest on this Warrant is determined by the Internal Revenue Service to be includable in gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”), this obligation shall bear interest at a per annum rate of interest that would provide the Payee an after-tax yield on this Warrant equal to the after-tax yield the Payee would have received, if such determination of taxability had not been made, from the date such interest must be included in such gross income. If such determination is made, the difference between (1) the interest then due computed at the higher rate, and (2) the interest already paid at the lower rate, shall be paid, along with all such costs, expenses, penalties, attorneys’ fees and all other said losses, including with respect to any hedge agreements entered into by the Payee, within thirty days after the date a written notice is mailed by the holder hereof to the City stating that such a determination has been made and stating the amount that is then due. The obligation to pay such additional interest and such other costs, expenses, penalties, attorneys’ fees, and other losses, including with respect to any hedge agreements entered into by the Payee, shall survive the payment of the principal hereof; provided, however, that the City will not have to pay the Payee’s expenses with respect to any hedge agreement unless such determination of taxability occurs as a result of the City’s failure to maintain the tax-exempt status of the Warrant.

Payment of the principal hereof and interest hereon shall be made at the office of the Payee or at such other place as shall be designated to the City in writing by the Payee, provided the final payment of principal of and interest on this Warrant shall be made only upon presentation and surrender of this Warrant to the City for cancellation.

The City may, on any date, pay in advance the entire unpaid principal balance of this Warrant or any lesser portion or portions thereof by paying to the Payee the principal amount to be prepaid, plus interest accrued on such principal amount to the date of such prepayment, without premium or penalty.

THIS WARRANT SHALL BE VALID AND ENFORCEABLE AS TO THE AGGREGATE PRINCIPAL AMOUNT ADVANCED AT ANY TIME HEREUNDER, WHETHER OR NOT THE ENTIRE PRINCIPAL AMOUNT HEREOF IS ADVANCED.

This Warrant is issued pursuant to the Constitution and laws of the State of Alabama, including the provisions of Section 11-47-2 et seq. of the CODE OF ALABAMA 1975, as amended, and an Ordinance and proceedings of the governing body of the City (the "Authorizing Proceedings") for the purposes described in the Authorizing Proceedings.

The principal of and interest on this Warrant is a general obligation of the City and the full faith and credit of the City are pledged to the payment of the principal of and interest on the Warrant.

The City has established in the Authorizing Proceedings a special fund designated "Series 2020-A General Obligation Warrant Fund" for the payment of the principal of and interest on the Warrant, and has obligated itself to

pay or cause to be paid into said Fund from the taxes and revenues of the City sums sufficient to provide for the payment of the principal of and interest on this Warrant as the same matures and comes due.

This Warrant and the interest hereon constitutes a charge on the general credit of the City and an indebtedness of the City within the meaning of state constitutional provisions and or statutory limitations.

This Warrant is recorded and registered as to principal and interest in the name of the owner on the book of registration maintained for that purpose by the City. The person in whose name this Warrant is registered shall be deemed and regarded as the absolute owner hereof for all purposes and payment of the principal of and interest on this Warrant shall be made only to or upon the order of the registered owner hereof or its legal representative, and neither the City nor any agent of the City shall be affected by any notice to the contrary. Payment of principal of and interest on this Warrant shall be valid and effectual to satisfy and discharge the liability of the City upon this Warrant to the extent of the amounts so paid.

This Warrant may be transferred only upon written request of the registered owner or its legal representative addressed to the City, such transfer to be recorded on said book of registration and endorsed hereon by the City. Upon presentation to the City for transfer, this Warrant must be accompanied by a written instrument or instruments of transfer satisfactory to the City, duly executed by the registered owner or its attorney duly authorized in writing, and the City shall endorse on the schedule attached hereto for such purpose the principal amount of this Warrant unpaid and the interest accrued hereon to the date of transfer. No charge shall be made for the privilege of transfer, but the registered owner of this Warrant requesting any such transfer shall pay any tax or other governmental charge required to be paid with respect thereto.

It is hereby recited, certified and declared that the indebtedness evidenced and ordered paid by this Warrant is lawfully due without condition, abatement or offset of any description and that all acts, conditions and things required by the Constitution and laws of the State of Alabama to happen, exist and be performed precedent to and in the execution, registration and issuance of this Warrant and the adoption of the Authorizing Proceedings have happened, do exist and have been performed in time, form and manner as so required.

IN WITNESS WHEREOF, the City, acting by and through its governing body, has caused this Warrant to be executed in its name and on its behalf by its Mayor and its municipal seal to be hereunto affixed and attested by its City Clerk, and has caused this Warrant to be dated April __, 2020.

The motion for unanimous consent was seconded by Councilman Philip Harris; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. ,“aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, Mayor Robert Craft, “aye”. Mayor Robert Craft then declared the rules suspended.

Councilman Jason Dyken, M.D. then moved for the adoption of Ordinance No. 1976 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1976 was seconded by Councilman Stephen E. Jones; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Ordinance No. 1976 duly and legally adopted.

Councilman Stephen E. 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. 1977

AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF THE CITY’S \$17,000,000 PRINCIPAL AMOUNT GENERAL OBLIGATION SCHOOL WARRANT, SERIES 2020-B, TO BE DATED THE DATE OF DELIVERY, TO BBVA USA

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

Section 1. Findings and Representations.

The City of Gulf Shores (the “City”), by and through the City Council, its governing body, does hereby find and determine and represent and warrant as follows:

(a) The City has found and determined that it is in the best public and financial interest of the City to incur general obligation indebtedness for the purposes of (i) currently refunding and redeeming the City’s outstanding General Obligation School Warrant, Series 2019-C, dated March 15, 2019, payable to Center State Bank (previously National Bank of Commerce) (the “Series 2019-C Warrant”), on or about thirty days from the closing of the Warrant, and (ii) and providing funds to construct a new gymnasium at Gulf Shores High School, with the proceeds of such obligation more particularly described below. The proceeds of the Series 2019-C Warrant were used exclusively and solely for the purpose of making capital school improvements to the public school facilities in the City operated by the City Board of Education of the City of Gulf Shores.

(b) The obligation will be evidenced by a General Obligation School Warrant, Series 2020-B, to be dated the date of delivery (the “Warrant”), which will be executed and delivered to BBVA USA (the “Bank”) on or about April __, 2020.

(c) The proceeds of the Warrant will be allocated as follows: (i) approximately \$8,700,000 will be applied to the payment of the Series 2019-C Warrant, and (ii) the remaining proceeds of approximately \$8,300,000 will be applied to public school improvements in the discretion of the City. In the event the City determines that it is necessary and in the best public interest of the City to spend such funds on capital municipal projects instead of school projects, the City’s Debt Certificate will be revised to reflect the inclusion of such amounts as debt chargeable against the City’s Section 225 debt limit.

(d) The City hereby calls the Series 2019-C Warrant for redemption and directs the Finance and Administration Director to so notify the holder of such warrant and to establish a redemption date therefor.

(e) The total indebtedness of the City following the issuance of the Warrant chargeable against the debt limitation for the City prescribed by the Constitution of Alabama of 1901, as amended, will not be more than twenty percent of said assessed valuation.

Section 2. Authorization and Description of Warrant; Payments of Warrant.

(a) The City shall borrow an aggregate amount not exceeding \$17,000,000 in such amounts and at such times as shall be necessary for the purposes set forth in Section 1 hereof, and the City shall issue the aforesaid Warrant therefor to the Bank, to evidence a term loan extended thereby to the City for such purposes.

(b) The Warrant shall (1) be dated the date of initial delivery and payment, (2) bear interest at the fixed per annum interest rate of 2.210%%, (3) be payable as to interest on each June 15 and December 15, beginning June 15, 2020, until maturity, (4) be payable as to principal on December 15 each year, beginning December 15, 2021, and continuing through and including December 15, 2040, (5) be subject to redemption at the option of the City on any date on or after the tenth anniversary of this Warrant, without premium or penalty, and (6) be registered and transferred, all as provided therefor in the form of the Warrant in Section 4 herein.

(c) The principal of and interest on the Warrant shall be payable in lawful money of the United States of America, at the designated office of the registered owner thereof at par and without discount, exchange or deduction or charge therefor.

Section 3. Authorization of Advance and Payments. The Mayor and the Director of Finance and Administration are authorized and directed to request a single advance under the Warrant in order to carry out the purposes of this Ordinance.

Section 4. Form of Warrant. The Warrant shall be in substantially the following form:

**UNITED STATES OF AMERICA
STATE OF ALABAMA
CITY OF GULF SHORES
GENERAL OBLIGATION SCHOOL WARRANT
SERIES 2020-B**

No. R-1 **\$17,000,000**

THE CITY OF GULF SHORES, a municipal corporation organized and existing under and by virtue of the laws of the State of Alabama (the "City"), for value received, hereby acknowledges itself indebted to and does hereby order and direct the Finance and Administration Director of the City to pay, solely out of the special warrant fund hereinafter described, to BBVA USA (the "Payee"), its successors and assigns, the principal sum of

**SEVENTEEN MILLION DOLLARS
(\$17,000,000)**

as hereinafter provided, and to pay solely from said warrant fund interest on the unpaid balance of said principal amount outstanding hereunder from the date advanced until payment in full, at a fixed per annum rate of interest equal to 2.210% (computed on the basis of the actual number of days elapsed over a 360-day year), said principal and interest being payable as follows:

(a) On June 15, 2020, and on each June 15 and December 15 thereafter, to and including December 15, 2040, the interest accrued on the outstanding principal balance of this Warrant to each such date of payment;

(b) On December 15, 2021, and on each December 15 thereafter, to and including December 15, 2040,

provided, however, that the City's obligations in (a) and (b) above shall be structured to provide, as nearly as possible, equal annual payments of principal and interest; and

(c) On December 15, 2040, the entire outstanding principal balance of this Warrant plus all accrued interest thereon;

provided further, however, that if the interest on this Warrant is determined by the Internal Revenue Service to be includable in gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), this obligation shall bear interest at a per annum rate of interest that would provide the Payee an after-tax yield on this Warrant equal to the after-tax yield the Payee would have received, if such determination of taxability had not been made, from the date such interest must be included in such gross income. If such determination is made, the difference between (1) the interest then due computed at the higher rate, and (2) the interest already paid at the lower rate, shall be paid, along with all such costs, expenses, penalties, attorneys' fees and all other said losses, including with respect to any hedge agreements entered into by the Payee, within thirty days after the date a written notice is mailed by the holder hereof to the City stating that such a determination has been made and stating the amount that is then due. The obligation to pay such additional interest and such other costs, expenses, penalties, attorneys' fees, and other losses, including with respect to any hedge agreements entered into by the Payee, shall survive the payment of the principal hereof; provided, however, that the City will not have to pay the Payee's expenses with respect to any hedge agreement unless such determination of taxability occurs as a result of the City's failure to maintain the tax-exempt status of the Warrant.

Payment of the principal hereof and interest hereon shall be made at the office of the Payee or at such other place as shall be designated to the City in writing by the Payee, provided the final payment of principal of and interest on this Warrant shall be made only upon presentation and surrender of this Warrant to the City for cancellation.

The City may, on any date on or after the tenth anniversary of this Warrant, pay in advance the entire unpaid principal balance of this Warrant or any lesser portion or portions thereof by paying to the Payee the principal amount to be prepaid, plus interest accrued on such principal amount to the date of such prepayment, without premium or penalty; provided, however, that the City shall determine the amount and order of such maturities to be so prepaid.

THIS WARRANT SHALL BE VALID AND ENFORCEABLE AS TO THE AGGREGATE PRINCIPAL AMOUNT ADVANCED AT ANY TIME HEREUNDER, WHETHER OR NOT THE ENTIRE PRINCIPAL AMOUNT HEREOF IS ADVANCED.

This Warrant is issued pursuant to the Constitution and laws of the State of Alabama, including the provisions of Section 11-47-2 et seq. of the CODE OF ALABAMA 1975, as amended, and an Ordinance and proceedings of the governing body of the City (the "Authorizing Proceedings") for the purposes described in the Authorizing Proceedings.

The principal of and interest on this Warrant is a general obligation of the City and the full faith and credit of the City are pledged to the payment of the principal of and interest on the Warrant.

The City has established in the Authorizing Proceedings a special fund designated "Series 2020-B General Obligation School Warrant Fund" for the payment of the principal of and interest on the Warrant, and has obligated itself to pay or cause to be paid into said Fund from the taxes and revenues of the City sums sufficient to provide for the payment of the principal of and interest on this Warrant as the same matures and comes due.

This Warrant and the interest hereon does not constitute a charge on the general credit of the City and an indebtedness of the City within the meaning of state constitutional provisions and or statutory limitations.

This Warrant is recorded and registered as to principal and interest in the name of the owner on the book of registration maintained for that purpose by the City. The person in whose name this Warrant is registered shall be deemed and regarded as the absolute owner hereof for all purposes and payment of the principal of and interest on this Warrant shall be made only to or upon the order of the registered owner hereof or its legal representative, and neither the City nor any agent of the City shall be affected by any notice to the contrary. Payment of principal of and interest on this Warrant shall be valid and effectual to satisfy and discharge the liability of the City upon this Warrant to the extent of the amounts so paid.

This Warrant may be transferred only upon written request of the registered owner or its legal representative addressed to the City, such transfer to be recorded on said book of registration and endorsed hereon by the City. Upon presentation to the City for transfer, this Warrant must be accompanied by a written instrument or instruments of transfer satisfactory to the City, duly executed by the registered owner or its attorney duly authorized in writing, and the City shall endorse on the schedule attached hereto for such purpose the principal amount of this Warrant unpaid and the interest accrued hereon to the date of transfer. No charge shall be made for the privilege of transfer, but the registered owner of this Warrant requesting any such transfer shall pay any tax or other governmental charge required to be paid with respect thereto.

It is hereby recited, certified and declared that the indebtedness evidenced and ordered paid by this Warrant is lawfully due without condition, abatement or offset of any description and that all acts, conditions and things required by the Constitution and laws of the State of Alabama to happen, exist and be performed precedent to and in the execution, registration and issuance of this Warrant and the adoption of the Authorizing Proceedings have happened, do exist and have been performed in time, form and manner as so required.

IN WITNESS WHEREOF, the City, acting by and through its governing body, has caused this Warrant to be executed in its name and on its behalf by its Mayor and its municipal seal to be hereunto affixed and attested by its City Clerk, and has caused this Warrant to be dated April __, 2020.

The motion for unanimous consent was seconded by Councilman Joe Garris, Jr.; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr. ,“aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, Mayor Robert Craft, “aye”. Mayor Robert Craft then declared the rules suspended.

Councilman Jason Dyken, M.D. then moved for the adoption of Ordinance No. 1977 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1977 was seconded by Councilman Stephen E. Jones; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Crafts, “aye”. Mayor Robert Craft declared Ordinance No. 1977 duly and legally adopted.

Councilman Philip Harris 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. 1978

AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF THE CITY’S \$10,000,000 PRINCIPAL AMOUNT GENERAL OBLIGATION TAXABLE WARRANT, SERIES 2020-C, TO BE DATED THE DATE OF DELIVERY, TO BBVA USA

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

Section 1. Findings and Representations.

The City of Gulf Shores (the “City”), by and through the City Council, its governing body, does hereby find and determine and represent and warrant as follows:

(a) The City has found and determined that it is in the best public and financial interest of the City to incur general obligation indebtedness for the purposes of currently refunding and redeeming the City’s outstanding General Obligation Taxable Warrant, Series 2016-B, dated June 15, 2016, payable to Truist Bank (previously BB&T) (the “Series 2016-B Warrant”), on or about thirty days from the closing of the Warrant. The proceeds of the Series

2016-B Warrant were used exclusively and solely for the purpose of acquiring real property for development and making improvements to Gulf Place.

(b) The obligation will be evidenced by a General Obligation Taxable Warrant, Series 2020-C, to be dated the date of delivery (the “Warrant”), which will be executed and delivered to BBVA USA (the “Bank”) on or about April __, 2020.

(c) The City hereby calls the Series 2016-B Warrant for redemption and directs the Finance and Administration Director to so notify the holder of such warrant and to establish a redemption date therefor.

(e) The total indebtedness of the City following the issuance of the Warrant chargeable against the debt limitation for the City prescribed by the Constitution of Alabama of 1901, as amended, will not be more than twenty percent of said assessed valuation.

Section 2. Authorization and Description of Warrant; Payments of Warrant.

(a) The City shall borrow an aggregate amount not exceeding \$10,000,000 in such amounts and at such times as shall be necessary for the purposes set forth in Section 1 hereof, and the City shall issue the aforesaid Warrant therefor to the Bank, to evidence a term loan extended thereby to the City for such purposes.

(b) The Warrant shall (1) be dated the date of initial delivery and payment, (2) bear interest at the fixed per annum interest rate of 2.790%, (3) be payable as to interest on each June 15 and December 15, beginning June 15, 2020, until maturity, (4) be payable as to principal on December 15 in each year, beginning December 15, 2021, and continuing through and including December 15, 2040, (5) be subject to redemption at the option of the City on any date on or after the tenth anniversary of this Warrant, without premium or penalty, and (6) be registered and transferred, all as provided therefor in the form of the Warrant in Section 4 herein.

(c) The principal of and interest on the Warrant shall be payable in lawful money of the United States of America, at the designated office of the registered owner thereof at par and without discount, exchange or deduction or charge therefor.

Section 3. Authorization of Advance and Payments. The Mayor and the Director of Finance and Administration are authorized and directed to request a single advance under the Warrant in order to carry out the purposes of this Ordinance.

Section 4. Form of Warrant. The Warrant shall be in substantially the following form:

**UNITED STATES OF AMERICA
STATE OF ALABAMA
CITY OF GULF SHORES
GENERAL OBLIGATION TAXABLE WARRANT
SERIES 2020-C**

No. R-1

\$10,000,000

THE CITY OF GULF SHORES, a municipal corporation organized and existing under and by virtue of the laws of the State of Alabama (the “City”), for value received, hereby acknowledges itself indebted to and does hereby order and direct the Finance and Administration Director of the City to pay, solely out of the special warrant fund hereinafter described, to BBVA USA (the “Payee”), its successors and assigns, the principal sum of

**TEN MILLION DOLLARS
(\$10,000,000)**

as hereinafter provided, and to pay solely from said warrant fund interest on the unpaid balance of said principal amount outstanding hereunder from the date advanced until payment in full, at a fixed per annum rate of interest equal to 2.790% (computed on the basis of the actual number of days elapsed over a 360-day year), said principal and interest being payable as follows:

(a) On June 15, 2020, and on each June 15 and December 15 thereafter, to and including December 15, 2040, the interest accrued on the outstanding principal balance of this Warrant to each such date of payment;

(b) On December 15, 2021, and on each December 15 thereafter, to and including December 15, 2040, the principal outstanding on this Warrant,

provided, however, that the City's obligations in (a) and (b) above shall be structured to provide, as nearly as possible, equal annual payments of principal and interest; and

(c) On December 15, 2040 the entire outstanding principal balance of this Warrant plus all accrued interest thereon.

Payment of the principal hereof and interest hereon shall be made at the office of the Payee or at such other place as shall be designated to the City in writing by the Payee, provided the final payment of principal of and interest on this Warrant shall be made only upon presentation and surrender of this Warrant to the City for cancellation.

The City may, on any date on or after the tenth anniversary of this Warrant, pay in advance the entire unpaid principal balance of this Warrant or any lesser portion or portions thereof by paying to the Payee the principal amount to be prepaid, plus interest accrued on such principal amount to the date of such prepayment, without premium or penalty; provided, however, that the City shall determine the amount and order of such maturities to be so prepaid.

THIS WARRANT SHALL BE VALID AND ENFORCEABLE AS TO THE AGGREGATE PRINCIPAL AMOUNT ADVANCED AT ANY TIME HEREUNDER, WHETHER OR NOT THE ENTIRE PRINCIPAL AMOUNT HEREOF IS ADVANCED.

This Warrant is issued pursuant to the Constitution and laws of the State of Alabama, including the provisions of Section 11-47-2 et seq. of the CODE OF ALABAMA 1975, as amended, and an Ordinance and proceedings of the governing body of the City (the "Authorizing Proceedings") for the purposes described in the Authorizing Proceedings.

The principal of and interest on this Warrant is a general obligation of the City and the full faith and credit of the City are pledged to the payment of the principal of and interest on the Warrant.

The City has established in the Authorizing Proceedings a special fund designated "Series 2020-C General Obligation Taxable Warrant Fund" for the payment of the principal of and interest on the Warrant; and has obligated itself to pay or cause to be paid into said Fund from the taxes and revenues of the City sums sufficient to provide for the payment of the principal of and interest on this Warrant as the same matures and comes due.

This Warrant and the interest hereon constitutes a charge on the general credit of the City and an indebtedness of the City within the meaning of state constitutional provisions and or statutory limitations.

This Warrant is recorded and registered as to principal and interest in the name of the owner on the book of registration maintained for that purpose by the City. The person in whose name this Warrant is registered shall be deemed and regarded as the absolute owner hereof for all purposes and payment of the principal of and interest on this Warrant shall be made only to or upon the order of the registered owner hereof or its legal representative, and neither the City nor any agent of the City shall be affected by any notice to the contrary. Payment of principal of and interest on this Warrant shall be valid and effectual to satisfy and discharge the liability of the City upon this Warrant to the extent of the amounts so paid.

This Warrant may be transferred only upon written request of the registered owner or its legal representative addressed to the City, such transfer to be recorded on said book of registration and endorsed hereon by the City. Upon presentation to the City for transfer, this Warrant must be accompanied by a written instrument or instruments of transfer satisfactory to the City, duly executed by the registered owner or its attorney duly authorized in writing, and the City shall endorse on the schedule attached hereto for such purpose the principal amount of this Warrant unpaid and the interest accrued hereon to the date of transfer. No charge shall be made for the privilege of transfer, but the registered owner of this Warrant requesting any such transfer shall pay any tax or other governmental charge required to be paid with respect thereto.

It is hereby recited, certified and declared that the indebtedness evidenced and ordered paid by this Warrant is lawfully due without condition, abatement or offset of any description and that all acts, conditions and things required by the Constitution and laws of the State of Alabama to happen, exist and be performed precedent to and in the execution, registration and issuance of this Warrant and the adoption of the Authorizing Proceedings have happened, do exist and have been performed in time, form and manner as so required.

IN WITNESS WHEREOF, the City, acting by and through its governing body, has caused this Warrant to be executed in its name and on its behalf by its Mayor and its municipal seal to be hereunto affixed and attested by its City Clerk, and has caused this Warrant to be dated April __, 2020.

The motion for unanimous consent was seconded by Councilman Joe Garris, Jr.; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, Mayor Robert Craft, “aye”. Mayor Robert Craft then declared the rules suspended.

Councilman Joe Garris, Jr. then moved for the adoption of Ordinance No. 1978 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1978 was seconded by Councilman Philip Harris; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Ordinance No. 1978 duly and legally adopted.

Councilman Joe Garris, Jr. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 6264-20

A RESOLUTION

AUTHORIZING TEMPORARY DEFERRAL OF CERTAIN TAX OBLIGATIONS AND PARKING LOT PAYMENTS TO PROVIDE FURTHER RELIEF TO BUSINESSES WITH REGARD TO COVID-19

WHEREAS, Governor Ivey issued supplemental proclamations on March 18, 2020 and March 20, 2020 to further address the occurrence of COVID-19 in the State of Alabama; and

WHEREAS, the City Council of the City of Gulf Shores desires to continue to be flexible and adaptive in mirroring Governor Ivey’s proclamations by temporarily deferring certain city tax obligations until June 1, 2020 and defers the payments for a certain public parking lot construction agreement and extends the terms of repayment as requested.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 23, 2020, as follows:

Section 1. That the City Council hereby authorizes for any “person or business temporary deferral of certain city tax obligations until June 1, 2020 and defers payments for certain public parking lot construction agreement by extending the terms of repayment until a date to be determined; and

Section 2. That the City of Gulf Shores is waiving municipal sales tax late payment penalties both for small retail businesses, whose monthly retail sales during the previous calendar year averaged \$62,500 or less, and tax payers currently registered with the City as engaging in NAICS Sector 72 businesses activities, which includes restaurants and other food service providers and designated parking lot payments; and

Section 3. That City is also waiving municipal late payment penalties for lodging taxes. Late payment penalties will be waived for these taxpayers until June 1, 2020; and

Section 4. That this relief does not waive or extend normal tax filing requirements.

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

The motion for the adoption of Resolution No. 6264-20 seconded by Councilman Philip Harris was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., “aye”, Councilman Gary M. Sinak, “aye”, Councilman Philip Harris, “aye”, Councilman Jason Dyken, M.D., “aye”, Councilman Stephen E. Jones, “aye”, and Mayor Robert Craft, “aye”. Mayor Robert Craft declared Resolution No. 6264-20 duly and legally adopted.

COMMITTEE REPORTS:

There is no report at this time.

STAFF REPORT:

Department Heads presented City project updates.

Grant Brown, Recreation and Cultural Affairs Director, encouraged everyone to participate in the 2020 census.

Mayor Craft invited anyone that was unable to get on the agenda to be called upon to speak.

A citizen residing on Brigadoon Trail reported that he and a few of his neighbors were having problems with feral and neighborhood cats causing damage to his property. He would like the cats trapped and relocated and an Ordinance, similar to the leash law, adopted to regulate the feline population.

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

Mayor Robert Craft declared the meeting adjourned at 4:41 p.m.



Robert Craft, Mayor

ATTEST: 
Wanda Parris, MMC
City Clerk

City of Gulf Shores
 Inter-City Transfers
 February 29-March 13, 2020

11-2110100 Due to General Fund \$ 100.00

TOTAL \$ 100.00

01-679-60093	City School System	\$	268.38
01-991-94104	Transfer to Debt Service Fund	\$	123,011.80
14-679-65401	Fire Equipment	\$	29,548.36
14-679-81003	Recreation	\$	3,865.70
37-630-64324	R & M - Equipment	\$	1,417.50
37-630-66131	Parking Meter Supplies	\$	483.10
37-666-65310	Telephone	\$	766.27
37-666-66110	Supplies- Beach	\$	246.97
37-666-66260	Fuel, Oil & Lubricants	\$	132.92
37-666-66110	Miscellaneous	\$	170.00
37-663-64110	Water/Sewer	\$	6,593.74
43-679-64599	Grant-ADECA-LWCF-Little Lagoon	\$	3,680.00
43-679-65530	Hwy 182 Improvements	\$	2,570.94
43-679-80873	Buildings	\$	1,500.00
55-0000210	Construction in Progress	\$	53.50
	TOTAL	\$	897,006.92