

**AGENDA
CITY OF GULF SHORES
SPECIAL MEETING
AUGUST 31, 2021
4:00 P.M.**

- 1. Call To Order**
- 2. Roll Call**
- 3. Update – Consider business license revocation for Gulf Shores Landfill, LLC**
- 4. Resolution No. 6449-21 – Consider business license revocation for Gulf Shores Landfill, LLC**
- 5. Ordinance No. 2037 – Elect to Continue to Operate as it Relates to the Legislative Functions of the Mayor until the release of the 2030 Federal Decennial Census**
- 6. Ordinance No. 2038 – The 2025 General Municipal Election of the City Council of Gulf Shores, AL Shall Consist of Five Members to be Elected From the City at Large**
- 7. Other Business**
- 8. Adjourn.**

**MINUTES OF
RESCHEDULED SPECIAL COUNCIL MEETING
CITY OF GULF SHORES, ALABAMA
AUGUST 31, 2021**

Mayor Robert Craft called the meeting to order at 4:00 p.m. at Gulf Shores City Hall. The meeting was streamed via Facebook Live at <https://www.facebook.com/cityofgulfshoresal>.

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.

At this time, City Administrator Steve Griffin gave a brief summary of the proposed Resolution after which Councilman Jason Dyken, M.D. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 6449-21

**A RESOLUTION
AMENDING RESOLUTION NO. 6436-21
RESCHEDULING THE BUSINESS LICENSE REVOCATION HEARING
FOR GULF SHORES LANDFILL, LLC**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN RESCHEDULED SPECIAL SESSION ON AUGUST 31, 2021, as follows:

Section 1. That based upon information reported to the City Council, the Council finds that cause may exist under Code of Ordinances Section 8-31(a) for revocation of Business License BL #13-012003 issued on January 25, 2021 to Gulf Shores Landfill, LLC.

Section 2. That a Special Meeting and hearing on the matter of revoking said license was scheduled to be held by the City Council at Gulf Shores City Hall (1905 West 1st Street) at 4:00 p.m. on August 30, 2021 and is now rescheduled for 4:00 p.m. on August 31, 2021 due to the imminent threat of Hurricane Ida as shown by the issuance of a State and local "State of Emergency" and the continued forecast of the National Weather Service for coastal Baldwin County, which includes the City of Gulf Shores and the surrounding areas, that remain under a Tropical Storm Warning, Storm Surge Warning, Flash Flood Watch and Tornado Watch on August 30th throughout the day.

Section 3. That upon review of additional information and with awareness of an ongoing investigation potentially related to business license revocation issues and zoning regulation violations, and upon recommendation of the City Attorney and without objection by the licensee's legal counsel, the City Council hereby amends Resolution No. 6436-21 and resets the date of the business license revocation

hearing to Monday, September 13th, 2021 at approximately 4:30 p.m. and/or immediately following the regularly scheduled September 13th, 2021 Council Meeting.

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

The motion for the adoption of Resolution No. 6449-21 seconded by Councilman Stephen E. Jones 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., 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”. Councilman Philip Harris was absent. Whereupon, Mayor Robert Craft declared Resolution No. 6449-21 duly and legally adopted.

At this time, City Administrator Steve Griffin gave a brief summary of the proposed Ordinance after which 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. 2037

AN ORDINANCE TO ELECT TO CONTINUE TO OPERATE PURSUANT TO SECTION 11-43-2(b) OF THE CODE OF ALABAMA AS IT RELATES TO THE LEGISLATIVE FUNCTIONS OF THE MAYOR UNTIL THE RELEASE OF THE 2030 FEDERAL DECENNIAL CENSUS

WHEREAS, on August 13, 2021, the federal decennial census for 2020 was released determining the population of the City of Gulf Shores according to that federal decennial census to be more than 12,000 inhabitants and less than 25,000 inhabitants; and

WHEREAS, pursuant to Section 11-43-2(c) (2) of the Code of Alabama, during the 30-day period following release of the 2020 federal decennial census, by ordinance adopted by a majority vote of the Council and Mayor together, the City of Gulf Shores may elect to continue to operate pursuant to Section 11-43-2(b) as it relates to the exercise of the legislative functions of the Mayor until the release of the 2030 federal decennial census; and

WHEREAS, the City Council and Mayor together by majority vote have determined that an election to continue to operate pursuant to Section 11-43-2(b) as it relates to the exercise of the legislative functions of the Mayor until the release of the 2030 federal decennial census is in the best interest of the City and its inhabitants.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL AND MAYOR OF THE CITY OF GULF SHORES, ALABAMA, TOGETHER, WHILE IN RESCHEDULED SPECIAL SESSION ON AUGUST 31, 2021, as follows:

Section 1. By a majority vote of the Council and Mayor together, the City of Gulf Shores elects to continue to operate pursuant to Section 11-43-2(b) as it relates to the exercise of the legislative functions of the Mayor until the release of the 2030 federal decennial census.

Section 2. 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 Philip Harris then moved for the adoption of Ordinance No. 2037 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 2037 was seconded by Councilman Jason Dyken, M.D.; 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. 2037 duly and legally adopted.

Again, City Administrator Steve Griffin gave a brief summary of the proposed Ordinance after which 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. 2038

AN ORDINANCE TO PROVIDE THAT FOR THE 2025 GENERAL MUNICIPAL ELECTION THE CITY COUNCIL OF GULF SHORES, ALABAMA SHALL CONSIST OF FIVE MEMBERS TO BE ELECTED FROM THE CITY AT LARGE

WHEREAS, on August 13, 2021, the federal decennial census for 2020 was released determining the population of the City of Gulf Shores according to that federal decennial census to be more than 12,000 inhabitants; and

WHEREAS, pursuant to Section 11-43-40(a) (4) of the Code of Alabama, the governing body of any city having a population of 12,000 or more may by ordinance or resolution, if adopted by two-thirds vote of the governing body more than six months prior to any general municipal election, provide that the city council shall consist of five members to be elected from the city at large; and

WHEREAS, the City Council by two thirds vote has determined it is in the best interest of the City and its inhabitants to provide that for the 2025 general municipal election the City Council of the City of Gulf Shores shall consist of five members elected from the city at large,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF GULF SHORES, ALABAMA, WHILE IN RESCHEDULED SPECIAL SESSION ON AUGUST 31, 2021, as follows:

Section 1. Pursuant to Section 11-43-40(a)(4), by two thirds vote of the Council, the City Council of the City of Gulf Shores provides that for the 2025 general municipal election the City Council of the City of Gulf Shores shall consist of five members elected from the city at large.

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

The motion for unanimous consent was seconded by Councilman Gary M. Sinak; 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 Gary M. Sinak then moved for the adoption of Ordinance No. 2038 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 2038 was 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”. Mayor Robert Craft declared Ordinance No. 2038 duly and legally adopted.

Public Works Director Noel Hand gave an update on the conditions of the city streets / beach areas from the effects of Hurricane Ida which made landfall in Louisianan.

Mayor Robert Craft discussed the importance of building a third bridge giving several reasons, with one main reason being able to safely and effectively evacuate the island due to a storm event, stating the funding, design and right-of-ways had all been acquired. He will be traveling to Montgomery to speak to the Governor face to face, not through social media regarding the issue.

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

Mayor Robert Craft declared the meeting adjourned at 4:17 p.m.


Robert Craft, Mayor


Wanda Parris, MM
City Clerk

NOTICE OF SPECIAL MEETING

TO: Council Members
City of Gulf Shores, Alabama

Notice is hereby given that a Rescheduled Special Meeting of the City Council of the City of Gulf Shores, Alabama will be held at City Hall in the Council Chambers at 4:00 p.m. on Tuesday, August 31, 2021 for the purpose of:

- a) Considering adoption of a Resolution to revoke the business license of Gulf Shores Landfill, LLC; and
- b) for the transaction of any and all other business that may come before the Council at that meeting.

Dated this 29st day of August, 2021.

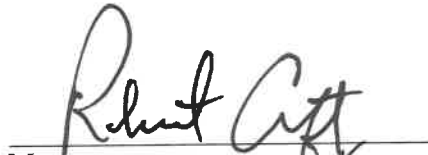


Robert Craft, Mayor

CONSENT TO SPECIAL MEETING

We, the undersigned Mayor and Council Members of the City of Gulf Shores, Alabama, hereby acknowledge and accept service of Notice of Special Meeting of the City Council of said City, and acknowledge having received such Notice in ample time to attend such Special Meeting, and waive any and all irregularities in such notice and service thereof and any and all other or further notice and consent, and agree that said City Council shall meet at the time and place therein named and for the purpose therein stated, and for the transaction of any and all other business that may come before the Council at said meeting.

Dated this 31st day of August, 2021.



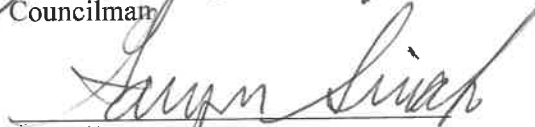
Mayor



Mayor Pro Tempore



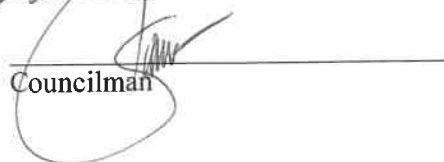
Councilman



Councilman



Councilman



Councilman