

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
SEPTEMBER 2, 2025 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 4:59 P.M.
- II. INVOCATION** Pastor Jared Jones, Central Church Orange Beach
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

Present: Councilmember Jeff Silvers
Councilmember Jerry Johnson
Councilmember Annette Mitchell
Councilmember Jeff Boyd
Councilmember Joni Blalock
Mayor Tony Kennon

Absent: None

V. CONSIDERATION OF AGENDA

Motion made (Silvers/Blalock) to approve the agenda as written. Vote unanimous in favor.

Regular Council Meeting 08/05/2025
Committee of the Whole 08/05/2025

The reading was waived and minutes were approved as written.

VI. REPORTS OF OFFICERS/COMMITTEES

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| 1. <u>City Administrator – Ford Handley</u> | No report. |
| 2. <u>Director, Public Works – Tim Tucker</u> | No report. |
| 3. <u>Director, Community Development – Adam Roberson</u> | No report. |
| 4. <u>Chief, Police Department – Trent Johnson</u> | No report. |
| 5. <u>Chief, Fire Department – Jeff Smith</u> | No report. |
| 6. <u>City Clerk – Renee Eberly</u> | |

The City Clerk included a reminder on the agenda that the organizational meeting marking the start of the new term for Mayor and City Council will be held on November 3, 2025, in accordance with Alabama Code § 11-43-44.

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| 7. <u>Director, Finance – Ford Handley</u> | No report. |
| 8. <u>Parks & Recreation – Nicole Ard</u> | No report. |
| 9. <u>Director, Utilities – Rob Stalcup</u> | No report. |
| 10. <u>Director, Coastal Resources – Phillip West</u> | No report. |
| 11. <u>Librarian, Public Library – Meagan Bing</u> | No report. |
| 12. <u>Director, Municipal Court – Pam Davis</u> | No report. |
| 13. <u>Director, Expect Excellence – Ford Handley</u> | No report. |
| 14. <u>Mayor/Council</u> | |

Mayor Kennon announced the 5th Annual Orange Beach Freedom Fest to be held September 20-21, 2025.

Councilmember Silvers reminded the audience of the next Makos High School Football Game that will be at home against Bayside on Friday.

VII. AUDITING OF ACCOUNTS

Motion made (Mitchell/Johnson) to certify that cash requirements with no related interests are within budget and appropriate for payment. Vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).**

Motion made (Mitchell/Blalock) to certify that cash requirements with related interests in Swift Supply are within budget and appropriate for payment. Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (5-0-1).**

VIII. PRESENTATIONS

1. Presentation on the EPIC South Baldwin student entrepreneur program by Tara McMeans, South Baldwin Chamber Foundation. Tara McMeans spoke on the program hosted through the Coastal Alabama Community College, and welcomed anyone interested in being a sponsor or mentor. Yo Johnson explained that the C.A.K.E. Day program is meant for students in grades K-6. The EPIC program is for students in grades 7-12. Public and homeschool students are all welcome.
2. Proclamation declaring September 2025 as Gynecologic Cancer Awareness Month. Renee Eberly, City Clerk, presented the proclamation.

IX. RECOGNITIONS

X. UNFINISHED BUSINESS

Resolutions

1. Resolution accepting a proposal for Debris Monitoring, Disaster Management, and Recovery Services from Thompson Consulting Services, LLC. **Motion made (Johnson/Blalock) to adopt the resolution.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).**

XI. NEW BUSINESS

Miscellaneous

1. Consider a business license application submitted by Shore Thing Golf Carts LLC. Jamie Logan, City Attorney, explained that the appeals process laid out in the City's Golf Cart Ordinance requires that a business license application first be formally denied by City Council. **Motion made (Silvers/Johnson) to approve the business license application.** Vote revealed: Silvers, nay; Johnson, nay; Mitchell, nay; Blalock, nay; Boyd, nay; Kennon, nay. **Motion failed.**

Resolutions

1. Resolution authorizing the purchase of a Tractor for the Sportsplex through Sourcewell from Parish Tractor Company, LLC, in the amount of \$63,903.06. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution accepting a proposal from Byers, Byers & Associates, P.C., for auditing services. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

3. Resolution reappointing Vince McCoy and Chris Hicks to the Fire Code Board of Appeals. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution authorizing execution of a professional services agreement with J.F. Morris Performance LLC for theater performance direction for "Guys and Dolls". **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
5. Resolution authorizing the execution of an installation and maintenance agreement with the Alabama Department of Transportation for public safety sensors on highway rights-of-way. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
6. Resolution authorizing the City of Orange Beach to join the State of Alabama and other local governments as a participant in opioid settlements against secondary manufacturers. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
7. Resolution authorizing the execution of an agency affiliation agreement with the Alabama Fire College to provide learning opportunities for EMS students. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

Public Hearings

1. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0414-PUD-25, The Wharf Landing Villas PUD.

Griffin Powell, Planner II, presented the request by Sawgrass Consulting LLC, on behalf of The Wharf Landing LLC and Intracoastal Investments LLC, for preliminary and final PUD approval to rezone Lot 3 of The Wharf Landing Phase 2 Subdivision from General Business (GB) to Planned Unit Development (PUD) for a gated single-family residential subdivision containing 12 lots.

Councilmember Johnson asked if the villas would be rented. Ercil Godwin, Sawgrass Consulting, responded affirmatively that the villas will be sold and will likely be rentals.

Councilmember Blalock asked if this request is time sensitive. Mr. Godwin responded that this project will be considered by the Planning Commission next week.

Councilmember Silvers stated that he has no issue with the reduced side setbacks in this unique district, since it is not a traditional neighborhood. Councilmember Blalock agreed, stating that the houses are staggered.

There being no additional comments, the public hearing adjourned.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0414-PUD-25, The Wharf Landing Villas PUD. **Motion made (Silvers/Johnson) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).** **Motion made (Blalock/Silvers) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).**
2. First Reading – Ordinance amending Chapter 50, Article V, Division 3 of the Code of Ordinances for the City of Orange Beach, Alabama, to levy a local excise tax and require business licenses for the sale of consumable vapor products in the corporate limits and police jurisdiction of the City of Orange Beach, Alabama. **Motion made (Johnson/Silvers) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Ford Handley, City Administrator/Finance Director, explained that the state tax is

already in place, and will automatically distribute revenue to municipalities who do not adopt their own ordinances based on population, which is not in the City of Orange Beach's favor. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0). Motion made (Johnson/Blalock) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).**

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

There being no further business to come before the council, motion made (Mitchell/Blalock) to adjourn. Vote unanimous in favor.

Time: 5:25 P.M.

APPROVED this the 7th day of October, 2025.



Renee Eberly
City Clerk

