

**MINUTES OF
COMMITTEE OF THE WHOLE MEETING
ORANGE BEACH CITY COUNCIL
AUGUST 16, 2022 – 5:35 P.M.
CITY HALL – COUNCIL CHAMBERS**

The Orange Beach City Council met to review potential items for the September 6, 2022, agenda.

The following members were present:

Councilmember Jerry Johnson
Councilmember Annette Mitchell
Councilmember Jeff Boyd
Mayor Tony Kennon

The following members were absent:

Councilmember Jeff Silvers
Councilmember Joni Blalock

The following items were discussed:

1. Resolution authorizing execution of a Cooperative Service Agreement with the U.S. Department of Agriculture to supplement nuisance wildlife control services.
2. Resolution authorizing execution of a cooperative agreement with the Alabama Department of Environmental Management (ADEM) for the city to provide permitting, regulating, monitoring, and inspection services and be reimbursed in an amount not to exceed \$37,950.
3. Resolution awarding the bid for 2022 Roadway Resurfacing.
4. Resolution authorizing execution of a performance contract with Safe Span, L.L.C., for engineering and bridge inspection professional services in an amount not to exceed \$2,600.
5. Resolution authorizing the execution of a performance contract with Brandy Reeves for tennis instruction services.
6. Set a public hearing date for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0803-PUDA-22, Beach Village PUD Modification, Phase 2. Public hearing set for September 6, 2022.

Public Comments:

1. Councilmember Boyd further elaborated on his opinions discussed during the preceding Council Meeting regarding PUD (Planned Unit Development) setback waivers. He stated that he has been approached by a number of residents who have had their requests turned down by the Board of Adjustments. He explained that he understands that PUDs, which are handled by City Council, are different in nature to the residential zoning issues handled by the Board of Adjustments, but he felt he needed to draw the line somewhere.

Kit Alexander, Community Development Director, explained that every single property owner within the PUD would have to support a change to an overall PUD master plan, whereas a change to a single lot only requires the support of that single property owner. Councilmember Boyd responded that there are more PUDs in development and he is opposed to individual requests being submitted to Council one at a time.

2. Bill Jeffries, resident, shared his concern of airplanes flying large commercial signs at a low altitude, but acknowledged that they are meeting FAA (Federal Aviation Administration) standards and that the city does not have control.

3. Mayor Kennon shared with the public that The Wharf has purchased approximately 80 acres of the property commonly known as "Bama Bayou." He explained that the five acres housing the dilapidated structures are still held separately by banks and are not included in recent sale. He explained that the court system has issued protective orders which have prohibited the city from condemning or cleaning up the site. He encouraged residents to pressure state legislators to remediate the blighted property.
4. Ann Kontos, resident of Mariner Circle, expressed her displeasure with the changing of addresses in her neighborhood, explaining that an address change is more costly to the homeowner than you might expect. Mayor Kennon explained that the changes are required by Baldwin County 9-1-1 for life safety purposes because it is difficult for first responders to locate homes when the addressing is not intuitive. Kit Alexander, Community Development Director, stated that approximate 5,200 address changes are being made in Orange Beach at the request of Baldwin County 9-1-1, who is complying with a federal mandate to bring addressing up to national standards.
5. Cindy Ross, the City's Social Media Contractor, read a question submitted by JeeJee Hicks on Facebook asking, "I see the words, 'In God we trust' above and would love to know how a town that I praise for it's [sic] Christian roots is allowing a coffee shop with profanity clearly in the title to be on display?" Mayor Kennon responded that the First Amendment guaranteeing free speech does not allow the city to control the names of businesses, but suggested that citizens who find the name offensive not patronize the store.

There being no further business, the meeting adjourned.

Time: 5:55 P.M.

APPROVED this 20th day of September, 2022.





Renee Eberly
City Clerk