

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
FEBRUARY 22, 2022 – 5:00 P.M.
PERFORMING ARTS CENTER**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 5:00 P.M.
- II. INVOCATION** Councilmember Annette Mitchell
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

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

Absent: None

V. CONSIDERATION OF AGENDA

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

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 01/18/2022
Committee of the Whole 01/18/2022

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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| A. <u>City Administrator – Ken Grimes</u> | No report. |
| B. <u>Director, Public Works – Tim Tucker</u> | No report. |
| C. <u>Director, Community Development – Kit Alexander</u> | No report. |
| D. <u>Chief, Police Department – Steve Brown</u> | No report. |
| E. <u>Chief, Fire Department – Mike Kimmerling</u> | No report. |
| F. <u>City Clerk – Renee Eberly</u> | No report. |
| G. <u>Director, Finance – Ford Handley</u> | No report. |
| H. <u>Parks & Recreation – Ken Grimes</u> | No report. |
| I. <u>Director, Utilities – Jeff Hartley</u> | No report. |
| J. <u>Director, Coastal Resources – Phillip West</u> | No report. |
| K. <u>Librarian, Public Library – Meagan Bing</u> | No report. |
| L. <u>Director, Municipal Court – Renee Gardner</u> | No report. |
| M. <u>Director, Expect Excellence – Jonathan Langston</u> | No report. |
| N. <u>Mayor/Council</u> | |

Councilmember Silvers spoke in support of sending police escorts for out-of-town games, stating that it means a lot.

Mayor Kennon commended the 30th Annual Seafood Fest. Matt Fetner, president of the Makos Academics, Arts & Athletics Club (MAAAC), recognized the sponsors and stated that it was the best fundraising event to date.

Councilmember Boyd praised the parents night event hosted by the Orange Beach Middle and High School.

Ford Handley, Finance Director, reminded the audience that severe weather preparedness items may be purchased tax free during the upcoming weekend.

Ken Grimes, City Administrator, reminded the audience that Mardi Gras parades begin this Saturday night.

VIII. AUDITING OF ACCOUNTS

Motion made (Mitchell/Silvers) 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. **Passed. (6-0).**

Motion made (Mitchell/Johnson) 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. **Passed. (5-0-1).**

IX. PRESENTATIONS

1. Proclamation to declare February 26, 2022, as Arbor Day. Ken Grimes, City Administrator, read the proclamation aloud. Woody Speed, Environmental Specialist, reminded the audience that the tree giveaway will be held this Saturday outside of the Community Development Building.

X. RECOGNITIONS

1. Recognition of Freedom Fest 2021 Sponsors. Mayor Kennon recognized the sponsors and announced that the next Freedom Fest may potentially be a three day event held the weekend of September 30th.

XI. UNFINISHED BUSINESS

Resolutions

1. Resolution rejecting all bids for Event Center Chairs. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group, L.L.C., for "ADWA 35th Annual Trade Show" to be held March 16-18, 2022, at 4671 Wharf Parkway West. **Motion made (Boyd/Blalock) to approve the liquor license.** Vote unanimous in favor.
2. Approval of a Restaurant Retail Liquor License Application by SUNSHINE PI1 LLC for Vinny's Pizzeria at 4651 Main Street, Space K1. **Motion made (Silvers/Mitchell) to approve the liquor license.** Councilmember Silvers noted a discrepancy in the applicant's mailing address on the State of Alabama ABC (Alcoholic Beverage Control) application. The City Clerk stated that she would let the ABC Board know. Vote unanimous in favor.

Resolutions

1. Resolution appropriating funds to support the Safe Harbor Animal Coalition in the amount of

\$10,000 for FY2022. Motion made (Silvers/Johnson) to adopt the resolution. Vote unanimous in favor.

2. Resolution appropriating funds for the "ReTree OB" Initiative for Fiscal Year 2022 in an amount not to exceed \$5,000. Motion made (Blalock/Mitchell) to adopt the resolution. Vote unanimous in favor.
3. Resolution amending Resolution No. 22-034 authorizing execution of Change Order No. 1 with Finishing Solutions, L.L.C., for City Hall Roof Replacement to correct issues with the perimeter edge in an amount not to exceed \$35,200. Motion made (Silvers/Johnson) to adopt the resolution. Vote unanimous in favor.
4. Resolution authorizing the sole source purchase of a Control System Upgrade from Aqua-Aerobic Systems, Inc., for the Utilities Department in the amount of \$33,890. Motion made (Silvers/Mitchell) to adopt the resolution. Vote unanimous in favor.
5. Resolution authorizing the purchase of a Vehicle for the Police Department through Sourcewell in the amount of \$47,154.48. Motion made (Johnson/Mitchell) to adopt the resolution. Vote unanimous in favor.
6. Resolution authorizing execution of an Intergovernmental Agreement with Baldwin County for maintenance of Navy Road. Motion made (Silvers/Blalock) to adopt the resolution. Vote unanimous in favor.
7. Resolution awarding the bid for Two UTVs for the Police Department to Logistics365, Inc., in the amount of \$46,576.26. Motion made (Johnson/Boyd) to adopt the resolution. Vote unanimous in favor.
8. Resolution authorizing the purchase of a Server for the Police Department through State Bid in the amount of \$16,175. Motion made (Boyd/Blalock) to adopt the resolution. Vote unanimous in favor.
9. Resolution awarding the bid for Waterfront Park Pier Post-Hurricane Sally Repairs to Black Diamond Construction, LLC, in an amount not to exceed \$696,419. Motion made (Johnson/Mitchell) to adopt the resolution. Vote unanimous in favor.

Public Hearings

1. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0103-PUD-22, Springhill Suites by Marriot PUD.

Griffin Powell, Planner II, presented the case overview.

Councilmember Blalock confirmed with Kit Alexander, Community Development Director, that the drainage system is sufficient. Ms. Alexander stated that she has met with the project engineer and the designed system will handle more than what is required.

Councilmember Boyd had concerns about the proximity of the project to Live Bait Restaurant and warned the developers that they are building with pre-existing knowledge of Live Bait and the noise that come with its daily operations.

There being no further comments, the public hearing adjourned.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0103-PUD-22, Springhill Suites by Marriot 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. Passed. (6-0). Motion made (Silvers/Johnson) to adopt the

ordinance. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**

XIII. PUBLIC COMMENTS

None

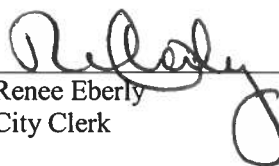
XIV. ADJOURN

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

Time: 5:30 P.M.

APPROVED this the 15th day of March, 2022.





Renee Eberly
City Clerk