MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JULY 5, 2022 – 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 Councilmember Jeff Boyd

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

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

Absent: Councilmember Jeff Silvers

V. CONSIDERATION OF AGENDA

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

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	06/07/2022
Regular Council Meeting	06/07/2022
Committee of the Whole	06/07/2022

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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

VIII. AUDITING OF ACCOUNTS

Motion made (Mitchell/Blalock) to certify that cash requirements with no related interests are within budget and appropriate for payment. Vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

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

IX. PRESENTATIONS

1. Mike Dunaway, Coastal Alabama Senior Softball, and John McCabe, member and Orange Beach resident, thanked the Mayor and Council for their support. They presented Mayor Kennon with a baseball cap and a t-shirt. They invited senior men and women to join the team. They also extended an invitation to the public to attend a Pensacola Blue Wahoo game with proceeds benefiting the Miracle League.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

Resolutions

1. Resolution awarding the bid for Canal Road Improvements from SR-161 to Wilson Boulevard to John G. Walton Construction Company, Inc., in an amount not to exceed $7,362,511.77 and committing $3,562,511.77 in city funds towards this RESTORE Act project. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.
2. Resolution adopting the provisions of Act 2022-229 and appropriating funds to cover the cost of one-time lump sum payment to eligible retirees and beneficiaries through the State of Alabama Employees' Retirement System. Councilmember Blalock made a motion to adopt the resolution. The motion failed for lack of a second.

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group L.L.C. for the "Swanky Gala 2022" event on August 11-13, 2022, to be held at the Orange Beach Event Center, 4671 Wharf Parkway West. **Motion made (Johnson/Boyd) to approve the liquor license.** Vote unanimous in favor.
2. Approval of Temporary 2400 Square Foot Modular Building on Parcel PINs 34289 and 48457. **Motion made (Boyd/Mitchell) to approve the temporary permit.** Vote unanimous in favor.
3. Reschedule Council and Committee of the Whole Meetings from July 19 to July 26, 2022, at 5:00 P.M. **Motion made (Blalock/Johnson) to reschedule the Council and Committee of the Whole Meetings from July 19 to July 26, 2022.** Council explained that the rescheduling is to allow for a school event taking place on July 19th. Vote unanimous in favor.
4. Reschedule public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0708-PUDA-22, CoastAL PUD Master Plan, Signage Plan from July 19 to July 26, 2022.
5. Reschedule public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0706-PUDA-22, Phoenix West II PUD Master Plan, Public Benefit Amendment from July 19 to July 26, 2022.

6. Reschedule public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0707-PUDA-22, Parks Edge PUD Master Plan, Lot 2, 51 Parks Edge, Accessory Building from July 19 to July 26, 2022.

7. Reschedule public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0709-PUDA-22, Parks Edge PUD Master Plan, Lot 3, 49 Parks Edge, Setback Encroachment from July 19 to July 26, 2022.

   Motion made (Johnson/Blalock) to reschedule the public hearings for the CoastAL Signage Plan, Phoenix West II Public Benefit Amendment, 51 Parks Edge Accessory Building, and 49 Parks Edge Setback Encroachment from July 19th to July 26th. Vote unanimous in favor.

Resolutions

1. Resolution authorizing execution of a professional services agreement with Steve Devoursney for football coaching services. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.

2. Resolution authorizing execution of a professional services agreement with David Nix for sports program physical training services. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.

3. Resolution authorizing execution of a professional services agreement with Glow Yoga LLC for water-based fitness instruction at the Wind and Water Learning Center. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.

4. Resolution authorizing the execution of a performance contract with Alex Huffman for golf instruction services. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.

5. Resolution authorizing the purchase of 12 vehicles for the Police Department from State Bid in the amount of $577,448.58. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.

6. Resolution authorizing the purchase of a Prisoner Transport Vehicle for the Police Department from State Bid in the amount of $60,998. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.

7. Resolution authorizing execution of a service agreement with TargetSolutions Learning, LLC, dba Vector Solutions, for Fire Department scheduling software. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.

8. Resolution appropriating funds to construct a Sign at the Performing Arts Center in an amount not to exceed $70,000 and authorizing execution of a contract with Modern Signs, LLC, to fabricate and install a portion of the sign in an amount not to exceed $39,998. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.

9. Resolution accepting donation of the Orange Beach Community Center property from the Orange Beach Community Center Corporation and authorizing execution of a Consensual Termination of Leases. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.

Ordinances

1. First Reading – Ordinance amending and restating Chapter 2 of the Code of Ordinances for the City of Orange Beach, Alabama, entitled, "Administration." **Motion made (Johnson/Boyd) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).** Councilmember Johnson made a

motion to adopt the ordinance. Brief discussion followed. **Motion made (Blalock/Boyd) to postpone consideration of the ordinance until the next council meeting.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:17 P.M.

APPROVED this the 2nd day of August, 2022.

CITY OF ORANGE BEACH CORPORATE SEAL ALABAMA

Renee Eberly
City Clerk