

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JANUARY 19, 2021 – 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 Joni Blalock
- 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/Boyd) to approve the agenda as written.** Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 12/15/2020
Committee of the Whole 12/15/2020

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</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> | |

Ms. Bing explained that the two winter fundraisers – snowbird trivia night and the book and bake sale have been cancelled due to COVID-19 concerns. She stated that the in-library book sale will be expanded with hardbacks priced at \$2 and paperbacks priced at \$1. She also shared that there is an ongoing book review raffle.

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| L. | <u>Director, Municipal Court – Renee Gardner</u> | No report. |
| M. | <u>Director, Expect Excellence – Jonathan Langston</u> | No report. |

N. Mayor/Council

Councilmember Mitchell commended the success of the Orange Beach Community Theatre production of Disney's Beauty of the Beast.

Mayor Kennon shared his disappointment in the state's distribution strategy for the COVID-19 vaccine.

VIII. 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: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

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

IX. PRESENTATIONS

1. Proclamation declaring January 24-30, 2021 as Orange Beach School Choice Week. Ken Grimes, City Administrator, read the proclamation aloud.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Resolutions

1. Resolution extending the moratorium on the issuance of building permits for single and multi-family developments to be located in General Business districts. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
2. Resolutions awarding annual bids for aggregate, chlorine, concrete labor, concrete, lime, masonry labor, salt, sand and topsoil, sod, and sludge removal and disposal. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
3. Resolution declaring certain personal property owned by the City of Orange Beach as surplus and unneeded and authorizing the Mayor and City Clerk to dispose of such property. **Motion made (Boyd/Blalock) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing the purchase of Scoreboards for the Parks and Recreation Department through Sourcewell in the amount of \$28,896.48. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing the sole source purchase of Wastewater Treatment Plant 2 Clarifier Repairs from Schreiber LLC for the Utilities Department in the amount of \$68,344. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing the sole source refurbishment of a beach rake from H. Barber & Sons, Inc., for the Coastal Resources Department in the amount of \$31,325.66. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
7. Resolution authorizing the purchase of a Pickup Truck for the Landscape Department through Sourcewell in the amount of \$30,853.74. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.
8. Resolution authorizing the purchase of a Pickup Truck for the Street Department through Sourcewell in the amount of \$30,853.74. **Motion made (Blalock/Boyd) to adopt the**

resolution. Vote unanimous in favor.

9. Resolution authorizing the purchase of a Mower for the Street Department through Sourcewell in the amount of \$36,919.96. Motion made (Mitchell/Johnson) to adopt the resolution. Vote unanimous in favor.
10. Resolution authorizing the purchase of books by Linda B. Spangrud in the amount of \$6,000 and authorizing the donation of said books to the Orange Beach Elementary School. Motion made (Johnson/Boyd) to adopt the resolution. Vote unanimous in favor.
11. Resolution authorizing the purchase of a Ladder Truck for the Fire Department through the Houston-Galveston Area Council in the amount of \$1,250,000. Motion made (Mitchell/Johnson) 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. 1207-PUDA-20, Zeke's Landing PUD Modification for Additional Parking.

Griffin Powell, City Planner, presented the case overview.

Council confirmed that there will be no increase in intensity of land use, and that there would be no negative drainage impact from expanding the parking lot.

Kit Alexander, Community Development Director, addressed lighting concerns expressed by Mrs. Brinkley, a residential neighbor of the property in question. Mrs. Brinkley has requested that lighting on the additional parking lot be lowered to 14 feet.

Ericil Godwin, Sawgrass Consulting, requested the option to lower lighting just along the eastern border while leaving the rest of the parking lot lighting at the original height. Mrs. Brinkley indicated her preference to have all the additional lighting lowered. Lynn Swafford, Property Owner, stated that she would like to reach an agreement with Mrs. Brinkley, and asked Mrs. Brinkley if she would give her approval for the project if all additional lighting was lowered to 14 feet. Mrs. Brinkley indicated her agreement by nodding.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1204-PUD-20, Popeyes Orange Beach PUD.

This request has been withdrawn by the applicant.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1207-PUDA-20, Zeke's Landing PUD Modification for Additional Parking. Motion made (Boyd/Johnson) 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).** Motion made (Boyd/Mitchell) to adopt the ordinance with the condition that the maximum height of lighting on this additional parking to the east shall be 14 feet. Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**
2. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1208-PUDA-20, Bel Air Towers Relocation at Mariner Lakes PUD. This request has been withdrawn by the applicant.
3. First Reading – Ordinance amending Chapter 30 of the Code of Ordinances for the City of Orange Beach, Alabama, to add a new article entitled, "Perdido Key Habitat Conservation." **Motion made (Mitchell/Blalock) to postpone consideration of this ordinance until the next Council Meeting on February 2, 2021.** Vote unanimous in favor.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:34 P.M.

APPROVED this the 9th day of February, 2021.



Renee Eberly
City Clerk