

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
AUGUST 3, 2021 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- 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

Work Session	07/06/2021
Regular Council Meeting	07/06/2021
Committee of the Whole	07/06/2021

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> | Report attached. |
| 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> | |

Mayor Kennon spoke regarding the controversy over the proposed State bridge. He explained the route being proposed by the City of Gulf Shores, and he summarized the history of the City of Orange Beach's agreement with the toll bridge company. Mayor Kennon explained that the City of Orange Beach is negotiating with the new toll bridge company with the hopes of expanding the current five lanes to 11 lanes within 18 months, dedicated lanes for Freedom Pass holders, widening queue lanes, and the addition of another bridge span with two more lanes to be completed within two years. Mayor Kennon also spoke about securing unlimited passes for Baldwin County residents at the price of \$10/month (\$120/year) and \$5/month (\$60/year) for Orange Beach and Gulf Shores residents. This is a tri-party negotiation between the City of Orange Beach, the toll bridge company, and the State of Alabama. If successful, this solution will save Alabama taxpayers the cost of the redundant bridge, estimated at \$70 million, and is a more efficient solution because it does not increase the number of intersections or conflict points. Council also discussed pursuing the popular local traffic solution known as the "Cross Island Connector."

Cpl. Fred Steiner and Earl Richardson invited the audience and first responders to participate at the next event sponsored by the National Sojourners to be held on October 23rd at Heritage Park in Foley. They also invited first responders to a flag retirement event at the Grove on 9/11 beginning at 11:00 A.M. Mayor and Council pledged a \$500 contribution to the National Sojourners organization.

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. Recognition of the 2021 Orange Beach Summer Youth Employees. Vicki Pishna, HR Director, stated that the City had 28 participants this year in its summer youth program. She introduced Parker Howard and Larkin West who worked under Logistics and Administration, respectively, this summer. Both youth spoke highly of the program.
2. Presentation of U-Turn Traffic Project. Logan Lonsdale, summer intern, presented his "Efficacy of the Median Improvement Project" report. He summarized his findings from evaluating traffic accident data provided by the Orange Beach Police Department. He concluded that the Median Improvement Project has reduced the number of left turn accidents from 31.2% to 5%. The number of front-to-rear accidents has risen, but the severity of these are much more minor whereas left turn accidents are usually much more serious and sometimes result in fatalities. Logan also pointed out a problem area in the right-turn lane onto AL-182 from AL-161. Mayor and Council stated that they would explore methods to alleviate this issue and thanked Logan for his well-executed project.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

Ordinances

1. Second Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0604-PUD-21, Mississippi Avenue PUD. **Motion made (Johnson/Silvers) to adopt the**

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

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Special Events Retail Liquor License Application by Event Concessions, Inc., for "Whiskey Myers" to be held September 8-9, 2021, at 4720 Main Street, Spaces M101 and M105. **Motion made (Boyd/Mitchell) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution amending the Employees Pay Plan/Job Listing to add the position of Deputy Building Official. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing a franchise for Hoyer Rentals LLC to remove and dispose of commercial solid waste and to remove and transport construction and demolition debris. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
3. Resolution appointment Michael D. Davis, P.E., and reappointing Jeff Silvers to the Construction Board of Adjustment and Appeals. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.
4. Resolution adopting a City of Orange Beach FY2022 Transportation Plan. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing the sole source purchase of Stormwater Pumps to upgrade the Bear Point Lift Station from Jim House & Associates, Inc., for the Public Works Department in the amount of \$194,519. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing execution of a task order with Watermark Design Group, LLC, to provide design, bid, and construction administration services for City Hall roof replacement following the April 10, 2021, hailstorm in an amount not to exceed \$31,000. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.
7. Resolution declaring garbage cans owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to the City of Centreville. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
8. ADDITION: Resolution authorizing the purchase of a vehicle for the Police Department from the Alabama Department of Economic and Community Affairs (ADECA) in the amount of \$16,000. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
9. ADDITION: Resolution authorizing the purchase of a vehicle for the Police Department from State Bid in the amount of \$28,832.45. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
10. ADDITION: Resolution authorizing the purchase of a vehicle for the Police Department from State Bid in the amount of \$24,589.27. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.

Public Hearings

1. Public hearing for the vacation of a right-of-way located east of Andrews Lane.

Kit Alexander, Community Development Director, showed an aerial map of the right-of-way. She explained the ongoing dumping problem and lack of maintenance. Ms. Alexander showed the appraisal value calculation showing a total of \$73,444 that would be paid by the adjoining property owners to the City. Council clarified that the City would reserve easements for any utilities and that the right-of-way property would be split evenly between the north and south adjoining property owners.

There being no additional comments or opposition, the public hearing adjourned.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0608-PUDA-21, Sunset Park, Lot 25, 4696 Casablanca Dr., Porch Encroachment.

Griffin Powell, Planner II, presented the case overview.

Council voiced concerns about granting an exception that might set a precedent.

There being no further comments, the public hearing adjourned.

Ordinances

1. First Reading - Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0608-PUDA-21, Sunset Park, Lot 25, 4696 Casablanca Dr., Porch Encroachment. No action taken. Ordinance will move to a second reading.

XIII. PUBLIC COMMENTS

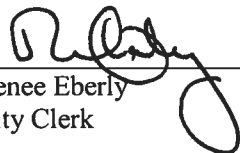
None

XIV. ADJOURN

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

Time: 6:17 P.M.

APPROVED this the 7th day of September, 2021.



Renee Eberly
City Clerk