

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
SEPTEMBER 21, 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 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/Mitchell) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting	08/17/2021
Committee of the Whole	08/17/2021
Special-Called Council Meeting	08/30/2021

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> | Building Official's report attached. |
| 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> | |

Councilmember Johnson praised Orange Beach High School's performance of Frozen, Jr., the inaugural performance at the new Performing Arts Center. He introduced Darren Butler, OBHS Director of Fine Arts. Mr. Butler shared that over half the school utilizes the new facility, including 122 theater students, 50 band students, along with cheerleading and wrestling. He introduced students who shared their personal experiences with performing arts and profusely thanked Mayor and Council for their support. Mayor and Council thanked Mr. Butler and the students, stating that the city provided the bricks and mortar of the facility, but that the staff and students infuse it with spirit.

Mayor Kennon reminded the audience that the Expect Excellence Performing Arts Community Theater has their dinner theater production of the Addams Family on October 7-10, 2021, at the Orange Beach Event Center.

Jeanne Fitzgibbons, employee, invited the audience to attend Freedom Fest on Saturday, October 9, 2021, at the Wharf.

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: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**

Motion made (Mitchell/Blalock) to certify that cash requirements with related interests in Swift Supply are within budget and appropriate for payment. Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0-1).**

IX. PRESENTATIONS

1. Introduction and swearing in of new Police Officers and Municipal Judge. Chief Brown introduced new officers Kimberley Lynne Neuner, David James Zotz, Christopher Luke Franklin, and Louis Edward Williams, Jr. Judge Julian "Buddy" Brackin administered the oaths. Mayor Kennon introduced Chris Callaghan, new municipal judge, and thanked retiring Judge Brackin for his years of service. Judge Brackin administered the oath of office for Judge Callaghan.

X. RECOGNITIONS

1. Mayor and Council recognized and commended Chris Litton, employee, who is retiring at the end of the month.

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Resolutions

1. Resolution authorizing the purchase of books by Linda B. Spangrud in the amount of \$1,000 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.
2. Resolution awarding the bid for Dinner Theater Catering Services to the Wharf Restaurant Group L.L.C. in an amount not to exceed \$42,000. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.
3. Resolution awarding the bid for Christmas Decorations to Winterland, Inc., in an amount not to exceed \$49,950. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing the execution of an Administrative Services Agreement and Addendum with RxBenefits, Inc., for pharmacy claims related to the employee health benefit

- plan. **Motion made (Blalock/Silvers) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing the execution of a Performance Contract with Jody Hodo for softball coaching services. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
 6. Resolution authorizing execution of a Cooperative Service Agreement with the U.S. Department of Agriculture to supplement nuisance wildlife control services. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
 7. Resolution authorizing the execution of a Storage Rental Agreement with FM Holdings, LLC, dba Keel Storage. **Motion made (Boyd/Blalock) to adopt the resolution.** Vote revealed: Silvers, abstain; Johnson, nay; Mitchell, nay; Blalock, nay; Boyd, nay; Kennon, nay. **Failed. (0-5-1).**
 8. Resolution in support of a Baldwin County Recycling Cooperative. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.
 9. Resolution authorizing execution of a Professional Services Agreement with Bridget Stacks for Orange Beach Schools choreography services. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
 10. Resolution authorizing the purchase of a Vehicle for the Fire Department from State Bid in the amount of \$38,217. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.
 11. Resolution accepting a proposal from Auburn University for micro-housing design for the Coastal Resources Department project located by the Gulf State Park in an amount not to exceed \$10,000.10. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
 12. Resolution authorizing the sole source purchase of Three Submersible Pumps from Jim House & Associates, Inc., for the Utilities Department in the amount of \$124,932. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor.
 13. Resolution authorizing the execution of a Right-of-Way Use Agreement for Point Broadband Fiber Holding, LLC, dba Island Fiber. **Motion made (Silvers/Boyd) to adopt the resolution.** Councilmember Boyd mentioned the issues with CSpire cutting lines on Marina Road, and clarified that CSpire is a different company from Island Fiber, who is also installing fiber on Marina Road. Vote unanimous in favor.
 14. Resolution to vacate an unimproved right-of-way east of Andrews Lane. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
 15. ADDITION: Resolution authorizing execution of a FY2020 Assistance to Firefighters Grant Award Agreement with the U.S. Department of Homeland Security for the purchase of rescue bailout systems. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.

Ordinances

1. First Reading – Ordinance amending Chapter 30, Article XI of the Code of Ordinances for the City of Orange Beach, Alabama, presently entitled "Habitat Conservation Program." **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

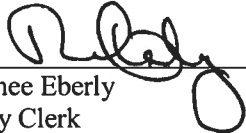
None

XIV. ADJOURN

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

Time: 5:54 P.M.

APPROVED this the 19th day of October, 2021.



Renee Eberly
City Clerk