MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JANUARY 21, 2020 – 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 Pastor Kim VanBrimmer, Orange Beach Presbyterian Church

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

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

Absent: None

V. CONSIDERATION OF AGENDA: Motion made (Blalock Costo/Johnson) to approve the agenda with the following additions:

1. Approval of a Lounge Retail Liquor Class I License Application by Pour Inc for Pour at the Wharf, 4851 Wharf Parkway, Space D124.
2. Approval of a Retail Beer (On or Off Premises) and Retail Table Wine (On or Off Premises) Liquor License Application by The Southern Grind, LLC, for The Southern Grind at 4751 Main Street, Suites F116 and F117.
3. Resolution authorizing the single source purchase for construction of the Lauder Lane turn lane from John G. Walton Construction Company, Inc., in an amount not to exceed $39,964.85.
4. Resolution authorizing execution of a contract for Festival of Art billboard advertising with the Lamar Company, L.L.C., in an amount not to exceed $8,800.
5. Resolution authorizing execution of Change Order No. 1 with Asphalt Services, Inc., for the Coastal Resources Center Site Work in an amount not to exceed $34,788.65.
6. Resolution authorizing the execution of a Memorandum of Understanding with the Baldwin County Commission, the Baldwin County Sheriff's Office, and the Baldwin County Board of Education for school resource officers.
7. Resolution authorizing the purchase of a UTV for the Fire Department through Sourcewell in the amount of $15,103.89.

Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	12/12/2019
Flood Damage Prevention Board	12/12/2019
Regular Council Meeting	12/12/2019
Committee of the Whole	12/12/2019

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	No report.
I.	Director, Utilities – Jeff Hartley	No report.
J.	Director, Coastal Resources – Phillip West	No report.
K.	Librarian, Public Library – Jon Darby	No report.
L.	Director, Municipal Court – Renee Gardner	No report.

M. Mayor/Council

Councilmember Mitchell reported that the Orange Beach Garden Club is donating $50 to each of the 51 homerooms at the Orange Beach Elementary, Middle, and High Schools. Mayor and Council were in agreement for the City to match the Garden Club's donation.

Yo Johnson, Alabama Small Business Development Center, encouraged local businesses to register for a free Google seminar on the topic of reaching customers online in 2020.

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 Costo, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**

Motion made (Mitchell/Boyd) 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 Costo, aye; Boyd, aye; Kennon, aye. **Passed. (5-0-1).**

IX. PRESENTATIONS

1. Presentation by Ryan Moss, Orange Beach Elementary School Principal. Principal Moss thanked the Mayor and Council for the City's partnership over the years, and introduced Nicole Bryant, Director of Sea, Sand, and Stars, who presented art and thank you notes from students to the Orange Beach Wildlife Center for their conservation lessons and "Wildlife Wednesdays".
2. Presentation on Gulf Frontal Watershed Management Plan by Geosyntec. Wade Burcham, Geosyntec, invited community members and all stakeholders to participate in a comprehensive watershed planning workshop being held at the Gulf State Park Learning Center on February 6, 2020, from 6:00 P.M. to 8:00 P.M.
3. Proclamation declaring January 26 - February 1, 2020, as Orange Beach School Choice Week.

X. RECOGNITIONS

1. Recognition for outstanding public service. Mayor Kennon presented Renee Gardner, Orange Beach Municipal Court Director, with a plaque commemorating her 30 years of service as a city employee.

XI. UNFINISHED BUSINESS

Resolutions

1. Resolution authorizing the execution of a performance contract with the Coastal Alabama Business Chamber and appropriating funds to support an office in Orange Beach. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing the execution of a license agreement with Wharf Retail Properties, L.L.C., to provide office space for the Coastal Alabama Business Chamber. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
3. Resolution accepting the negotiated price for Public Works Building Electrical Work from A&B Electric Company of Mobile, Inc., in the amount of $276,199. **Motion made (Silvers/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing the negotiated price for Public Works Building Plumbing Work from Hart's All Service, Inc., in the amount of $48,550. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor.

XII. NEW BUSINESS

Miscellaneous

1. ADDITION: Approval of a Lounge Retail Liquor Class I License Application by Pour Inc for Pour at the Wharf, 4851 Wharf Parkway, Space D124. **Motion made (Silvers/Blalock Costo) to approve the liquor license.** Vote unanimous in favor.
2. ADDITION: Approval of a Retail Beer (On or Off Premises) and Retail Table Wine (On or Off Premises) Liquor License Application by The Southern Grind, LLC, for The Southern Grind at 4751 Main Street, Suites F116 and F117. **Motion made (Blalock Costo/Silvers) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution appropriating funds to Marjan "Jane Trash" Verschraegen for a sailing expedition to study ocean microplastics in the amount of $1,000. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing execution of a performance contract with Baldwin County Economic Development Alliance, Inc. **Motion made (Silvers/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.
3. Resolution authorizing the execution of a voluntary cooperation agreement with the Escambia County Sheriff's Office. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.
4. Resolution updating the list of volunteer firefighters and reserve police officers covered under workers' compensation insurance. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing execution of an intergovernmental agreement with Baldwin County for maintenance of Navy Road. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing the execution of a service agreement with Harbor Communications, LLC, to connect fiber to the Orange Beach Sportsplex in an amount not to exceed $28,000. **Motion made (Silvers/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.
7. ADDITION: Resolution authorizing the single source purchase for construction of the Lauder Lane turn lane from John G. Walton Construction Company, Inc., in an amount not to exceed $39,964.85. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
8. ADDITION: Resolution authorizing execution of a contract for Festival of Art billboard

advertising with the Lamar Company, L.L.C., in an amount not to exceed $8,800. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.

9. ADDITION: Resolution authorizing execution of Change Order No. 1 with Asphalt Services, Inc., for the Coastal Resources Center Site Work in an amount not to exceed $34,788.65. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
10. ADDITION: Resolution authorizing the execution of a Memorandum of Understanding with the Baldwin County Commission, the Baldwin County Sheriff's Office, and the Baldwin County Board of Education for school resource officers. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
11. ADDITION: Resolution authorizing the purchase of a UTV for the Fire Department through Sourcewell in the amount of $15,103.89. **Motion made (Mitchell/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.

Public Hearings

1. Public hearing to appeal the decision of the Planning Commission regarding the Sweat Tire Site Plan Review, Case No. 0909-SP-19 – APPEAL WITHDRAWN.
2. Public hearing to appeal the decision of the Planning Commission regarding the McCarron Parking Lot Addition, Case No. 1207-SP-19.

   Griffin Powell, Planner II, presented the case overview and summarized the history of the parking lot addition request.

   Kevin McCarron, applicant, explained that McCarron Insurance is requesting a gravel, rather than a previously approved paved, parking lot for overflow and employee parking.

   Councilmember Silvers asked if Bahama Rock gravel would be used to match the aesthetics of the existing gravel parking lots at neighboring businesses, such as Big Mike's and Luna's. Mr. McCarron responded in the affirmative.

   Kit Alexander, Community Development Director, stated that the zoning ordinance requires paved parking lots, but allows the Planning Commission to grant allowances. The Planning Commission turned down the request over concerns of dust and matching the existing paved parking lot.

   Mayor and Council discussed and were in general agreement that it was only fair to allow the requested gravel since gravel was allowed for neighboring businesses.

   Motion made (Silvers/Boyd) to grant the appeal. Vote revealed: Silvers, aye; Johnson, aye; Mitchell, nay; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-1).**

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:51 P.M.

APPROVED this the 18th day of February, 2020.

Renee Eberly
City Clerk