

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
MARCH 3, 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** Councilmember Annette Mitchell
- 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 (Mitchell/Silvers) to approve the agenda with the following additions:**

1. Approval of a Restaurant Retail Liquor License Application by Wharf Restaurant Group, L.L.C., for Mile Marker 158 Dockside, 4673 Wharf Parkway, Suite B.
2. Resolution authorizing execution of an Amended and Restated Transfer of Guaranteed Contribution and Use Agreement with the Baldwin County Board of Education for a Performing Arts Building.
3. Resolution authorizing execution of Use of Facilities Contracts with the Baldwin County Board of Education for Camp Sunshine.
4. Resolution authorizing execution of a Materials Release Agreement with Left/Right, LLC, related to film production at the Orange Beach Coastal Arts Center Hot Shop.
5. Resolution appropriating funds to construct a Shooting Range and Police Training Facility in an amount not to exceed \$350,000.

Vote unanimous in favor.

- VI. CONSIDERATION OF PREVIOUS MINUTES**

Work Session	02/04/2020
Regular Council Meeting	02/04/2020
Committee of the Whole	02/04/2020

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. |

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| 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 – Jon Darby</u> | No report. |
| L. | <u>Director, Municipal Court – Renee Gardner</u> | No report. |
| M. | <u>Mayor/Council</u> | |

Councilmember Silvers recognized the success of the Seafood Festival. Jeanne Fitzgibbons, Seafood Festival Coordinator, reported that attendance was estimated to be over 20,000, and final numbers for the funds raised benefitting the school are not yet available but are expected to be good. Councilmember Johnson recognized the efforts of the City employees, and also announced the upcoming Festival of Art.

Mayor Kennon announced that the next Council Meeting on March 17, 2020, will be held at the Community Center, and that a Town Hall would follow at 6:00 P.M. to announce the future of Camp Sunshine and Expect Excellence in addition to the unveiling of the new Adult Fitness Center.

VIII. PRESENTATIONS

1. Watershed Meeting Recap. Tracy Holiday, resident, reported that attendance at the recent Community Watershed Meeting was skewed towards Gulf Shores and the Little Lagoon body of water. She encouraged Orange Beach citizens to complete a survey in order to ensure that critical Orange Beach watershed areas will be included in studies that may impact future funding opportunities.
2. Island Fiber Update. Jose “Mickey” Franco, Island Fiber owner, gave an update on the progress of residential fiber installation.
3. Art for Heart Presentation. Bridgett Dunn, Art for Heart representative, announced that the 28th Annual Art for Heart Event will take place at the Orange Beach Coastal Arts Center. She introduced Hunter Harrelson, Beachball Properties owner and event sponsor, who will be accepting donations of footballs, basketballs, tennis balls, other recreational balls, but no beach balls, for the Orange Beach Public Schools.

IX. AUDITING OF ACCOUNTS PRESENTATIONS

Motion made (Mitchell/Blalock Costo) 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).**

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Miscellaneous

1. ADDITION: Approval of a Restaurant Retail Liquor License Application by Wharf Restaurant Group, L.L.C., for Mile Marker 158 Dockside, 4673 Wharf Parkway, Suite B. **Motion made (Blalock Costo/Boyd) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution authorizing the purchase of a reel mower for the Landscape Department through the National Intergovernmental Purchasing Alliance in the amount of \$55,741.74. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing the purchase of a Generator for the Public Works Department through Sourcewell in the amount of \$79,845. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
3. Resolution authorizing the execution of a professional services agreement with Thompson Engineering, Inc., for land surveying and engineering services. **Motion made (Johnson/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.
4. Resolution adopting a Program for Public Information for the City of Orange Beach. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.
5. Resolution appropriating funds to the Orange Beach Education Foundation, Inc., in the amount of \$6,012.20. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing execution of a software service agreement with Locality Media, Inc., dba First Due Size Up, for planning, tracking, and communication services for the Fire Department. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
7. ADDITION: Resolution authorizing execution of an Amended and Restated Transfer of Guaranteed Contribution and Use Agreement with the Baldwin County Board of Education for a Performing Arts Building. **Motion made (Silvers/Blalock Costo) to postpone consideration until the next Council Meeting on March 17, 2020.** Vote unanimous in favor.
8. ADDITION: Resolution authorizing execution of Use of Facilities Contracts with the Baldwin County Board of Education for Camp Sunshine. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
9. ADDITION: Resolution authorizing execution of a Materials Release Agreement with Left/Right, LLC, related to film production at the Orange Beach Coastal Arts Center Hot Shop. **Motion made (Silvers/Blalock Costo) to adopt the resolution.** Vote unanimous in favor.
10. ADDITION: Resolution appropriating funds to construct a Shooting Range and Police Training Facility in an amount not to exceed \$350,000. **Motion made (Mitchell/Silvers) to adopt the resolution.** Vote unanimous in favor.
11. **Motion made (Boyd/Mitchell) to amend the agenda to add an item reconsidering an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1208-ZT-19, Section 10.02, Metal Siding for Mini-Warehouse Buildings.** Vote unanimous in favor.

Motion made (Boyd/Mitchell) to reconsider an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1208-ZT-19, Section 10.02, Metal Siding for Mini-Warehouse Buildings. Discussion followed. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock Costo, aye; Boyd, aye; Kennon, aye. **Motion to reconsider**

passed. (6-0).

Motion made (Johnson/Mitchell) to adopt the ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1208-ZT-19, Section 10.02, Metal Siding for Mini-Warehouse Buildings. Motion made (Boyd/Silvers) to postpone consideration of the ordinance until the next Council Meeting on March 17, 2020. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock Costo, aye; Boyd, aye; Kennon, aye. Motion to postpone passed. (6-0).

XIII. PUBLIC COMMENTS

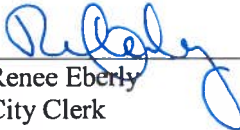
None

XIV. ADJOURN

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

Time: 5:32 P.M.

APPROVED this the 7th day of April, 2020.



Renee Eberly
City Clerk