MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
MAY 5, 2020 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS

I. CALL TO ORDER Mayor Tony Kennon called the meeting to order at 5:01 P.M.

II. INVOCATION Councilmember Jeff Boyd

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 with the following additions:

1. Resolution awarding the bid for Recreation Center Drainage and Tennis Court Improvements to Ammons & Blackmon Construction, LLC.
2. Resolution authorizing the purchase of a vehicle for the Utilities Department from State Bid in the amount of $29,861.
3. Resolution authorizing the purchase of a service vehicle with a truck bed for the Utilities Department from State Bid in the amount of $69,362.
4. Resolution authorizing execution of a lease agreement with Williams Scotsman, Inc., for a portable classroom for the Camp Sunshine program in the amount of $39,765.73 for a term of 24 months.
5. Resolution authorizing execution of a lease agreement with Williams Scotsman, Inc., for a portable classroom for the Expect Excellence program in the amount of $39,765.73 for a term of 24 months.
6. Resolution authorizing the execution of a software license agreement with Active Network, LLC, for a childcare module and Connect App.
7. Resolution approving the submission of the 2019 Municipal Water Pollution Prevention (MWPP) Annual Report.
8. Resolution authorizing the sole source purchase of a submersible pump from Jim House & Associates, Inc., for the Utilities Department in the amount of $33,576.
9. Resolution adopting a COVID-19 remediation program for the City of Orange Beach.

Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 04/07/2020
Committee of the Whole 04/07/2020

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 Johnson encouraged all citizens to complete the 2020 Census.

Councilmember Boyd expressed a desire to prioritize the health and safety of employees, residents, and visitors. He introduced David Green with GreenCo Services, LLC, who is developing a COVID-19 remediation training program.

VIII. PRESENTATIONS

IX. AUDITING OF ACCOUNTS PRESENTATIONS

Motion made (Mitchell/Johnson) 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).**

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

1. 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/Johnson) to postpone consideration until the next Council Meeting on May 19, 2020.** Vote unanimous in favor.

XII. NEW BUSINESS

Resolutions

1. Resolution authorizing the execution of a professional services agreement with Moffatt & Nichol, Inc., for engineering and environmental consulting services. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing the execution of a task order with Moffatt & Nichol, Inc. to provide implementation of Lower Perdido Bay/Perdido Pass Navigation Project Hydrological

Modeling and Sediment Budget Study in an amount not to exceed $365,000. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.

3. Resolution authorizing the execution of a task order with Moffatt & Nichol, Inc. to provide a Restoration Alternatives Analysis and Design of Lower Perdido Bay/Perdido Pass in an amount not to exceed $413,822. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
4. ADDITION: Resolution awarding the bid for Recreation Center Drainage and Tennis Court Improvements to Ammons & Blackmon Construction, LLC. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
5. ADDITION: Resolution authorizing the purchase of a vehicle for the Utilities Department from State Bid in the amount of $29,861. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
6. ADDITION: Resolution authorizing the purchase of a service vehicle with a truck bed for the Utilities Department from State Bid in the amount of $69,362. **Motion made (Blalock/Silvers) to adopt the resolution.** Vote unanimous in favor.
7. ADDITION: Resolution authorizing execution of a lease agreement with Williams Scotsman, Inc., for a portable classroom for the Camp Sunshine program in the amount of $39,765.73 for a term of 24 months. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
8. ADDITION: Resolution authorizing execution of a lease agreement with Williams Scotsman, Inc., for a portable classroom for the Expect Excellence program in the amount of $39,765.73 for a term of 24 months. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor.
9. ADDITION: Resolution authorizing the execution of a software license agreement with Active Network, LLC, for a childcare module and Connect App. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
10. ADDITION: Resolution approving the submission of the 2019 Municipal Water Pollution Prevention (MWPP) Annual Report. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
11. ADDITION: Resolution authorizing the sole source purchase of a submersible pump from Jim House & Associates, Inc., for the Utilities Department in the amount of $33,576. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
12. ADDITION: Resolution adopting a COVID-19 remediation program for the City of Orange Beach. **Motion made (Boyd/Silvers) 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. 0301-PUD-20, Robinson Grove Final PUD.

   Griffin Powell, Planner II, presented the case overview.

   Greg Kennedy, Developer, was present to answer questions.

   There was no opposition present.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0503-PUD-17, to grant an extension of the Turquoise Place Parking PUD to September 30, 2021.

Griffin Powell, Planner II, presented the case overview.

Gene Kesling, Turquoise Place HOA Board Member and former Board President, gave the timeline of events and efforts leading to the request for an extension on the temporary overflow parking area due to the delayed construction of an additional parking deck with approximately 160 parking spaces.

Jason Voyles, current Turquoise Place HOA President, presented the strategy of charging guests per vehicle along with a $10 million bank loan in order to fund the $12.2 million project, a construction plan to begin September 2021, and an expected completion date of May 2022.

Discussion followed with Council regarding HOA membership support of the project, and Mr. Voyles stated that a formal vote would be held in January 2021. Councilmember Blalock encouraged owners to take this option for additional parking seriously.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0301-PUD-20, Robinson Grove Final PUD. **Motion made (Johnson/Mitchell) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0). Motion made (Johnson/Mitchell) to adopt the ordinance subject to staff conditions.** Vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**
2. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0503-PUD-17, to grant an extension of the Turquoise Place Parking PUD to September 30, 2021. **Motion made (Silvers/Boyd) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0). Motion made (Silvers/Boyd) to adopt the ordinance.** 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 (Mitchell/Boyd) to adjourn. Vote unanimous in favor.

Time: 5:51 P.M.

APPROVED this the 2nd day of June, 2020.

Renee Eberly
City Clerk