MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
OCTOBER 20, 2020 – 5:00 P.M.
ORANGE BEACH COMMUNITY CENTER

I. CALL TO ORDER Mayor Tony Kennon called the meeting to order at 5:01 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 (Boyd/Blalock) to approve the agenda with the following additions:

1. Resolution rescinding the Declarations of Emergency for Hurricane Sally and Hurricane Delta.
2. Resolution authorizing the execution of a task order with Thompson Consulting Services, LLC, to provide debris monitoring services related to Hurricane Sally in an amount not to exceed $429,499.20.
3. Resolution authorizing the execution of a task order with Thompson Consulting Services, LLC, to provide grant management services related to Hurricane Sally in an amount not to exceed $63,036.
4. Resolution authorizing the execution of Contract Amendments 1-5 with Crowder Gulf, LLC, and authorizing an amount not to exceed $11,089,000 for debris clearance and sand reclamation services related to Hurricane Sally response.
5. Resolution authorizing the sole source purchase of an ozone machine located at Docs Lift Station from Jim House & Associates, Inc., for the Utilities Department in the amount of $46,186.
6. Resolution authorizing the sole source purchase of an ozone machine located at the Ono Island Lift Station from Jim House & Associates, Inc., for the Utilities Department in the amount of $75,932.
7. Resolution authorizing the execution of an interagency agreement with the Alabama Department of Conservation & Natural Resources for Hurricane Sally debris removal and monitoring.
8. Resolution authorizing the execution of an interagency agreement with the Alabama Department of Conservation & Natural Resources for Hurricane Sally permanent repairs.
9. Resolution authorizing execution of a license agreement with the Baldwin County Board of Education for the construction of a Field House.

Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Special-Called Council Meeting	09/01/2020
Flood Damage Prevention Board	09/01/2020
Regular Council Meeting	09/01/2020
Committee of the Whole Meeting	09/01/2020
Special-Called Council Meeting	09/14/2020
Work Session	09/25/2020

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 – Meagan Bing — No report.

L. Director, Municipal Court – Renee Gardner — No report.

M. Director, Expect Excellence – Jonathan Langston — No report.

N. Mayor/Council

Councilmember Mitchell encouraged citizens to celebrate with the Makos and attend the first Orange Beach High School Homecoming at the Wharf Amphitheater on Thursday, October 22, 2020, with the pep rally beginning at 5PM followed by a parade at 6PM. The Homecoming Football Game will be on the following Friday.

VIII. AUDITING OF ACCOUNTS

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).**

IX. PRESENTATIONS

1. Orange Beach High School Homecoming Court presentation to City Council. Principal McCoy and members of the student council and homecoming court expressed gratitude to the City of Orange Beach for its support of Mako Nation, and presented Mayor and Council with cards and gifts.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

Ordinances

1. Second Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0803-PUDA-20, Wharf PUD Modification - Wharf East Side Storage. **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).**

XII. NEW BUSINESS

Resolutions

1. Resolution authorizing the execution of a collection services agreement with Arbor Professional Solutions, Inc. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.
2. ADDITION: Resolution rescinding the Declarations of Emergency for Hurricane Sally and Hurricane Delta. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
3. ADDITION: Resolution authorizing the execution of a task order with Thompson Consulting Services, LLC, to provide debris monitoring services related to Hurricane Sally in an amount not to exceed $429,499.20. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
4. ADDITION: Resolution authorizing the execution of a task order with Thompson Consulting Services, LLC, to provide grant management services related to Hurricane Sally in an amount not to exceed $63,036. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
5. ADDITION: Resolution authorizing the execution of Contract Amendments 1-5 with Crowder Gulf, LLC, and authorizing an amount not to exceed $11,089,000 for debris clearance and sand reclamation services related to Hurricane Sally response. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
6. ADDITION: Resolution authorizing the sole source purchase of an ozone machine located at Docs Lift Station from Jim House & Associates, Inc., for the Utilities Department in the amount of $46,186. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
7. ADDITION: Resolution authorizing the sole source purchase of an ozone machine located at the Ono Island Lift Station from Jim House & Associates, Inc., for the Utilities Department in the amount of $75,932. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
8. ADDITION: Resolution authorizing the execution of an interagency agreement with the Alabama Department of Conservation & Natural Resources for Hurricane Sally debris removal and monitoring. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.
9. ADDITION: Resolution authorizing the execution of an interagency agreement with the Alabama Department of Conservation & Natural Resources for Hurricane Sally permanent repairs. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.
10. ADDITION: Resolution authorizing execution of a license agreement with the Baldwin County Board of Education for the construction of a Field House. **Motion made (Silvers/Blalock) 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. 0906-PUDA-20, Cypress Village PUD Modification, Resubdivision of Lot 2, Cypress Village Subdivision.

   Griffin Powell, City Planner, presented the project overview.

   Council commented positively that the proposed modification reduced density to less than 25% of the original plan presented in 2006.

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

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0908-PUDA-20, Broken Sound PUD Modification (36 Lots).

   Griffin Powell, City Planner, presented the project overview.

   Council commented positively that the proposed modification reduced density from the original proposal presented in 2019 with lots increasing in size and decreasing in number. Council briefly discussed parking and limits on short term rentals.

   Pat Davidson, resident and business owner, asked if the project site is in a flood area. City staff responded that it the project site is in Zone X, which is at minimal risk for flooding.

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

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0906-PUDA-20, Cypress Village PUD Modification, Resubdivision of Lot 2, Cypress Village Subdivision. **Motion made (Johnson/Mitchell) 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 (Johnson/Blalock) to adopt the ordinance.** Roll call 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. 0908-PUDA-20, Broken Sound PUD Modification (36 Lots). **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/Blalock) 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 (Silvers/Boyd) to adjourn. Vote unanimous in favor.

Time: 5:26 P.M.

APPROVED this the 17th day of November, 2020.

Renee Eberly
City Clerk