

**MINUTES OF
ORGANIZATIONAL & REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
NOVEMBER 2, 2020 – 5:00 P.M.
ORANGE BEACH COMMUNITY CENTER**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 5:00 P.M.
- II. INVOCATION** Pastor Fred Franks, Island Church
- III. PLEDGE OF ALLEGIANCE**
- IV. ADMINISTRATION OF OATHS TO MAYOR AND COUNCILMEMBERS**
Councilmembers Annette Mitchell, Joni Blalock, Jerry Johnson, Jeff Silvers, Jeff Boyd, and Mayor Tony Kennon were administered the oath of office by Judge Julian Brackin.
- V. ROLL CALL**

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

Absent: None

- VI. CONSIDERATION OF AGENDA**
Motion made (Blalock/Silvers) to approve the agenda as presented. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 10/06/2020
Committee of the Whole Meeting 10/06/2020

The reading was waived and Minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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.
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 – 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 reminded citizens that the Blue Angels will be conducting a final flight on the F/A-18 A/B/C/D "Legacy" Hornets on Wednesday, November 4, 2020, from 4:00-4:30 P.M.

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

X. RECOGNITIONS

1. Special recognition of Orange Beach resident, Chandler Rayborn. Councilmember Boyd and Fire Chief Kimmerling presented Chandler with a Letter of Commendation and Fire Department Pin for his heroism in waking up his parents to call 9-1-1 when he noticed flames coming from a neighbor's house around midnight after Hurricane Sally. Both the neighbor's house and Chandler's house ultimately burned to the ground, but the Orange Beach Fire Department was able to stop the fire from spreading through the rest of the Jubilee Point neighborhood.

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Miscellaneous

1. Election of Chairman Pro Tempore. **Motion made (Johnson/Mitchell) to nominate Jeff Boyd as Chairman Pro Tempore.** There being no further nominations, the nominations were closed. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**
2. Establish time and place of regular meetings. **Motion made (Silvers/Boyd) to hold regular council meetings on the first and third Tuesday of each month at 5:00 P.M. in Council Chambers.** Discussion followed. Mayor and Council decided to return the location of council meetings to City Hall Council Chambers beginning with the next meeting on November 17, 2020. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**

Resolutions

1. Resolution rescinding the Declaration of Emergency for Hurricane Zeta. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
2. Resolution designating depositories and authorized signatures on bank depositories. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.
3. Resolution authorizing the execution of Task Order No. 3 with Thompson Consulting Services, LLC, to provide additional debris monitoring, emergency management planning, and disaster grant consulting services related to Hurricane Sally in an amount not to exceed \$524,238. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing the execution of a performance contract with the Alabama Gulf Coast Convention and Visitors Bureau for the purpose of hosting the SEC Soccer Championships at the Orange Beach Sportsplex. **Motion made (Silvers/Mitchell) to postpone consideration**

until the next council meeting on November 17, 2020. Vote unanimous in favor.

5. Resolution authorizing the execution of a task order with Goodwyn, Mills & Cawood, Inc., to perform design services for the Orange Beach Soccer Stadium in an amount not to exceed \$169,250. Motion made (Silvers/Mitchell) to adopt the resolution. Mayor Kennon elaborated that the overarching vision is to move SEC soccer to the smaller field, and that the larger field will be converted to a football stadium for the Orange Beach Middle/High School. Vote unanimous in favor.

Public Hearings

1. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1005-PUDA-20, Bluffs of Orange Beach PUD (Setback Encroachments).

Griffin Powell, City Planner, presented the project overview.

Mayor Kennon explained that the previous zoning of the property was BR-2 (Beach Resort High Density), so the current proposal is lower density than what could have been constructed by-right.

Councilmember Boyd asked if there are any structural concerns about having the pool at the property line in close proximity to the neighboring lot where concrete pilings may need to be driven for future planned projects. Henry Norris, architect and representative for the applicant, stated that there is a retaining wall which will take up some of the reverberation, but that he would make a note of the Councilmember's concern.

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. 1005-PUDA-20, Bluffs of Orange Beach PUD (Setback Encroachments). **Motion made (Johnson/Silvers) 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 (Blalock/Boyd) to adopt the ordinance.** Roll call vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0-1).**
2. First Reading – Ordinance establishing rules of procedure for meetings of the City Council, public hearings, and committee of the whole; repealing Ordinance No. 2012-1158. **Motion made (Silvers/Boyd) 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/Mitchell) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**
3. First Reading – Ordinance reappointing Renee Eberly as the City Clerk for the City of Orange Beach, Alabama. **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/Boyd) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (6-0).**
4. First Reading – Ordinance appointing Bedford Handley as the City Treasurer for the City of Orange Beach, Alabama. **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 (Blalock/Silvers) 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

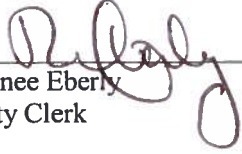
None

XIV. ADJOURN

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

Time: 5:36 P.M.

APPROVED this the 1st day of December, 2020.



Renee Eberly
City Clerk