



COMMITTEE OF THE WHOLE MEETING AGENDA

I. Roll Call

II. Consideration of Previous Minutes

1. Flood Damage Prevention Board 07/11/2023
2. Regular Council Meeting 07/11/2023
3. Committee of the Whole 07/11/2023

III. Unfinished Business

Miscellaneous

Resolutions

Ordinances

IV. New Business

Miscellaneous

1. Relocate Council Meeting on August 1, 2023, to the Community Center. (RE)

Resolutions

1. Resolution appropriating funds to Gulf United Metro Business Organization, Inc. (GUMBO) for the 2023 Tourism Summit in the amount of \$12,500. (JL/KG)
2. Resolution to award the proposal for EMS Billing Services. (MK/RE)
3. Resolution awarding the bid for Orange Beach/Gulf State Park/Gulf Shores Beach Restoration Project. (PW)
4. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide additional professional services related to the construction of Fire Station No. 3 in an amount not to exceed \$38,000. (GS/TT/MK)

Public Hearings

1. Set a public hearing date for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0802-PUDA-23, Buena Vista on the Beach PUD Minor Modification, Covered Open Area Addition. (Suggested date 8/15/2023) (KA)

Ordinances

V. Public Comments

VI. Adjourn

**MINUTES OF
FLOOD DAMAGE PREVENTION ORDINANCE BOARD OF ADJUSTMENT
ORANGE BEACH CITY COUNCIL
JULY 11, 2023 – 4:50 P.M.
ORANGE BEACH COMMUNITY CENTER**

I. CALL TO ORDER Mayor Tony Kennon called the meeting to order at 5:02 P.M.

II. ROLL CALL

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

Absent: Councilmember Jeff Silvers
Councilmember Jeff Boyd

There being a quorum present, the meeting was opened for the transaction of business.

III. CONSIDERATION OF AGENDA

Motion made (Mitchell/Blalock) to approve the agenda as presented. Vote unanimous in favor.

IV. NEW BUSINESS

1. Consider a variance request submitted by Angie Williams for 25555 Canal Road, Lot 32.

Adam Roberson, Building Official, presented the variance request asking for a 3' waiver on the City's freeboard requirement for the replacement of a mobile home damaged by Hurricane Sally. Mr. Roberson stated that the mobile home would still be raised to 5.5' elevation above grade to meet FEMA requirements.

Mayor Kennon asked how many other mobile homes were lost during Hurricane Sally. Mr. Roberson stated that three lots will have to comply with the updated elevation requirements if they are replaced.

Angie Williams, applicant, explained that her husband has had a stroke and his doctor advises against the additional stair height. She also stated that she and her husband are retired college professors on fixed incomes, so financial burden is also a concern.

Council expressed concerns with the request. Mayor Kennon recommended to the applicant that council consideration of the item be postponed to a time when all councilmembers can be present. The applicant agreed.

Motion made (Blalock/Johnson) to schedule another Flood Damage Prevention Ordinance Board of Adjustment Meeting to August 1, 2023, at 4:45 P.M. and to postpone consideration of the variance request until that date. Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Passed. (4-0).**

V. ADJOURN

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

Time: 5:13 P.M.

APPROVED this the 1st day of August, 2023.

Renee Eberly
City Clerk

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JULY 11, 2023 – 5:00 P.M.
ORANGE BEACH COMMUNITY CENTER**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 5:13 P.M.
- II. INVOCATION** Pastor Kim Vanbrimmer, Orange Beach Presbyterian Church
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

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

Absent: Councilmember Jeff Silvers
Councilmember Jeff Boyd

V. CONSIDERATION OF AGENDA

Motion made (Blalock/Mitchell) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	06/06/2023
Regular Council Meeting	06/06/2023
Committee of the Whole	06/06/2023
Work Session	06/13/2023

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

- | | |
|--|------------|
| 1. <u>City Administrator – Ford Handley</u> | No report. |
| 2. <u>Director, Public Works – Tim Tucker</u> | No report. |
| 3. <u>Director, Community Development – Kit Alexander</u> | No report. |
| 4. <u>Chief, Police Department – Steve Brown</u> | No report. |
| 5. <u>Chief, Fire Department – Mike Kimmerling</u> | No report. |
| 6. <u>City Clerk – Renee Eberly</u> | No report. |
| 7. <u>Director, Finance – Ford Handley</u> | No report. |
| 8. <u>Parks & Recreation – Ford Handley</u> | No report. |
| 9. <u>Director, Utilities – Jeff Hartley</u> | No report. |
| 10. <u>Director, Coastal Resources – Phillip West</u> | No report. |
| 11. <u>Librarian, Public Library – Meagan Bing</u> | No report. |
| 12. <u>Director, Municipal Court – Pam Davis</u> | No report. |
| 13. <u>Director, Expect Excellence – Jonathan Langston</u> | No report. |
| 14. <u>Mayor/Council</u> | |

Kim Earl introduced herself and announced her campaign for Baldwin County Circuit Clerk in the March 5, 2024, election.

Cindy Ross, City Social Media Contractor, reminded the audience that a fundraiser for retired city employee Chris Litton will be held on Thursday, July 13, 2023, at the Orange Beach Art Center at 6:30 P.M. Tickets are \$20.

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: Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Passed. (4-0).**

Motion made (Mitchell/Johnson) to certify that cash requirements with related interests in Swift Supply are within budget and appropriate for payment. Vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Passed. (4-0).**

IX. PRESENTATIONS

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Resolutions

1. Resolution awarding the bid for the City Hall Finance Wing Addition to Rolin Construction, Inc., in an amount not to exceed \$1,734,000 and per unit pricing. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
2. Resolution declaring two vehicles owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to the City of Creola, Alabama. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.
3. Resolution authorizing the sole source purchase of social media data collection and analysis services from Voyager Labs for the Police Department in the amount of \$35,000. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing execution of Change Order No. 2 with John G. Walton Construction Company, Inc., to extend the multi-use trail in front of the Justice Center as part of Canal Road Improvements from SR-161 to Wilson Boulevard in an amount not to exceed \$72,025.70. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing execution of a task order with GeoCon Engineering & Materials Testing, Inc., to provide geotechnical testing and engineering services for the conversion of the soccer and football field to artificial turf at the Sportsplex in an amount not to exceed \$2,650. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing the purchase of a Mass Notification System at the Recreation Center for the Expect Excellence Department through State Bid in the amount of \$31,295.09. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.
7. Resolution authorizing the execution of an easement agreement to grant permanent utility easements to the Orange Beach Water Authority for the installation of a water force main at the Sportsplex. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.

8. Resolution authorizing the execution of cooperative maintenance agreements and a permit application with the Alabama Department of Transportation for drainage inlets and a pedestrian pad within the State Highway 182 right-of-way. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.
9. Resolution authorizing the execution of a lease agreement with the Orange Beach City Board of Education for weight room and storage facilities. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
10. Resolution authorizing execution of a reciprocal agreement to exchange tax information with Baldwin County. **Motion made (Johnson/Mitchell) 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. 0608-PUDA-23, Summer Salt PUD Minor Modification, Summer Salt/Beachside Mini Golf Sign.

Griffin Powell, Planner II, presented the case overview requesting a minor modification the Summer Salt PUD (Planned Unit Development) Master Plan to add an LED sign to the multi-tenant sign located in the Slipper Boulevard private right-of-way along Perdido Beach Boulevard.

Council asked questions regarding the size of the sign and when the sign was made a part of the PUD. Griffin answered that multi-tenant sign was allowed in 2020, and the addition of the LED portion would make the overall sign structure larger than what the city allows by ordinance. He also stated that the ordinance requires that the permanent signage must be at least 50% of the structure. Mayor Kennon explained to the applicant that he is unwilling to grant a sign larger than what is allowed by ordinance, because everyone else on the beach would want the same thing. He asked that the request be modified to meet the maximum limits set by ordinance.

Jim Brown, representing the applicant, stated that he is willing to modify the request.

There being no further comments, the public hearing adjourned.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0610-PUDA-23, Phoenix West II PUD Minor Modification, Restaurant and Pavilion.

Griffin Powell, Planner II, presented the case overview requesting a minor modification to the Phoenix West II PUD (Planned Unit Development) Master Plan to add a restaurant and a grilling pavilion to the existing development, with all proposed improvements being solely for the use of tenants and guests..

Councilmember Mitchell asked how many units there are in Phoenix West II. Bill Brett, developer, answered that there are 358 units. Council commented that this amenity for tenants and guests hopefully has the added benefit of keeping some cars off of the road.

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

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0608-PUDA-23, Summer Salt PUD Minor Modification, Summer Salt/Beachside Mini Golf Sign. No action taken. Applicant will modify the request and resubmit a revised application.
2. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0610-PUDA-23, Phoenix West II PUD Minor Modification, Restaurant and Pavilion. **Motion**

made (Mitchell/Johnson) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance. Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Passed. (4-0). Motion made (Mitchell/Blalock) to adopt the ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Passed. (4-0).**

3. First Reading – Ordinance amending Ordinance No. 2023-1452 establishing a temporary moratorium on the issuance of business licenses for commercial vessels and other marine activity. Ford Handley, City Administrator/Finance Director, gave a summary of the amendment and explained the intention to freeze the number of relevant business licenses. Mayor and Council stated that their goal is to cap the strain on natural resources, but that they do not want to hinder existing commercial activity. Mayor Kennon opened the floor for public comments.

John Maye, 5393 Bay La Launch Avenue, asked how the city will enforce compliance. Ford responded that the city works with city marine and state police.

Lynn Swafford, Zeke's Marina, asked if there is a backlog of business license applications that are awaiting approval. She explained that 15 captains are waiting for business license renewals. Ford explained that the captains can contact the city finance department to get a copy of their license, but confirmed that if payment has been received, the renewed license is already active.

There being no further comments, Mayor Kennon closed the floor.

No action taken. Ordinance will move forward to a second reading.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:50 P.M.

APPROVED this the 1st day of August, 2023.

Renee Eberly
City Clerk

**MINUTES OF
COMMITTEE OF THE WHOLE MEETING
ORANGE BEACH CITY COUNCIL
JULY 11, 2023 – 5:50 P.M.
ORANGE BEACH COMMUNITY CENTER**

The Orange Beach City Council met to review potential items for the July 11, 2023, agenda.

The following members were present:

Mayor Tony Kennon
Councilmember Jerry Johnson
Councilmember Annette Mitchell
Councilmember Joni Blalock

The following members were absent:

Councilmember Jeff Silvers
Councilmember Jeff Boyd

The following items were discussed:

1. Set a public hearing for an appeal by Ike's Beach Service, Inc., of a business license denial. Applicant has requested a date of August 15, 2023. Hearing set for August 15, 2023, at 4:45 P.M.
2. Resolution awarding the bid for State Highway 180 Milling, Paving, and Striping for Fire Station No. 3.
3. Resolution awarding the bid for Recreation Center Roof and Soffit Replacement.
4. Resolution authorizing execution of a professional services agreement with DuncanCounts, LLC, for lobbying services.
5. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide a boundary survey of the Bert Taylor Property located at 26192 Canal Road in an amount not to exceed \$3,900.
6. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide land surveying services for vacation of a sanitary sewer easement on the Romar Lakes Development Windward Lakes Property.
7. Resolution authorizing execution of a lease agreement with the United States Postal Service.
8. Resolution authorizing execution of a task order with McCollough Architecture, Inc., to provide design services for a veterans memorial in an amount not to exceed \$16,000.
9. Resolution adopting the rental agreement and fee schedule for the Orange Beach Event Center at the Wharf located at 4671 Wharf Parkway.
10. Resolution authorizing a software service agreement with Zapp Software, LLC, for the 2024 Festival of Art.
11. Resolution authorizing execution of a professional services agreement with Grace Stanton for theater performance direction for "Junie B. Jones."

Public Comments:

None

There being no further business, the meeting adjourned.

Time: 5:50 P.M.

APPROVED this 1st day of August, 2023.

Renee Eberly
City Clerk



**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: City Clerk

Description of Topic: Relocate Council Meeting on August 1, 2023, to the Community Center. (RE)

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None



**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: City Attorney

Description of Topic: Resolution appropriating funds to Gulf United Metro Business Organization, Inc. (GUMBO) for the 2023 Tourism Summit in the amount of \$12,500. (JL/KG)

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable): Admin Operating, Exhibits & Promotions

ATTACHMENTS:

1. 08-01-23 23-xxx Appropriate Funds GUMBO 2023 Tourism Summit
2. 2023.07.12 Letter - GUMBO Sponsorship Request Tourism Summit 2023

RESOLUTION NO. 23-xxx

**A RESOLUTION APPROPRIATING FUNDS TO
GULF UNITED METRO BUSINESS ORGANIZATION, INC. (GUMBO) FOR THE
2023 TOURISM SUMMIT IN THE AMOUNT OF \$12,500**

FINDINGS:

1. Gulf United Metro Business Organization, Inc., (GUMBO, Inc.) has submitted a request for sponsorship in the amount of \$12,500 to fund a Tourism Summit October 17-19, 2023, at various locations along the Alabama Gulf Coast. Members of the House and Senate Tourism Committees, other high-level statewide elected officials (Speaker of the House, Lt. Governor, etc.) and other GUMBO, Inc., stakeholders will be invited to participate.
2. The purpose of this event is to make state leaders aware of what is available on the Alabama Gulf Coast and the major economic contributions the area makes to the State. The Summit will allow leadership to tour the local area observing its attributes and tourist attractions and also infrastructure, economic and environmental needs.
3. The City Council has determined that appropriating funds to GUMBO, Inc., for the purpose of the Tourism Summit serves a public purpose through promotion of the Alabama Gulf Coast, local tourism, and infrastructure, and is in the best interest of the City of Orange Beach, Alabama.
4. The City Council has determined that it is important and serves a public purpose for employees and/or representatives of the City of Orange Beach to attend relevant portions of the Summit to represent the City, to inform and to educate attendees on relevant issues impacting the City of Orange Beach. Attendance is considered official capacity in representation of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE BEACH, ALABAMA, AS FOLLOWS:

1. That Orange Beach City Council, having determined that it serves a public purpose and is in the best interest of the City, hereby appropriates the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) to Gulf United Metro Business Organization, Inc., to be specifically utilized for the one-time purpose of the 2023 Tourism Summit;
2. That officers, councilmembers, and employees of the City of Orange Beach are authorized to attend in their official capacity during or outside of regular working hours. The City Administrator shall determine the appropriate person(s) to represent the City and for which segments he or she shall attend based upon content/issues to be discussed/viewed during a given segment; and
3. That this Resolution shall become effective immediately upon its adoption.

ADOPTED THIS 1st DAY OF AUGUST, 2023.

Renee Eberly
City Clerk

C E R T I F I C A T E

I, Renee Eberly, City Clerk of the City of Orange Beach, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. 23-xxx, which was duly and legally adopted at a regular meeting of the City Council on August 1, 2023.

City Clerk

July 11, 2023

Mayor Tony Kennon
4099 Orange Beach Blvd.
Orange Beach, AL 36561

Dear Tony,

Gulf United Metro Business Organization (GUMBO) is planning a Tourism Economic Development Summit October 17-19, 2023 at the Gulf State Park Lodge and Conference Center. All members of the House and Senate Tourism Committees, members of the Joint Legislative State Park Committee and members of the Baldwin County and Mobile County legislative delegations will be invited to attend. Spouses/guests will also be invited.

A draft agenda is attached to this letter. The agenda will include tours of Gulf State Park, the Lodge and Conference Center, the newly renovated cabins at Lake Shelby and OWA. Attendees will also hear presentations from Lee Sentell, Director of Alabama Department of Tourism; Beth Gendler, President, and CEO of Gulf Shores/Orange Beach Tourism; Chris Blankenship, Director of Alabama Department of Conservation and Natural Resources and others.

Attendees' expenses for meals and lodging at Gulf State Park Lodge will be covered by GUMBO and other Summit sponsors. We expect 8 – 10 sponsors and will provide a list once they are finalized.

We are asking our local governments to assist in this effort with a sponsorship of \$12,500. These funds will be used to underwrite the costs of the event including lodging, meals and entertainment for our guests and their spouses.

We are seeking and anticipate receiving pre-clearance for this event under the exceptions, outlined within the Alabama ethics statute by the Alabama Ethics Commission, as was granted to a similar event four years ago.

GUMBO is a coalition of local business leaders, chambers of commerce, convention and visitors' bureaus, and tourism/travel organizations who are committed to the intelligent growth and development of south Baldwin County, Alabama. Our mission is to foster better communication between area business leaders and government officials at the local, state, and federal levels to enhance the growth and sustainability of south Baldwin County and provide economic opportunity for our citizens.

We hope that the Baldwin County Commission will participate in this event as a sponsor along with other local governments in south Baldwin County. Thank you for your consideration and we look forward to hearing from you.

Most sincere regards,

Penny C. Groux
Chairman, GUMBO

**Tourism Economic Development Summit
Agenda**



Tuesday 17 October 2023

- 3:00 p.m. Check in at Gulf State Park Lodge and Conference Center
- 4:00 p.m. Tour of Gulf State Park Lodge and Conference Center
- 5:30 p.m. Depart for Governor's Ft. Morgan Residence
- 6:00 p.m. Reception
- 7:00 p.m. Dinner
- 8:00 p.m. Depart for Gulf State Park Lodge and Conference Center
- 8:30 p.m. Coffee and Cordials at Dragonfly at Gulf State Park Lodge

Wednesday 18 October 2023

- 7:30 a.m. Buffet Breakfast
- 8:00 a.m. **Welcome**
GUMBO Chairman Penny Groux, Gulf Shores Mayor Robert Craft, Orange Beach Mayor Tony Kennon, Foley Mayor Ralph Hellmich
- 8:30 a.m. **State of Alabama Tourism**
Lee Sentell, Director, Alabama Department of Tourism
- 8:45 a.m. **Sweet Home Tourism Tax Incentive**
Lee Lawson, Baldwin County Economic Development Alliance
- 9:00 a.m. **State of Alabama State Parks and In-Depth Report on Gulf State Park Lodge and Conference Center**
Chris Blankenship, Director, Alabama Department of Conservation and Natural Resources
- 9:30 a.m. **Impact of OWA on Baldwin County and the State of Alabama**
Kristin Hellmich, OWA
- 9:45 a.m. Break
- 10:00 a.m. Depart Gulf State Park Lodge and Conference Center



11:00 a.m. Driving tour of Gulf State Park

11:30 a.m. Arrive and Tour OWA

12:30 p.m. Depart OWA

12:45 p.m. Lunch at Woodside Grill in Gulf State Park

1:30 p.m. Free time or organized activity

5:30 p.m. Reception at Gulf State Park Lodge and Conference Center on Terrace

6:30 p.m. Seafood Buffet Dinner on the Terrace

8:00 p.m. Cocktails at Dragonfly at Gulf State Park Lodge

Thursday 19 October 2023

7:30 a.m. Breakfast at Gulf State Park Lodge and Conference Center

9:00 a.m. Check out

Optional Activities for Wednesday Afternoon

- 1) Dolphin Cruise of Wolf Bay, Perdido Key and Local Waters
- 2) Gulf Shores and the Cousteau Oceans of the Future Society Partnership Site Visit
- 3) Orange Beach Coastal Arts Center
- 4) Guided Naturalist Walking Tour of Gulf State Park
- 5) Golf at Craft Farms









**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: City Clerk

Description of Topic: Resolution to award the proposal for EMS Billing Services.
(MK/RE)

Background/Description: Proposals were due on July 7, 2023. Three proposals were received. A staff committee is currently evaluating the proposals.

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

1. 2023-0706 EMS Billing Services - Tab

PROPOSAL TABULATION SHEET

Project Name: **PREHOSPITAL EMS BILLING SERVICES (FIRE)**
 Requisition No. **2023-0706**

Proposal Date: **July 6, 2023**
 Proposal Opening Time: **5:00 PM**

Proposer's Name	Elevos	EMS Management & Consultants	GeBBS Healthcare Solutions
Affidavits	✓	✓	✓
Addenda Received			
Notes			

OPENED BY: *Jalea R. Davis*

TABULATED BY: *Jalea R. Davis*

WITNESS BY: *[Signature]*



**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: City Clerk

Description of Topic: Resolution awarding the bid for Orange Beach/Gulf State Park/Gulf Shores Beach Restoration Project. (PW)

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

1. 08-01-23 23-xxx Award Bid Beach Restoration Project
2. 2023-0627 Beach Renourishment - Engineer Recommendation

RESOLUTION NO. 23-xxx

**A RESOLUTION AWARDDING THE BID FOR
ORANGE BEACH / GULF STATE PARK / GULF SHORES
BEACH RESTORATION PROJECT**

FINDINGS:

1. The beaches of Orange Beach are maintained as part of a three party project which includes the City of Orange Beach, the City of Gulf Shores, and the State of Alabama/Gulf State Park.
2. The City of Orange Beach has been approved for funding under the Stafford Act to repair damage to beaches and dunes resulting from impacts from Hurricanes Nate and Sally.
3. The City of Orange Beach's proportionate share of the \$32,798,809.00 base bid from Great Lakes Dredge & Dock Company, LLC, is approximately \$11,674,176.36.
4. Due to possible, unforeseen contingencies, an additional \$20,000.00 will be authorized to accommodate documented delays or expenses related to oil-spill cleanup or oil/tar contamination issues that may arise during work, and as stipulated in the Contract Documents.
5. City Council finds it in the best interest of the City of Orange Beach to award the bid as recommended by the project engineer to the lowest responsible bid submitted by Great Lakes Dredge & Dock Company, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE BEACH, ALABAMA, AS FOLLOWS:

1. That the Mayor is hereby authorized to award a contract, in joint cooperation with the City of Gulf Shores and the Alabama Department of Conservation and Natural Resources, to Great Lakes Dredge & Dock Company, LLC, of Houston, TX, for construction of the 2023/2024 renourishment of the Orange Beach/Gulf State Park/Gulf Shores Beach Restoration Project in the amount of \$32,798,809.00;
2. That the Mayor is hereby authorized to pay Great Lakes Dredge & Dock Company, LLC, for the City of Orange Beach's share of the project costs and possible contingencies stipulated in the Contract Documents of potentially \$20,000.00, not to exceed \$11,694,176.36 (\$11,674,176.36 + \$20,000.00);
3. That the Mayor is hereby authorized to execute all documents as may be required between the City of Orange Beach and Great Lakes Dredge & Dock Company, LLC, for the 2023/2024 Orange Beach/Gulf State Park/Gulf Shores Beach Restoration Project on behalf of the City of Orange Beach, Alabama, subject to final approval of the City Attorney; and
4. That this Resolution shall become effective immediately upon its adoption.

ADOPTED THIS 1st DAY OF AUGUST, 2023.

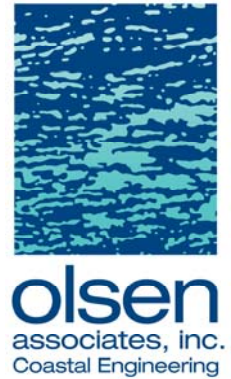
Renee Eberly
City Clerk

C E R T I F I C A T E

I, Renee Eberly, City Clerk of the City of Orange Beach, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. 23-xxx, which was duly and legally adopted at a regular meeting of the City Council on August 1, 2023.

City Clerk

MEMORANDUM



Date: 12 July 2023

To: M. Acreman, S. DeBlieux – City of Gulf Shores, AL
T. Boyd, B. Brassfield – AL DCNR
P. West, N Woerner – City of Orange Beach, AL
K. Egan, P.E., S. Peña – Olsen Associates, Inc.

From: Albert E. Browder, Ph.D., P.E., *AEBS*
Principal Engineer, V.P.

Re: Bid 2023-0627 Engineered Beach Renourishment
Orange Beach / Gulf State Park / Gulf Shores Beach Restoration Project

Analysis of Bids and Bid Recommendation

I have reviewed the two (2) bids submitted for the above-referenced project solicitation from Great Lakes Dredge and Dock Company (GLDD), LLC, of Houston, Texas and from Weeks Marine, Inc., of Cranford, NJ. Olsen Associates, Inc., has studied the bid details and project references, and as a firm, and personally, we are very familiar with both firms and their projects. Both firms are very professional operations and are highly skilled and qualified to conduct the project. The overall pricing proposed in the bid is considered to be reasonable in comparison to very recent bids for projects of a similar nature¹. Some of the increased cost is attributable to the limited resources and options in the dredge fleet and the significant level of project work currently available in the market, which appears to have limited the actual number of bids received. Additionally, certain physical constraints of the project, such as the shallow nature of the sand borrow areas, and the small sand placement density (cubic yards per foot of fill) in some areas appears to have increased the costs of the work. These conditions are not expected to improve in the near future.

Therefore, it is recommended that the Cities and DCNR award a contract for the project as described in the Bid² to **Great Lakes Dredge and Dock Company, LLC, of Houston, TX** for the construction of the 2023 Engineered Beach Renourishment of the Orange Beach / Gulf State Park / Gulf Shores Beach Restoration Project

¹ Similar bids investigated for comparison include the last Panama City Beach renourishment project ('21-'22, awarded to GLDD) and recent bids on the east coast of Florida for hopper dredge work (e.g. 2023 bid for upcoming South Ponte Vedra Beach/Vilano Beach CSRM Project, and the prior South Ponte Vedra Beach Project 2021, both awarded to Weeks Marine).

² It is noted that the Contract does provide an avenue for the reduction in project sand volume (and hence cost), up to certain limits, at the unit costs listed in the bid.

12 July 2023

Attached to this recommendation is a tabulation of the results, as well as a breakdown by Owner of the costs associated with the GLDD bid.

Please do not hesitate to contact us with any questions regarding this recommendation.
Thank you.

Attachments (6 pages)



Date & Time: July 6, 2023 3:00 PM Central Daylight Time
 Location: Gulf Shores City Hall Council Chambers
 Bid Number / Name: 2023-0627 Engineered Beach Renourishment Project

Summary of Bids (apparent low to high)

Bidder Name / Address	Total Bid	Bidder Name / Address	Total Bid
1. Great Lakes Dredge & Dock Co. 9911 Karl Freeway Suite 1200 L#40042 Houston, TX 77024 Weeks Marine, Inc. 304 Gaille Dr. L#25024 Covington, LA 70433	Addendums 1-5 ✓ \$ 32,196,809.00 Cont. \$50,000 sand stock Affidavit ✓ Bond ✓ Addendums 1-5 ✓	4.	\$
2.	\$ 38,123,200.00 Cont. \$50,000 sand Affidavit ✓ Bond ✓	5.	\$
3.	\$	6.	\$

Opened by: *Mark Curran*
 Read by: *Ray L. Li*
 Recorded by: *Quincy Delbierre*

Engineer: Olsen Associates, Inc.



Date & Time: July 6, 2023 3:00 PM Central Daylight Time
 Location: Gulf Shores City Hall Council Chambers
 Bid Number / Name: 2023-0627 Engineered Beach Renourishment Project

Bidder #1: Great Lakes Dredge and Dock Company, LLC

Item No. & Description	Number of Units	Units	Unit Price	Subtotal
1. Mobilization / Demobilization	1	job	\$ 4,790,000.00	\$ 4,790,000.00
2. Beach Fill – Romar Beach / Perdido Key	648,800	cubic yards	\$ 14.35	\$ 9,310,280.00
3. Beach Fill – Gulf State Park	234,000	cubic yards	\$ 10.25	\$ 2,398,500.00
4. Beach Fill – Gulf Shores (West / East)	1,152,200	cubic yards	\$ 12.55	\$ 14,460,110.00
5. Beach Tilling / Decomaction	1	job	\$ 12,000.00	\$ 12,000.00
6. Turbidity Monitoring	1	job	\$ 125,000.00	\$ 125,000.00
7. Sea Turtle Trawling (if needed)	145	days	\$ 4,700.00	\$ 681,500.00
8. Dune Vegetation – Romar Beach / Perdido Key	453,500	plants	\$ 0.98	\$ 444,430.00
9. Dune Vegetation – Gulf Shores (West / East)	505,300	plants	\$ 0.98	\$ 495,194.00
10. Sand Fencing – Romar Beach / Perdido Key	9,300	feet	\$ 6.65	\$ 61,845.00
11. Sand Fencing – Gulf Shores (West / East)	3,000	feet	\$ 6.65	\$ 19,950.00

TOTAL BASE BID \$ 32,798,809.00

Engineer: Olsen Associates, Inc.



Date & Time: July 6, 2023 3:00 PM Central Daylight Time
 Location: Gulf Shores City Hall Council Chambers
 Bid Number / Name: 2023-0627 Engineered Beach Renourishment Project

Bidder #2: Weeks Marine, Inc.

Item No. & Description	Number of Units	Units	Unit Price	Subtotal
1. Mobilization / Denobilization	1	job	\$ 3,750,000.00	\$ 3,750,000.00
2. Beach Fill – Romar Beach / Perdido Key	648,800	cubic yards	\$ 15.00	\$ 9,732,000.00
3. Beach Fill – Gulf State Park	234,000	cubic yards	\$ 14.00	\$ 3,276,000.00
4. Beach Fill – Gulf Shores (West / East)	1,152,200	cubic yards	\$ 17.00	\$ 19,587,400.00
5. Beach Tilling / Decompaction	1	job	\$ 250,000.00	\$ 250,000.00
6. Turbidity Monitoring	1	job	\$ 75,000.00	\$ 75,000.00
7. Sea Turtle Trawling (if needed)	145	days	\$ 5,000.00	\$ 725,000.00
8. Dune Vegetation – Romar Beach / Perdido Key	453,500	plants	\$ 1.00	\$ 453,500.00
9. Dune Vegetation – Gulf Shores (West / East)	505,300	plants	\$ 1.00	\$ 505,300.00
10. Sand Fencing – Romar Beach / Perdido Key	9,300	feet	\$ 30.00	\$ 279,000.00
11. Sand Fencing – Gulf Shores (West / East)	3,000	feet	\$ 30.00	\$ 90,000.00

TOTAL BASE BID \$ 38,723,200.00

Engineer: Olsen Associates, Inc.

Orange Beach_Gulf State Park_Gulf Shores
Engineered Beach Renourishment

Bid 2023-0627

Bidder:

Great Lakes
Dredge & Dock

12-Jul-23

City of Orange Beach, AL - Apportioned Share of GLDD Bid

Item No. & Description	Number of Units*	Units	Unit Price	Subtotal
1. Mobilization / Demobilization	0.333	job	\$ 4,790,000.00	\$ 1,596,666.67
2. Beach Fill – OB - PK / Romar	648,800	cubic yards	\$ 14.35	\$ 9,310,280.00
3. Beach Fill – Gulf State Park	0	cubic yards	\$ 10.25	\$ -
4. Beach Fill – Gulf Shores - WB and EB	0	cubic yards	\$ 12.55	\$ -
5. Beach Tilling / Decompaction	0.319	job	\$ 12,000.00	\$ 3,825.85
6. Turbidity Monitoring	0.319	job	\$ 125,000.00	\$ 39,852.58
7. Sea Turtle Trawling (if needed)	46	day	\$ 4,700.00	\$ 217,276.27
8. Dune Veg – OB - PK / Romar	453,500	plants	\$ 0.98	\$ 444,430.00
9. Dune Vegetation – Gulf State Park	0	plants	\$ 0.98	\$ -
10. Dune Vegetation – Gulf Shores	0	plants	\$ 0.98	\$ -
11. Sand Fencing – OB - PK/Romar	9,300	feet	\$ 6.65	\$ 61,845.00
12. Sand Fencing – Gulf Shores	0	feet	\$ 6.65	\$ -
Total Base Bid			Orange Beach share: \$	11,674,176.36

* portion of overall GLDD bid

Orange Beach_Gulf State Park_Gulf Shores
Engineered Beach Renourishment

Bid 2023-0627

Bidder:

Great Lakes
Dredge & Dock

12-Jul-23

AL DCNR - Apportioned Share of GLDD Bid

Item No. & Description	Number of Units*	Units	Unit Price	Subtotal
1. Mobilization / Demobilization	0.333	job	\$ 4,790,000.00	\$ 1,596,666.67
2. Beach Fill – OB - PK / Romar	0	cubic yards	\$ 14.35	\$ -
3. Beach Fill – Gulf State Park	234,000	cubic yards	\$ 10.25	\$ 2,398,500.00
4. Beach Fill – Gulf Shores - WB and EB	0	cubic yards	\$ 12.55	\$ -
5. Beach Tilling / Decomaction	0.115	job	\$ 12,000.00	\$ 1,379.85
6. Turbidity Monitoring	0.115	job	\$ 125,000.00	\$ 14,373.46
7. Sea Turtle Trawling (if needed)	17	day	\$ 4,700.00	\$ 78,364.13
8. Dune Veg – OB - PK / Romar	0	plants	\$ 0.98	\$ -
9. Dune Vegetation – Gulf State Park	0	plants	\$ 0.98	\$ -
10. Dune Vegetation – Gulf Shores	0	plants	\$ 0.98	\$ -
11. Sand Fencing – OB - PK/Romar	0	feet	\$ 6.65	\$ -
12. Sand Fencing – Gulf Shores	0	feet	\$ 6.65	\$ -
Total Base Bid			DCNR / Gulf State Park share:	\$ 4,089,284.11

* portion of overall GLDD bid

Orange Beach_Gulf State Park_Gulf Shores
Engineered Beach Renourishment

Bid 2023-0627

Bidder:

Great Lakes
Dredge & Dock

12-Jul-23

City of Gulf Shores, AL - Apportioned Share of GLDD Bid

Item No. & Description	Number of Units*	Units	Unit Price	Subtotal
1. Mobilization / Demobilization	0.333	job	\$ 4,790,000.00	\$ 1,596,666.67
2. Beach Fill – OB - PK / Romar	0	cubic yards	\$ 14.35	\$ -
3. Beach Fill – Gulf State Park	0	cubic yards	\$ 10.25	\$ -
4. Beach Fill – Gulf Shores - WB and EB	1,152,200	cubic yards	\$ 12.55	\$ 14,460,110.00
5. Beach Tilling / Decomaction	0.566	job	\$ 12,000.00	\$ 6,794.30
6. Turbidity Monitoring	0.566	job	\$ 125,000.00	\$ 70,773.96
7. Sea Turtle Trawling (if needed)	82	day	\$ 4,700.00	\$ 385,859.61
8. Dune Veg – OB - PK / Romar	0	plants	\$ 0.98	\$ -
9. Dune Vegetation – Gulf State Park	0	plants	\$ 0.98	\$ -
10. Dune Vegetation – Gulf Shores	505,300	plants	\$ 0.98	\$ 495,194.00
11. Sand Fencing – OB - PK/Romar	0	feet	\$ 6.65	\$ -
12. Sand Fencing – Gulf Shores	3,000	feet	\$ 6.65	\$ 19,950.00
Total Base Bid			GULF SHORES share:	\$ 17,035,348.53

* portion of overall GLDD bid



**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: City Clerk

Description of Topic: Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide additional professional services related to the construction of Fire Station No. 3 in an amount not to exceed \$38,000. (GS/TT/MK)

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable): Capital Account for Fire Station 3

ATTACHMENTS:

1. 08-01-23 23-xxx Authorize Task Order Sawgrass Fire Station 3 FS3 Additional Services
2. 2023.07.14 Task Order Sawgrass Consulting Fire Station 3 FS3 Additional Services

RESOLUTION NO. 23-xxx

**A RESOLUTION AUTHORIZING EXECUTION OF A
TASK ORDER WITH SAWGRASS CONSULTING, LLC
TO PROVIDE ADDITIONAL PROFESSIONAL SERVICES
RELATED TO THE CONSTRUCTION OF FIRE STATION NO. 3
IN AN AMOUNT NOT TO EXCEED \$38,000**

FINDINGS:

1. The Orange Beach City Council, by Resolution No. 22-254, adopted December 13, 2022, approved a contract with Sawgrass Consulting, LLC, to perform certain professional engineering, land surveying, and construction management services (“the Contract”).
2. The Contract authorized work to be assigned by one or more task orders approved from time to time by the City Council.
3. The proposed Task Order requires Sawgrass Consulting, LLC, to additional construction engineering and inspection services related to the construction of Fire Station No. 3.
4. The scope of work described in the Task Order is authorized by the Contract and furthers public health, safety, and welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE BEACH, ALABAMA, AS FOLLOWS:

1. That the Mayor is hereby authorized to execute the Task Order as presented to Council between the City of Orange Beach and Sawgrass Consulting, LLC, on behalf of the City of Orange Beach subject to final approval by the City Attorney;
2. That the City Council authorizes payment in an amount not to exceed \$38,000.00 to Sawgrass Consulting, LLC, to complete the Task Order as presented; and
3. That this Resolution shall become effective immediately upon its adoption.

ADOPTED THIS 1st DAY OF AUGUST, 2023.

Renee Eberly
City Clerk

C E R T I F I C A T E

I, Renee Eberly, City Clerk of the City of Orange Beach, Alabama, do hereby certify that the foregoing is a true and correct copy of Resolution No. 23-xxx, which was duly and legally adopted at a regular meeting of the City Council on August 1, 2023.

City Clerk



30673 Sgt. E. I. "Boots" Thomas Drive, Spanish Fort, AL 36527
202 Government Street, Suite 225, Mobile, AL 36602
P: 251-544-7900
sawgrassllc.com

July 14, 2023

Renee Eberly
City Clerk/Procurement Officer
City of Orange Beach
P. O. Box 458
Orange Beach, AL 36561

RE: City of Orange Beach, Fire Station #3 Additional Services

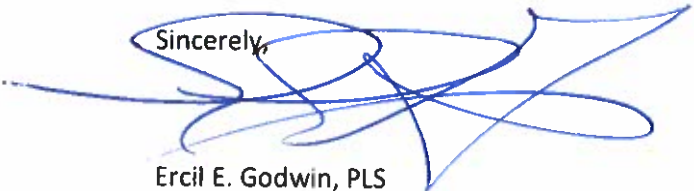
Dear Renee:

Below are the list and fees of the additional services required for the construction of Orange Beach Fire Station #3. Our service fee is as follows:

- | | |
|---|-----------------------------|
| • Additional Construction Engineering and Inspection Services performed for Fire Station #3 | LUMP SUM \$12,500.00 |
| • Speed Study performed as required by ALDOT for Canal Road Improvements | LUMP SUM \$10,000.00 |
| • ALDOT Plan Revisions performed for Canal Road Improvements | LUMP SUM \$7,500.00 |
| • Construction Engineering and Inspection services to be performed for Canal Road Improvements | LUMP SUM \$8,000.00 |

If you have any questions, please do not hesitate to contact me at 251.234.0229. Thanks again for the opportunity.

Sincerely,


Ercil E. Godwin, PLS
Vice President

Tony Kennon
Mayor, City of Orange Beach



**COMMITTEE OF THE WHOLE MEETING
JULY 18, 2023**

Departments: Community Development

Description of Topic: Set a public hearing date for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0802-PUDA-23, Buena Vista on the Beach PUD Minor Modification, Covered Open Area Addition. (Suggested date 8/15/2023) (KA)

Background/Description: Morace Builders LLC, on behalf of 75/25 Investments LLC, requests approval of a minor amendment to the Buena Vista on the Beach Planned Unit Development (PUD) Master Plan, as amended, to allow for an open and covered area attached to the coach houses not to exceed 300 square feet to be utilized as an outdoor kitchen area.

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None