MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
DECEMBER 13, 2023 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS

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

II. INVOCATION Pastor Jared Jones, Central Church Orange Beach

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 (Silvers/Blalock) to approve the agenda as written. Vote unanimous in favor. **Motion passed.**

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 11/14/2023
Committee of the Whole 11/14/2023

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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

Marc Anderson, Special Projects Coordinator, gave an update on upcoming city-sponsored events.

VIII. AUDITING OF ACCOUNTS

Motion made (Mitchell/Silvers) 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. **Motion passed. (6-0).**

Motion made (Mitchell/Johnson) to certify that cash requirements with related interests in Swift Supply are within budget and appropriate for payment. Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (5-0-1).**

IX. PRESENTATIONS

X. RECOGNITIONS

1. <u>Recognition of Jeanne Fitzgibbons, Retiring Administrative Coordinator and Purchasing Agent.</u> Councilmember Blalock read aloud and presented Jeanne with a Certificate of Recognition for her 21 years of service with the city. Jeanne was present to accept the award and spoke briefly about her time with the city.

XI. UNFINISHED BUSINESS

Resolutions

1. <u>Resolution awarding the bid to construct an Events Pavilion at the Coastal Arts Center to MD Thomas Construction, LLC, in an amount not to exceed $436,450.</u> **Motion made (Blalock) to adopt the resolution. Motion failed for lack of a second.** Councilmember Silvers noted his abstention due to his employer, Swift Supply, being a materials supplier for the project.

XII. NEW BUSINESS

Resolutions

1. <u>Resolution authorizing execution of a Medical Services Agreement with Coastal 3 Holdings, LLC, dba Southern Rapid Healthcare.</u> **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

2. <u>Resolution to update the list of volunteer firefighters and reserve police officers covered under workers' compensation insurance.</u> **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

3. <u>Resolution appointing attorneys for 2024.</u> **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

4. <u>Resolution authorizing the execution of a professional services agreement with Computer Backup, Inc., for technology support and managed services.</u> **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

5. <u>Resolution authorizing the purchase of a Vacuum Pump Truck for the Utilities Department through the Sourcewell purchasing cooperative from Sansom Equipment Co., Inc., in the amount of $509,207.</u> **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

6. <u>Resolution authorizing execution of a professional services agreement with Chris Litton for various special services.</u> **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

7. <u>Resolution authorizing the submittal of an Alabama Department of Environmental Management Clean Water Act Section 319 Nonpoint Source Program Watershed Grant</u>

Application. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

8. Resolution authorizing the execution of amendment two to the subaward grant agreement with the Alabama Department of Conservation and Natural Resources for the RESTORE Act-funded expansion of the Orange Beach Wildlife Rehabilitation and Education Program. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution authorizing the execution of a grant award agreement with the National Audubon Society for the stewardship of Coastal Alabama beach nesting bird habitat. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
10. Resolution authorizing the approval of a variance from Chapter 30, Article VII of the City Code, entitled "Coastal Construction," to allow for dewatering by Phoenix South Point, LLC. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
11. Resolution authorizing a franchise for CrozzzzCabz, Inc., to operate a taxi service within the city limits and police jurisdiction of the City of Orange Beach. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
12. Resolution authorizing a franchise for BFI Waste Services, LLC, dba Republic Services, to remove and dispose of commercial solid waste and to remove and transport construction and demolition debris. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
13. Resolution authorizing the purchase of Goggles and Helmets for the Police Department through the Buyboard purchasing cooperative from Adorama Camera, Inc., in the amount of $48,746.70. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
14. Resolution authorizing the purchase of a Vehicle for the Fire Department through State Bid in the amount of $49,993. **Motion made (Blalock/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
15. Resolution authorizing execution of a professional services agreement with Grace Stanton for acting coaching for "Wizard of Oz." **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

Ordinances

1. First Reading – Ordinance extending the temporary moratorium on the issuance of business licenses for commercial vessels and other marine activities. **Motion made (Boyd/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. **Motion passed. (6-0). Motion made (Silvers/Johnson) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion 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: 5:22 P.M.

APPROVED this the 16th day of January, 2024.

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Renee Eberly
City Clerk