



REGULAR COMMITTEE OF THE WHOLE MEETING AGENDA

I. Roll Call

II. Consideration of Previous Minutes

1. Work Session 02/20/2024
2. Regular Council Meeting 02/20/2024
3. Committee of the Whole 02/20/2024

III. Unfinished Business

Miscellaneous

Resolutions

Ordinances

IV. New Business

Miscellaneous

1. Appoint voting delegate for the Alabama League of Municipalities Annual Convention and the Alabama Municipal Insurance Corporation Annual Membership Meeting to be held in Huntsville, May 15-18, 2024. (RE)

Resolutions

1. Resolution amending the fee schedule for emergency medical treatment and transport services. (JS)

Public Hearings

Ordinances

1. Reminder: Public hearing and first reading for an ordinance to amend Ordinance No. 172, the Zoning Ordinance, Case Nos. 0103-PUD-04 and 0704-PUD-04, Reversion of the Bama Bayou Planned Unit Development Master Plan on March 19, 2024.
2. Reminder: Public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0204-PUD-24, Admiral Self Storage PUD on March 19, 2024.
3. Reminder: Public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0205-PUD-24, Mill's Row Beachside PUD on March 19, 2024.

V. Public Comments

VI. Adjourn

**MINUTES OF
ORANGE BEACH CITY COUNCIL
WORK SESSION
FEBRUARY 20, 2024 – 10:00 A.M.
COASTAL ARTS CENTER**

The Orange Beach City Council met on February 20, 2024, at 10:04 A.M. with Mayor Tony Kennon presiding.

The following members were present:

Councilmember Jeff Silvers
Councilmember Jerry Johnson
Councilmember Annette Mitchell – Arrived at 10:20 A.M.
Councilmember Joni Blalock
Councilmember Jeff Boyd
Mayor Tony Kennon

The following members were absent:

None

The following items were discussed:

1. Vacation of ROW.
2. Andy Andrews employee training.
3. Police report on drone usage.

Councilmember Annette Mitchell arrived at 10:20 A.M.

4. “Alice in Wonderland JR” for next children’s production by the Performing Arts Program.
5. Community garden relocation.
6. Development of the property formerly known as “Bama Bayou.”
7. Scheduling of the next Council work session.
8. Orange Beach Fishing Association memorabilia relocation from Community Center to Museum.
9. Shooting range.
10. Expect Excellence summer camp tuition.
11. Litigation update.
12. Take home vehicle policy.
13. Gateway signage proposal.
14. Personnel update.
15. Potential property purchase.
16. Veterans memorial.
17. Police and Fire capital needs.
18. Financial update.
19. Gambling legislation.

- 20. Upcoming events.
- 21. Art Center sculpture proposal.
- 22. Art Center events pad.
- 23. Business license revocations.
- 24. Succession planning.
- 25. Social media regarding school.
- 26. Soccer field turf.

Councilmember Annette Mitchell left at 1:21 P.M.

- 27. Employee photos.
- 28. Property appraisals.

Mayor Tony Kennon left at 1:25 P.M.

- 29. History of Bama Bayou property.

Councilmember Jerry Johnson left at 1:33 P.M.

With there no longer being a quorum, the meeting adjourned.

Time: 1:33 P.M.

APPROVED this 19th day of March, 2024.

Renee Eberly
City Clerk

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
FEBRUARY 20, 2024 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 4:59 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 (Blalock/Boyd) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting	01/16/2024
Committee of the Whole	01/16/2024
Work Session	01/30/2024

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

1. City Administrator – Ford Handley

Mr. Handley recognized the retirement of Kit Alexander, Community Development Director.

- | | |
|--|------------|
| 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 – Jeff Smith</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> | |

Randy Wilkes, City School Superintendent, and the City School Boardmembers (Randy McKinney, Nelson Bauer, Shannon Robinson, Lisa Nix and Robert Stuart) presented Mayor, Councilmembers, City Attorney and City Clerk with new nameplates.

Tim Harry, 4206 Lauder Lane, gave an update on the Children's Rescue Initiative.

Councilmember Joni Blalock shared that the annual tree giveaway on Arbor Day was a success. She praised volunteers from the Orange Beach High School Key Club.

Councilmember Annette Mitchell announced that the Garden Club's 36th Annual Game Day and Salad Luncheon will be held tomorrow, Wednesday, February 21st, at the Event Center at 10:00 A.M.

Ford Handley, City Administrator, thanked staff for a successful Mardi Gras complete with flyover at the city parade.

Courtney Dombrowski, Eco Clean Marine, stated that the event held last weekend was successful despite the rain with 35 gallon buckets of trash collected.

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/Boyd) 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

1. Proclamation declaring February 29, 2024, as Rare Disease Day. Renee Eberly, City Clerk, read the proclamation aloud.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Restaurant Retail Liquor License Application by DeSousa Restaurant Group, LLC, for Pizza at the Pass at 27267 Perdido Beach Boulevard, Unit C2 (SanRoc Cay). **Motion made (Boyd/Silvers) to approve the liquor license.** Vote unanimous in favor. **Motion passed.**

Resolutions

1. Resolution to correct a scrivener's error in Resolution No. 23-241, "A resolution appointing attorneys for 2024," to amend compensation for Attorney Spencer E. Davis, Jr. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution authorizing execution of license agreements with the Orange Beach City Board of Education for shared use of athletic facilities, parking lots, and gymnasiums. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
3. Resolution authorizing use of city staff, equipment, and facilities by the Orange Beach City Board of Education for operation of the Orange Beach High School Sailing Club for the 2023-2024 school year. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

4. Resolution awarding the bid for Beaver Creek Subdivision Sidewalk Repairs to PL Russell LLC in an amount not to exceed \$143,615. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
5. Resolution awarding the bid for Surveying Equipment to Allen Precision Equipment, Inc., in the amount of \$39,026.85. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
6. Resolution awarding the bid for a Vehicle for the Community Development Department to Eastern Shore Toyota, LLC, in the amount of \$36,722. **Motion made (Mitchell/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
7. Resolution awarding the bid for Four Vehicles for the Police Department to Donohoo Chevrolet, LLC, in the amount of \$199,300. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
8. Resolution authorizing execution of a professional services agreement with Edward Terry Stefankiewicz for soccer coaching. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution adopting a Civil Rights Policy of Nondiscrimination. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
10. Resolution authorizing the purchase of Lighting for Softball Fields at the Sportsplex through the Sourcewell Purchasing Cooperative from Musco Sports Lighting, LLC, in the amount of \$169,900. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
11. Resolution authorizing the purchase of a Video Surveillance System for the Finance Department through State Bid from Vision Security Technologies Inc. in the amount of \$26,303.54. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
12. Resolution authorizing the purchase of a Video Surveillance System for the Coastal Arts Center through State Bid from Vision Security Technologies Inc. in the amount of \$45,210.48. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
13. Resolution authorizing the purchase of a Vehicle for the Police Department through Sourcewell in the amount of \$69,309. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
14. Resolution authorizing the purchase of real property from Michael A. Contorno and Joan M. Contorno located at 27127 Canal Road and authorizing the Mayor to negotiate and execute documents as may be required to enter and finalize the purchase. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
15. Resolution authorizing execution of a professional services agreement with Jay Jackson for theatrical set building for "Alice in Wonderland JR." **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

Public Hearings

1. Public hearing for an ordinance to amend Ordinance No. 172, the Zoning Ordinance, Case Nos. 0103-PUD-04 and 0704-PUD-04, Reversion of the Bama Bayou Planned Unit Development Master Plan. **Motion made (Johnson/Blalock) to postpone the public hearing and first reading to March 19, 2024.** Vote unanimous in favor. **Motion passed.**

Ordinances

1. First Reading – Ordinance amending Chapter 78, Article III of the Code of Ordinances for the City of Orange Beach, Alabama, entitled “Commercial Vessels.” **Motion made (Blalock/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. **Motion passed. (6-0).** **Motion made (Blalock/Silvers) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, abstain; Kennon, aye. **Motion passed. (5-0-1).**
2. First Reading – Ordinance amending Chapter 50, Article III, Section 50-79 of the Code of Ordinances for the City of Orange Beach, Alabama, to modify the business license rate schedule for commercial vessels. **Motion made (Johnson/Blalock) 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, abstain; Kennon, aye. **Motion passed. (5-0-1).**

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:23 P.M.

APPROVED this the 19th day of March, 2024.

Renee Eberly
City Clerk

**MINUTES OF
COMMITTEE OF THE WHOLE MEETING
ORANGE BEACH CITY COUNCIL
FEBRUARY 20, 2024 – 5:24 P.M.
CITY HALL – COUNCIL CHAMBERS**

The Orange Beach City Council met to review potential items for the March 5, 2024, agenda.

The following members were present:

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

The following members were absent:

None

The following items were discussed:

1. Approval of one-year extension for Case No. 1203-PUD-22, Romar Beach Hotel PUD.
2. Approval of one-year extension for Case No. 1205-PUD-22, Jones Duplex PUD.
3. Resolution authorizing the execution of a subaward grant agreement with the Pensacola and Perdido Bays Estuary Program, Inc. to construct and operate a greenhouse.
4. Ordinance amending and restating Chapter 42, Article III of the Code of Ordinances for the City of Orange Beach, Alabama, retitled “Floodplain Development.
5. Set a public hearing date for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0204-PUD-24, Admiral Self Storage PUD. Public hearing set for March 21, 2024.

Public Comments:

None

There being no further business, the meeting adjourned.

Time: 5:28 P.M.

APPROVED this 19th day of March, 2024.

Renee Eberly
City Clerk



**REGULAR COMMITTEE OF THE WHOLE MEETING
MARCH 5, 2024**

Departments: City Clerk

Description of Topic: Appoint voting delegate for the Alabama League of Municipalities Annual Convention and the Alabama Municipal Insurance Corporation Annual Membership Meeting to be held in Huntsville, May 15-18, 2024. (RE)

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None



**REGULAR COMMITTEE OF THE WHOLE MEETING
MARCH 5, 2024**

Departments: City Clerk

Description of Topic: Resolution amending the fee schedule for emergency medical treatment and transport services. (JS)

Background/Description: The Fire Department has recommended removal of a \$175 fee for treatment without transport.

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

1. 03-19-24 24-xxx Amend Fee Schedule Fire EMS Ambulance Transport

RESOLUTION NO. 24-xxx

**A RESOLUTION AMENDING THE FEE SCHEDULE FOR
EMERGENCY MEDICAL TREATMENT AND TRANSPORT SERVICES**

FINDINGS:

1. Chapter 38, Article II, Sec. 38-26 requires the Council to establish the Orange Beach Fire/Rescue Department transport fee.
2. City Council desires to amend the fee schedule.

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

1. That the Orange Beach Fire/Rescue Department transport fee schedule shall be amended to be as follows:

Base Rate

ALS1 – Non-Emergency	\$825.00
ALS1 – Emergency	\$925.00
ALS2 – Emergency	\$1,250.00
BLS – Non-Emergency	\$700.00
BLS – Emergency	\$750.00
Specialty Care Transport	\$1,500.00
Patient Assessment	\$60.00
(fee for those patients determined not to be in need of emergency services)	

Mileage

One way “loaded mileage” only	\$17.00/mile
-------------------------------	--------------

Standby Services

Supervisor (2 hour minimum)	\$65.00/hour
Fire/EMS Staff (2 hour minimum)	\$50.00/hour
Transport Unit (2 hour minimum)	\$45.00/hour
Engine/Specialty Apparatus (2 hour minimum)	\$80.00/hour
Firework Standby	\$160.00

Note: Above standby services will be charged in hour increments and any portion of an hour greater than fifteen (15) minutes will be charged a full hour.

Other Charges

IV Therapy Administration	\$75.00
Oxygen Therapy/Administration	\$75.00
Cardiac Monitoring	\$90.00
Immobilization	\$90.00
Airway Management	\$95.00

2. That this Resolution shall become effective upon its adoption.

ADOPTED THIS 19th DAY OF MARCH, 2024.

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. 24-xxx, which was duly and legally adopted at a regular meeting of the City Council on March 19, 2024.

City Clerk



**REGULAR COMMITTEE OF THE WHOLE MEETING
MARCH 5, 2024**

Departments: City Clerk

Description of Topic: Reminder: Public hearing and first reading for an ordinance to amend Ordinance No. 172, the Zoning Ordinance, Case Nos. 0103-PUD-04 and 0704-PUD-04, Reversion of the Bama Bayou Planned Unit Development Master Plan on March 19, 2024.

Background/Description:

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None



**REGULAR COMMITTEE OF THE WHOLE MEETING
MARCH 5, 2024**

Departments: Community Development

Description of Topic: Reminder: Public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0204-PUD-24, Admiral Self Storage PUD on March 19, 2024.

Background/Description: Sawgrass Consulting LLC, on behalf of Collins Enterprises and Cactus Properties LLC, requests **Preliminary and Final PUD Approval** to rezone 3.14 acres to Planned Unit Development (PUD) for an enclosed self-storage facility. The property is located at 4251 Orange Beach Boulevard at the northwest corner of the intersection of Orange Beach Boulevard and Rose Lane.

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None



**REGULAR COMMITTEE OF THE WHOLE MEETING
MARCH 5, 2024**

Departments: Community Development

Description of Topic: Reminder: Public hearing and first reading for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0205-PUD-24, Mill's Row Beachside PUD on March 19, 2024.

Background/Description: Rockpoint Development LLC, on behalf of Isle of Wight Property Development LLC, requests **Preliminary and Final PUD Approval** to rezone 0.89 acres from Neighborhood Business (NB) to Planned Unit Development (PUD) for a residential development containing 16 townhome units. The property is located at 25086, 25100 and 25122 Perdido Beach Boulevard.

Action Options/Recommendation:

Source of Funding (if applicable):

ATTACHMENTS:

None