

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JANUARY 2, 2024 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 5:00 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

Work Session	12/05/2023
Regular Council Meeting	12/05/2023
Committee of the Whole	12/05/2023

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>
Rebuild Alabama Annual Report – 2023 Transportation Plan | Report attached. |
| 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> | |

Representative Frances Holk-Jones spoke to the audience and encouraged citizens to contact her with any topics of interest for the upcoming legislative session, which begins on February 6, 2024. She stated that she is best reached through email at francesholkjones95@gmail.com or by text to 251-975-8877.

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. **Motion 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. **Motion passed. (5-0-1).**

IX. PRESENTATIONS

1. Proclamation declaring January 2024 as Human Trafficking Awareness Month. Mayor Kennon read the proclamation aloud. Breighanna Vigor accepted the proclamation on behalf of the organization.
2. Tim Harry, 4206 Lauder Lane, spoke about the Children's Rescue Initiative and upcoming task force training.

X. RECOGNITIONS

1. Recognition of Bill and Pam Jeffries. Mayor Kennon read a certificate of recognition aloud recognizing Bill and Pam Jeffries, Orange Beach residents who are moving away, for their many contributions over the years.

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Resolutions

1. Resolution awarding annual bids for aggregate, chlorine, concrete labor, concrete, lime, masonry labor, salt, sand and topsoil, sod, and sludge removal and disposal. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution authorizing the execution of a grant agreement with the Alabama State Council on the Arts for the Expect Excellence Performing Arts production of "The Wizard of Oz." **Motion made (Mitchell/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
3. Resolution authorizing the execution of the Fifth Amendment to the Supplement and First Amendment to the Third Amended and Restated Development Agreement with Wharf Retail Properties, LLC, Wharf Entertainment Properties, LLC, and The Wharf Landing, LLC. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution appointing Nicole Woerner as the designated representative to engage with the Federal Emergency Management Agency (FEMA) and the Alabama Emergency Management Agency (AEMA) for the Hazard Mitigation Grant Program (HMGP). **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
5. Resolution authorizing the execution of a state sub-recipient disaster assistance agreement with the State of Alabama and a sub-grantee funding agreement with Don and Penny Williams for City of Orange Beach Elevation 5390 Hickory Lane Project. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

6. Resolution authorizing execution of Change Order No. 1 for electrical line relocation with Rolin Construction, Inc., for Football and Soccer Field Turf Installation at the Sportsplex in an amount not to exceed \$41,113. Motion made (Johnson/Silvers) to adopt the resolution. Vote unanimous in favor. Motion passed.

Public Hearings

1. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1204-PUDA-23, Pandion Ridge PUD Modification, Manager's Mobile Home Unit.

Griffin Powell, Planner II, presented the case overview.

Mayor Kennon questioned why a mobile home would be allowed.

The Sun Outdoors (formerly known as Pandion Ridge) Manager, Jose Manent, explained that his family is currently in a 1.5 bedroom condo, and that the proposed structure is more of a modular home as opposed to a mobile home.

Councilmember Mitchell explained that Planning Commission did not have an issue with the proposed structure due to the nature of the PUD which caters to RVs.

Council clarified the difference between modular homes and mobile homes. Kit Alexander, Community Development Director, stated that modular homes do comply with single-family home requirements in residential zones.

There being no further comments, the public hearing was adjourned.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1203-PUD-23, Turquoise Place North PUD. Motion made (Silvers/Boyd) to reschedule the public hearing and first reading to the next council meeting on January 16, 2024.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1204-PUDA-23, Pandion Ridge PUD Modification, Manager's Mobile Home Unit. 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 (Boyd/Mitchell) to adopt the ordinance with the conditions that the structure meets single-family residential home regulations and that it will be occupied by an employee for purpose of managing the park. Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. Motion passed. (6-0).

XIII. PUBLIC COMMENTS

None

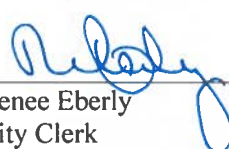
XIV. ADJOURN

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

Time: 5:54 P.M.

APPROVED this the 6th day of February, 2024.

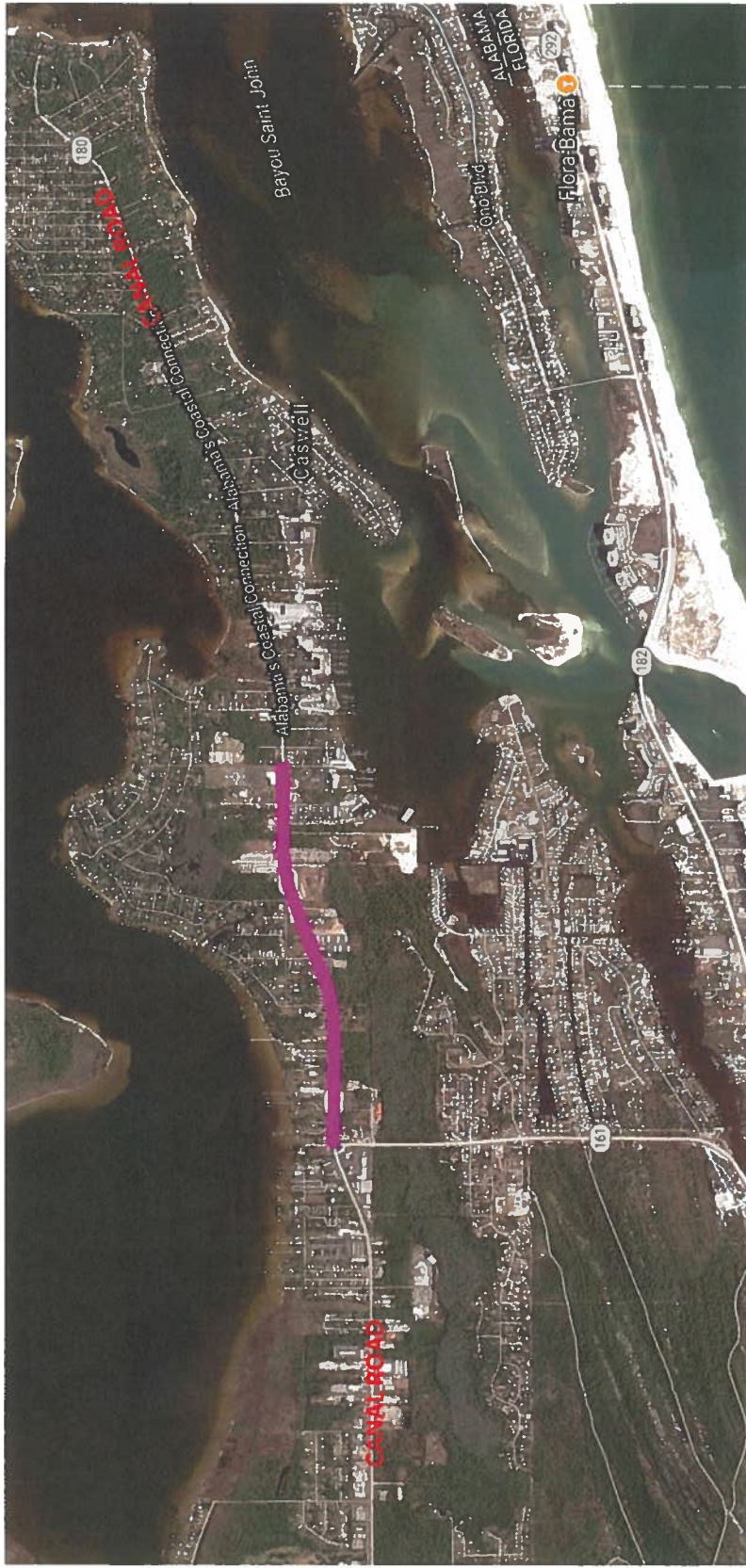




Renee Eberly
City Clerk

Remarks	No CTP Amendments were made in FY 2023

[illegible]



WIDENING CANAL ROAD (STATE HIGHWAY 180) FROM TWO TO THREE LANES.

VITTOR & ASSOCIATES PERFORMED A FIELD EVALUATION AND DETERMINED THERE WERE NO WETLANDS BEING IMPACTED WITHIN THE PROJECT AREA.

County Rebuild Alabama Certificate of Compliance



To: Chair of the Joint Transportation Committee
Senate Pro Tempore
Speaker of the House

From: Kit Alexander
Community Development Director


Signature

Re: Rebuild Alabama Certificate of Compliance
FY 2023

This certificate of compliance is being submitted as required by the Rebuild Alabama Act to verify a minimum of 50% of the **County Rebuild Alabama Funds (CRAFs)** for the fiscal year 20 were expended utilizing a contract. The city's actual expenditures under contract were 100%.

Should you need any other information related to this project, please feel free to contact this office.

ORANGE BEACH
COMMUNITY DEVELOPMENT DEPARTMENT
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