

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JUNE 4, 2024 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 5:01 P.M.
- II. INVOCATION** Pastor Kim Vanbrimmer, Orange Beach Presbyterian Church
- 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/Johnson) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	05/07/2024
Regular Council Meeting	05/07/2024
Committee of the Whole	05/07/2024

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

1. City Administrator – Ford Handley

Mr. Handley recognized the retirements of three long-time city employees: Angie Lee, 24 years at the Senior Center; Renee Smith, 18 years with the Legal Department; and Ja Neese, 28 years at the Sportsplex.

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| 2. <u>Director, Public Works – Tim Tucker</u> | No report. |
| 3. <u>Director, Community Development – Adam Roberson</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 – Nicole Ard</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 – Ford Handley</u> | No report. |

14. Mayor/Council

No report.

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

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Resolutions

1. Resolution reappointing Sted McCollough to the Construction Board of Adjustment and Appeals. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution authorizing execution of a professional services agreement with Renee Smith to provide various legal services for the Legal Department. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
3. Resolution declaring a drone owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to Elberta High School. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution retiring police canine "Perseus" and authorizing the Mayor to execute the documents necessary to transfer ownership of "Perseus" to Officer Alisa Dixon. **Motion made (Silvers/Boyd) to adopt the resolution.** Council discussed briefly. Vote unanimous in favor. **Motion passed.**
5. Resolution retiring police canine "Magnum" and authorizing the Mayor to execute the documents necessary to transfer ownership of "Magnum" to Officer Kendall Hobbs. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
6. Resolution authorizing execution of professional services agreements with DeRhonda Ponder, Elizabeth Wood, and Stephanie Myrick for special needs aide services for the Expect Excellence program. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
7. Resolution authorizing the execution of a professional services agreement with Adams Stewart Architect, LLC, for architectural services. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
8. Resolution authorizing the execution of a task order with Adams Stewart Architect, LLC, to provide structural engineering consultation services for a new Sea Turtle Center in an amount not to exceed \$3,500. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution authorizing the execution of amendment three 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/Johnson) to postpone consideration until the next council meeting on June 18th. Vote unanimous in favor. Motion passed.

10. Resolution authorizing execution of a professional services agreement with Glow Yoga LLC for water-based fitness instruction at the Wind and Water Learning Center. Motion made (Silvers/Blalock) to adopt the resolution. Vote unanimous in favor. Motion passed.
11. Resolution authorizing execution of a cooperative agreement with the Alabama Department of Environmental Management for low impact development for the protection of Wolf Bay at the Wind and Water Learning Center. Motion made (Johnson/Boyd) to adopt the resolution. Vote unanimous in favor. Motion passed.
12. Resolution declaring a tractor owned by the City of Orange Beach as surplus and unneeded and authorizing the purchase of a Tractor for the Public Works Department through Sourcewell from SunSouth LLC in the amount of \$68,923.53 after trade-in. Motion made (Silvers/Boyd) to adopt the resolution. Vote unanimous in favor. Motion passed.
13. Resolution accepting a proposal from ECS Southeast, LLC, to provide a ground penetrating radar delineation survey for the Orange Beach Cemetery in the amount of \$7,500. Motion made (Silvers/Johnson) to adopt the resolution. Vote unanimous in favor. Motion passed.
14. Resolution establishing fees for the Orange Beach Swim Team Summer League program. Motion made (Mitchell/Blalock) to adopt the resolution. Vote unanimous in favor. Motion passed.
15. Resolution authorizing execution of a right-of-way use franchise agreement with Telepak, Inc., and its affiliates dba C Spire. Motion made (Johnson/Mitchell) to adopt the resolution. Councilmember Silvers asked for an update on fines collected for damages to city utilities. Vote unanimous in favor. Motion passed.
16. Resolution accepting a proposal from Jackson & Smith CPA Group, PC, for auditing services. Motion made (Mitchell/Silvers) to adopt the resolution. Vote unanimous in favor. Motion passed.
17. Resolution awarding the bid for Justice Center Roof and Fascia Replacement to The Green-Simmons Company, Inc., in an amount not to exceed \$1,454,000 and per unit pricing. Motion made (Silvers/Johnson) to adopt the resolution. Vote unanimous in favor. Motion passed.

XIII. PUBLIC COMMENTS

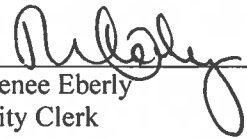
None

XIV. ADJOURN

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

Time: 5:11 P.M.

APPROVED this the 2nd day of July, 2024.



Renee Eberly
City Clerk



SETTLEMENT STATEMENT REGARDING
THE EXPECT EXCELLENCE THEATER PROGRAM

In 2018 the Expect Excellence Theater Program began with the production of Hansel and Gretel. This show, which was performed in the Orange Beach Community Center, featured thirteen students and has proven the launch point for a vibrant arts program provided by the City of Orange Beach to our young people. Since that initial production, the Expect Excellence Theater Program has provided meaningful opportunities for members of the Orange Beach community to engage with the arts. The program has welcomed over Two Hundred and Fifty children and young adults to the stage and provided volunteer opportunities for over Two Hundred adults. What started in the Community Center has grown to perform shows in the City of Orange Beach Arts & Events Center and now performances occur in the state of the art City of Orange Beach Performing Arts Center. Starting with a small production of Hansel and Gretel, the program has grown and gone on to perform music and theatrical programs including Beauty and the Beast, The Little Mermaid and The Wizard of Oz.

Many factors have contributed to the success of the program. This includes the efforts of Chase Morrisette, Lacy Ignacio-McFadden, DeAnn Milly, and Nancy Dickhute. Their assistance was important to the City in producing Beauty and the Beast, which raised the bar for the shows that followed. They were dedicated staff who had a significant impact on the participants in the Expect Excellence program and the community. Their efforts fostered an increased interest in the Expect Excellence theater program.

As the Expect Excellence Program has continued to evolve, those individuals are no longer with the City but we are appreciative of their service to the Expect Excellence Theater Program. The City looks forward to continuing to raise the bar and build on the quality programs offered as part of Expect Excellence, and to continue to provide our students the opportunity to excel in the arts.

The City now looks forward to the June performance of "Dream On: A Tribute to Classic Rock" featuring all new music and "Alice in Wonderland, Jr." this fall.