MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
AUGUST 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 Reverend Jim Kinder, Orange Beach United Methodist 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 reconsider an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0503-PUD-24, Abbey Road PUD. Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (5-0-1).**

Motion made (Blalock/Mitchell) to approve the agenda as written with the addition to reconsider the ordinance for Abbey Road PUD. Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (5-0-1).**

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	07/16/2024
Regular Council Meeting	07/16/2024
Committee of the Whole	07/16/2024

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 – Adam Roberson — 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 – Nicole Ard — 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 – Ford Handley — No report.

14. Mayor/Council

    Council reminded the community that the first high school football game will be this Friday in Elberta.

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

Ordinances

1. Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0503-PUD-24, Abbey Road PUD. **Motion made (Blalock/Johnson) to adopt the ordinance excluding the zoning deviations for sidewalks and street lighting.** Vote revealed: Silvers, abstain; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (5-0-1).**

   Motion made (Blalock/Boyd) to grant the zoning deviation to allow for no sidewalks. Councilmember Boyd stated that he originally voted against the PUD because he felt there were too many deviations from the zoning ordinance and that condominiums could be built by-right instead of houses. Upon further investigation, he has realized that four separate apartment units built could be built. Councilmember Boyd stated that he prefers homes with a reduced number of deviations rather than by-right apartments. Vote revealed: Silvers, abstain; Johnson, nay; Mitchell, nay; Blalock, nay; Boyd, nay; Kennon, nay. **Motion failed. (0-5-1).**

   Motion made (Blalock/Boyd) to grant the zoning deviation to allow for no street lighting. Vote revealed: Silvers, abstain; Johnson, nay; Mitchell, nay; Blalock, nay; Boyd, nay; Kennon, nay. **Motion failed. (0-5-1).**

2. Second Reading – Ordinance amending Chapter 38, Article II of the Code of Ordinances for the City of Orange Beach, Alabama, entitled "Emergency Medical Treatment and Transport Services." **Motion made (Johnson/Silvers) to adopt the ordinance.** Vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Motion passed. (6-0).**

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Retail Beer (On or Off Premises) and Retail Table Wine (On or Off Premises) Liquor License Application by Coffeebean Partners The Wharf LLC for The Southern Grind at 4751 Main Street, Suites F116 and F117. **Motion made (Silvers/Mitchell) to approve the liquor license.** Vote unanimous in favor. **Motion passed.**

Resolutions

1. Resolution authorizing the execution of a performance contract with Brandy Reeves for tennis instruction services. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution adopting a City of Orange Beach FY2025 Transportation Plan. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
3. Resolution authorizing the purchase of a Video Surveillance System for the Sportsplex through State Bid from Vision Security Technologies Inc. in the amount of $97,941.07. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution authorizing execution of a performance agreement with Garner C. Tampary Memorial Foundation, Inc., for the "2nd Annual Merry Memories Tinsel Trail" event. **Motion made (Boyd/Silvers) to adopt the resolution.** Council discussed briefly. Vote unanimous in favor. **Motion passed.**
5. Resolution authorizing execution of a task order with Watermark Design Group, LLC, to provide design, bid, and construction administration services for restrooms at the Sportsplex in an amount not to exceed $24,000. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
6. Resolution reappointing Shawn Goe and Rusty Hart to the Fire Code Board of Appeals. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
7. Resolution authorizing the execution of a task order with AECOM for a speed limit study along SR-182 in an amount not to exceed $9,000. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
8. Resolution reappointing Tony Kennon to the Gulf Shores and Orange Beach Tourism Board of Directors. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution authorizing the execution of a service agreement with NxtSoft Cybersecurity Solutions, LLC, dba ThreatAdvice, for endpoint protection. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
10. Resolution amending the fee schedule for emergency medical treatment and transport services. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
11. Resolution adopting rental agreements and amending the fee schedule for the Coastal Arts Center. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
12. Resolution awarding the bid for a Multi Station Surveying System to C W Lawley, Incorporated, dba Transit and Level Clinic, in the amount of $58,058.50. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
13. Resolution accepting a proposal from ThreatAdvice Technologies for endpoint protection. This item is a duplicate of #9. No action taken.
14. Resolution authorizing execution of an implementation agreement with the Alabama Department of Conservation and Natural Resources for the Reducing Marine Impacts on Birds and Sea Turtles Restoration Project. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

15. Resolution authorizing execution of a software service agreement with MCCi, LLC, for expansion of Laserfiche to process invoices. **Motion made (Mitchell/Silvers) 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 (Blalock/Boyd) to adjourn. Vote unanimous in favor.

Time: 5:12 P.M.

APPROVED this the 17th day of September, 2024.

Renee Eberly
City Clerk