

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
OCTOBER 15, 2024 – 5:00 P.M.
CITY HALL – COUNCIL CHAMBERS**

- I. CALL TO ORDER** Mayor Tony Kennon called the meeting to order at 4:58 P.M.
- II. INVOCATION** Pastor Fred Franks, Island Church
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

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

Absent: Councilmember Jeff Boyd

V. CONSIDERATION OF AGENDA

Motion made (Blalock/Mitchell) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Work Session	09/17/2024
Regular Council Meeting	09/17/2024
Committee of the Whole	09/17/2024

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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| 1. <u>City Administrator – Ford Handley</u> | No report. |
| 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. <u>Mayor/Council</u> | 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; Kennon, aye. **Motion passed. (5-0).**

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; Kennon, aye. **Motion passed. (4-0-1).**

IX. PRESENTATIONS

X. RECOGNITIONS

1. Recognition of Sarah Claire Carswell for outstanding academic achievement. Mayor Kennon read the Certificate of Recognition aloud and presented the award to Miss Carswell for achieving the designation of "AP Scholar with Distinction".

XI. UNFINISHED BUSINESS

Resolutions

1. Resolution awarding the bid for construction of the Coastal Alabama Sea Turtle Center to Klarman & Day General Contractors, LLC, in an amount not to exceed \$1,200,000. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

Ordinances

1. Second Reading – Ordinance approving the petition for annexation of the Gatlin Property into the City of Orange Beach, Alabama. **Motion made (Mitchell/Silvers) to adopt the ordinance.** Roll call vote revealed: Silvers, nay; Johnson, nay; Mitchell, nay; Blalock, nay; Kennon, nay. **Motion failed. (0-5).**

XII. NEW BUSINESS

Resolutions

1. Resolution authorizing the purchase of a Video Surveillance System for the Batting Cages at the Sportsplex through State Bid from Vision Security Technologies Inc. in the amount of \$14,960.17. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution awarding the bid for 2024 Roadway Resurfacing to Asphalt Services, Inc., in an amount not to exceed \$609,777. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
3. Resolution appropriating funds to the Orange Beach Board of Education for safety enhancements in an amount not to exceed \$30,000. **Motion made (Blalock/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution authorizing the execution of a professional services agreement with Gunn & Associates, P.C., for electrical engineering services. **Motion made (Blalock/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
5. Resolution authorizing the execution of a task order with Gunn & Associates, P.C., for pickleball court lighting in an amount not to exceed \$15,900. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

6. Resolution authorizing the execution of a payment processing agreement with CSG Forte Payments, Inc. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
7. Resolution authorizing the Mayor to negotiate the purchase of real property. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
8. Resolution authorizing the deployment of a recovery team to provide disaster recovery assistance to the area surrounding Lake Lure and Chimney Rock, North Carolina, following Hurricane Helene . **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide boundary surveys in an amount not to exceed \$12,500. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
10. Resolution authorizing the execution of a water and sewer line construction and reimbursement agreement by and between the Orange Beach Water, Sewer, and Fire Protection Authority and the City of Orange Beach, Alabama. **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. 0901-PUDA-24, Fish Camp Landing PUD, Updated Marina Plan.

Griffin Powell, Planner II, presented the case overview for approval of a minor modification to the Fish Camp Planned Unit Development Master Plan to update the marina plan for the development located at 25777 West Perdido Avenue.

Councilmember Blalock voiced a preference that approval of the additional slips be contingent on each slip being assigned to a specific unit. There being no representative for the applicant present to respond to Council's questions, Council asked staff to request attendance by the applicant at the next meeting.

There being no further comments, the public hearing adjourned.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0902-PUDA-24, Columbia Southern University PUD, Sign Amendment.

Griffin Powell, Planner II, presented the case overview for approval of a minor modification to the Columbia Southern (CSU) Planned Unit Development Master Plan to enlarge the freestanding sign located at 21982 University Lane along the Foley Beach Express.

Mayor Kennon explained to applicant that the City has recently eliminated all billboards, which necessitates the Mayor and Council to maintain opposition of any signs that are nonconforming with City Code.

Councilmember Silvers asked the applicant to clarify what they are trying to achieve. Dr. Ken Styron, CSU President, explained that a larger sign will help with navigation and building a presence. He further explained that the existing sign is 10 years old, and needs to be replaced due to aging technology. He also stated that the expressway is expanding and that the new incoming Gulf Shores High School sign will be twice the size of CSU's sign.

Johnny Armstrong, Modern Signs, commented to say that the CSU sign has a 100-120' setback compared to the normal 5-10' setback which makes the size and scale of the sign less visually impactful.

Mayor Kennon asked staff to look at the sign regulations and consider any necessary changes that might be appropriate for signage along the expressway.

There being no further comments, the public hearing adjourned.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0901-PUDA-24, Fish Camp Landing PUD, Updated Marina Plan. No action taken. Ordinance will move to a second reading.
2. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0902-PUDA-24, Columbia Southern University PUD, Sign Amendment. No action taken. Ordinance will move to a second reading.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:36 P.M.

APPROVED this the 19th day of November, 2024.



Renee Eberly
City Clerk

