

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
NOVEMBER 5, 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** Associate Pastor Houston Britt, Oasis Church at the Wharf
- III. PLEDGE OF ALLEGIANCE** Orange Beach Middle and High School Girls Swim Team
- 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 (Silvers/Blalock) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting 10/01/2024
Committee of the Whole 10/01/2024

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> | |

Marc Anderson, Special Projects Coordinator, listed upcoming holiday events.

Councilmember Annette Mitchell invited the public to attend the Community Potluck held on the first Monday of every month from September to May beginning at 6 P.M.

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 Ali Grigsby, Orange Beach High School student, for academic and extracurricular achievements. Mayor Kennon read the Certificate of Recognition aloud and presented the award.

XI. UNFINISHED BUSINESS

Ordinances

1. Second Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0901-PUDA-24, Fish Camp Landing PUD, Updated Marina Plan. **Motion made (Mitchell/Silvers) to postpone consideration until the next meeting on November 19, 2024.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Motion passed. (5-0).**
2. Second Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 0902-PUDA-24, Columbia Southern University PUD, Sign Amendment. Request withdrawn by the applicant.

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Retail Beer (Off Premises Only) Liquor License Application by Coster Outfitters, LLC, for J and M Tackle Inc, 25125 Canal Road. **Motion made (Johnson/Silvers) to approve the liquor license.** Vote unanimous in favor. **Motion passed.**
2. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group L.L.C. for the "Collins Aerospace Group" event to be held December 14, 2024, at 4985 Wharf Parkway. **Motion made (Silvers/Mitchell) to approve the liquor license.** Vote unanimous in favor. **Motion passed.**

Resolutions

1. Resolution awarding the bid for Christmas Decorations to Winterland, Inc., in an amount not to exceed \$52,725. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
2. Resolution authorizing the execution of a software service and hardware purchase agreement with Flock Group, Inc., for license plate recognition cameras for the Police Department. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**

3. Resolution authorizing the purchase of Portable Radios for the Fire Department through State Bid from Motorola Solutions, Inc., in the amount of \$882,125.64. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
4. Resolution authorizing the purchase of Exercise Equipment for the Adult Fitness Center through the Sourcewell Purchasing Cooperative from Life Fitness in the amount of \$99,606.01. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
5. Resolution authorizing the execution of a software service agreement with Peak Software Systems, Inc., dba Sportsman Software, for recreation program member management. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
6. Resolution establishing fees for the Orange Beach Shooting Range. **Motion made (Silvers/Johnson) to postpone consideration indefinitely.** Vote unanimous in favor. **Motion passed.**
7. Resolution authorizing the execution of a professional services agreement with Allen Engineering and Science, Inc., for engineering, planning, environmental consulting, and construction assistance services. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
8. Resolution authorizing the execution of GOMESA Grant Agreement Amendment No. 1 to extend the term of the original agreement. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
9. Resolution accepting a proposal from Safe Span, L.L.C., for bridge safety inspections in an amount not to exceed \$2,800. **Motion made (Mitchell/Silvers) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
10. Resolution authorizing execution of a lease agreement with the Alabama Law Enforcement Agency for office space and boat slips for the Police Department. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
11. Resolution amending Chapter 3 of the Personnel Manual for the City of Orange Beach entitled "Benefits". **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor. **Motion passed.**
12. Resolution authorizing the execution of a performance contract with Anne Gajda for golf instruction services. **Motion made (Silvers/Mitchell) 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. 1101-PUDA-24, Saltwater Cottages PUD, POA Sidewalk.

Griffin Powell, Planner II, presented the case overview for approval of a minor modification to the Saltwater Cottages Planned Unit Development Master Plan to remove the proposed sidewalk from the pedestrian-oriented area along Perdido Beach Boulevard as requested by the U.S. Fish and Wildlife Services for the development located at 23518, 23524, and 23530 Perdido Beach Boulevard.

Adam Roberson, Community Development Director, gave a brief history of sidewalk requirements per the City's Zoning Ordinance. Mayor Kennon discussed his concerns regarding sidewalk continuity in front of residential homes. Chris Pappas, City Engineer,

explained the Alabama Department of Transportation's requirements for logical sidewalk terminations and suggested reserving right-of-way for future sidewalks.

There being no further comments, the public hearing adjourned.

2. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1007-ZT-24, Section 2.02, Words & Terms Defined, Definition of Grade Plane.

Griffin Powell, Planner II, presented the staff request to amend the zoning text definition of "grade plane".

Adam Roberson, Community Development Director, explained the purpose of the amendment is to clarify requirements for property that is steeply sloped.

There being no further comments, the public hearing adjourned.

Ordinances

1. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1101-PUDA-24, Saltwater Cottages PUD, POA Sidewalk. No action taken. Ordinance will move to a second reading.
2. First Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1007-ZT-24, Section 2.02, Words & Terms Defined, Definition of Grade Plane. **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; Kennon, aye. **Motion passed. (5-0).** **Motion made (Blalock/Silvers) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Motion passed. (5-0).**
3. First Reading – Ordinance approving the petition for annexation of property into the City of Orange Beach, Alabama, by Intracoastal Investments, LLC. **Motion made (Silvers/Johnson) 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; Kennon, aye. **Motion passed. (5-0).** **Motion made (Silvers/Johnson) to adopt the ordinance.** Roll call vote revealed: Silvers, aye; Johnson, aye; Mitchell, aye; Blalock, aye; Kennon, aye. **Motion passed. (5-0).**

XIII. PUBLIC COMMENTS

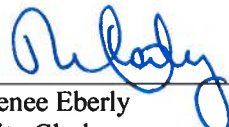
None

XIV. ADJOURN

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

Time: 5:42 P.M.

APPROVED this the 3rd day of December, 2024.



Renee Eberly
City Clerk

