

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
SEPTEMBER 20, 2022 – 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** Councilmember Jeff Boyd
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

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

Absent: Councilmember Jerry Johnson

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 08/16/2022
Committee of the Whole 08/16/2022

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

- A. City Administrator – Ken Grimes No report.
- B. Director, Public Works – Tim Tucker No report.
- C. Director, Community Development – Kit Alexander No report.
- D. Chief, Police Department – Steve Brown No report.
- E. Chief, Fire Department – Mike Kimmerling No report.
- F. City Clerk – Renee Eberly No report.
- G. Director, Finance – Ford Handley No report.
- H. Parks & Recreation – Ken Grimes No report.
- I. Director, Utilities – Jeff Hartley No report.
- J. Director, Coastal Resources – Phillip West No report.
- K. Librarian, Public Library – Meagan Bing No report.
- L. Director, Municipal Court – Renee Gardner No report.
- M. Director, Expect Excellence – Jonathan Langston

Jessica Langston, Creative Director, invited citizens to attend “Clue on Stage” this weekend.

N. Mayor/Council

Woody Speed, Environmentalist, invited citizens to join a Krav Maga class tomorrow at the Recreation Center from 5:00 to 6:00 P.M.

Councilmember Silvers recognized the good turnout for Coastal Cleanup this past weekend.

Marc Anderson, Special Projects Coordinator, invited citizens to attend the Freedom Fest being held on September 30th through October 2nd at The Wharf.

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; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

Motion made (Mitchell/Boyd) to certify that cash requirements with related interests in Swift Supply are within budget and appropriate for payment. Vote revealed: Silvers, abstain; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (4-0-1).**

IX. PRESENTATIONS

1. Proclamation declaring September 19-25, 2022, as John Herbert Phillips High School Class of 1975 Week. Renee Eberly, City Clerk, read a portion of the proclamation aloud. Council thanked the John Herbert Phillips High School Class of 1975 for choosing Orange Beach as the location for their reunion.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Miscellaneous

1. Discuss rescheduling October 4, 2022, Council and Committee of the Whole Meetings to allow for a conflicting event. **Motion made (Boyd/Blalock) to reschedule the October 4, 2022, Council and Committee of the Whole Meetings from 5:00 to 4:00 P.M.** Vote unanimous in favor.
2. Set a meeting for the Flood Damage Prevention Ordinance Board of Adjustment. **Motion made (Silvers/Blalock) to schedule a meeting of the Flood Damage Prevention Ordinance Board of Adjustment on October 4, 2022, at 3:45 P.M.** Vote unanimous in favor.
3. Approval of a Lounge Retail Liquor Class I License Application by 8 Reale, LLC, for 8 Reale, 4851 Wharf Parkway, Unit D112. **Motion made (Silvers/Boyd) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution authorizing execution of a reciprocal agreement to exchange building permit information with the Baldwin County Revenue Commissioner's Office. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing execution of a performance contract with Perry Guy Music LLC to provide artwork and poetry for a shorebird educational project for the Coastal Resources Department. **Motion made (Blalock/Boyd) to adopt the resolution.** Nicole Woerner, Grants Manager, explained that this and the following expense are fully grant-funded. Vote unanimous in favor.
3. Resolution authorizing execution of a performance contract with Tami Curtis Studios Inc. to provide artwork and poetry for a shorebird educational project for the Coastal Resources Department. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.

4. Resolution authorizing the execution of a professional services agreement with Wetland Sciences, Inc., for ecological services. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing the execution of a task order with Wetland Sciences, Inc., to develop the Orange Beach component of the Orange Beach Alabama Beach Mouse Habitat Conservation Plan in an amount not to exceed \$59,800. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide civil engineering, land surveying, geotechnical and environmental services for the design of Powerline Road in an amount not to exceed \$227,600. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
7. Resolution authorizing execution of a task order with Sawgrass Consulting, LLC, to provide civil engineering, land surveying, geotechnical and environmental services for the design of Multipurpose Fields at the Sportsplex in an amount not to exceed \$203,800. **Motion made (Boyd/Mitchell) to postpone indefinitely.** Vote unanimous in favor.
8. Resolution declaring Two Vehicles owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to the Orange Beach Board of Education. **Motion made (Silvers/Boyd) to adopt the resolution.** Vote unanimous in favor.
9. Resolution declaring Two Vehicles owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to the City of Creola, Alabama. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor.
10. Resolution declaring certain personal property owned by the City of Orange Beach as surplus and unneeded and authorizing the Mayor and City Clerk to dispose of such property. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
11. Resolution reappointing Mike Contorno and Tim Harry to the Board of Adjustment. **Motion made (Mitchell/Boyd) to adopt the resolution.** Vote unanimous in favor.
12. Resolution authorizing execution of a professional services agreement with J. F. Morris Performance LLC for theater performance direction for "The Little Mermaid." **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
13. Resolution authorizing nourishment of the Gulf beaches in Orange Beach, Alabama. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
14. Resolution awarding the bid for Medical Arts Building Renovation to Finishing Solutions, L.L.C., in an amount not to exceed \$549,612 and per unit pricing for a term of one year. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
15. Resolution authorizing the execution of a task order with Thompson Engineering, Inc., for redesign of Softball Field Dugouts at the Sportsplex in an amount not to exceed \$3,500. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
16. Resolution authorizing the City to sponsor a city event called "Freedom Fest" for the benefit of the citizens and visitors of the City of Orange Beach. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
17. Resolution authorizing execution of a performance agreement with McLean Motor Sports Productions, LLC, for the "Bama Coast Cruisin'" event. **Motion made (Boyd/Mitchell) to adopt the resolution.** Vote unanimous in favor.
18. Resolution authorizing execution of a Consensual Termination of Agreements with the Baldwin County Board of Education. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:18 P.M.

APPROVED this the 18th day of October, 2022.

Renee Eberly
City Clerk