

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
JANUARY 17, 2023 – 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 Fred Franks, Island 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/Boyd) to approve the agenda as written. Vote unanimous in favor.

VI. CONSIDERATION OF PREVIOUS MINUTES

Regular Council Meeting	12/06/2022
Committee of the Whole	12/06/2022
Special-Called Council Meeting	12/08/2022

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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

Councilmember Mitchell invited the public to purchase tickets for the Orange Beach Garden Club's 35th Annual Game Day and Salad Luncheon on Wednesday, February 15, 2023, from 10:00 A.M. to 3:00 P.M. She recognized the Orange Beach High Schoolers who submitted poster designs for the event.

Councilmember Blalock introduced new State Representative France Holk-Jones.

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. **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. **Passed. (5-0-1).**

IX. PRESENTATIONS

1. Presentation of check by Baldwin EMC. Ms. Tommy Werneth and Steve Irvin of Baldwin EMC presented the City of Orange Beach with the annual franchise check. This year's check was over \$1.2 million.
2. Introduction and swearing in of new police officers. Chief Brown introduced Officers Rodney Shane Phillips, Chris White, and Ronald Ultz. Judge Chris Callaghan administered the oath of office.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

Miscellaneous

1. Approval of 2021 Audited Financials. **Motion made (Silvers/Blalock) to postpone consideration until the next council meeting on February 7, 2023.** Vote unanimous in favor.

XII. NEW BUSINESS

Resolutions

1. Resolution authorizing the execution of a task order with McCollough Architecture, Inc., to provide professional services for a new Softball and Baseball Field House at the Sportsplex in an amount not to exceed \$46,800. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing execution of a task order with McCollough Architecture, Inc., to provide professional services for the Orange Beach City Schools Central Office Building in an amount not to exceed \$89,600. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
3. Resolution authorizing execution of a professional services agreement with Chris Litton for various special services. **Motion made (Johnson/Boyd) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing execution of a task order with Watermark Design Group, LLC, to provide design, bid, and construction administration services for roof replacement at the Recreation Center and Community Center following the April 10, 2021, hailstorm in an amount not to exceed \$69,500. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.

5. Resolution authorizing execution of a service agreement with Watchtower Solutions, Inc., for digital command software for lifeguards. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing the execution of a professional services agreement with William Beazley, D.O., for medical director services. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor.
7. Resolution authorizing execution of a bond agreement with the Alabama Department of Transportation for improvements to State Highway 180 right-of-way to allow for access to Fire Station No. 3. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
8. Resolution authorizing the purchase of a Vehicle for the Fire Department from State Bid in the amount of \$44,696. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
9. Resolution authorizing the approval of a variance from Chapter 30, Article VII of the City Code, entitled "Coastal Construction," to allow for dewatering by Phoenix Key, LLC. **Motion made (Boyd/Silvers) to adopt the resolution.** Vote unanimous in favor.
10. Resolution authorizing execution of a task order with Mark D. Pavey to provide professional design services for the Orange Beach Medical Plaza in an amount not to exceed \$29,366.01. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.

Ordinances

1. First Reading – Ordinance amending Chapter 42, Article II, Division 2, Section 42-41(d) of the Code of Ordinances for the City of Orange Beach, Alabama, to adopt the 2021 International Fire Code. **Motion made (Johnson/Silvers) 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, nay; Boyd, nay; Kennon, nay. **Failed. (3-3).** Ordinance will move forward to a second reading.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:24 P.M.

APPROVED this the 1st day of March, 2023.

Renee Eberly
City Clerk