

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
APRIL 4, 2023 – 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** Father Paul, St. Thomas by the Sea Catholic Church
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**

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

Absent: Councilmember Jeff Silvers

V. CONSIDERATION OF AGENDA

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

VI. CONSIDERATION OF PREVIOUS MINUTES

Flood Damage Prevention Board	03/07/2023
Regular Council Meeting	03/07/2023
Committee of the Whole	03/07/2023

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

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| A. <u>City Administrator – Ford Handley</u> | No report. |
| B. <u>Director, Public Works – Tim Tucker</u> | No report. |
| C. <u>Director, Community Development – Kit Alexander</u> | No report. |
| 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 – Pam Davis</u> | No report. |
| M. <u>Director, Expect Excellence – Jonathan Langston</u> | No report. |
| N. <u>Mayor/Council</u> | No report. |

VIII. AUDITING OF ACCOUNTS

Motion made (Mitchell/Johnson) to certify that cash requirements with no related interests are within budget and appropriate for payment. Vote revealed: Johnson, 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: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

IX. PRESENTATIONS

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

Miscellaneous

1. Designate nominee for County Board of Equalization. **Motion made (Blalock/Mitchell) to postpone consideration until the next council meeting on April 18, 2023.** Vote unanimous in favor.
2. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group LLC for the " Alabama Jail Association Conference" event to be held on April 24-28, 2023, at 4671 Wharf Parkway West. **Motion made (Blalock/Boyd) to approve the liquor license.** Vote unanimous in favor.
3. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group LLC for the "National Association of Engineers Conference" event to be held April 18, 2023, at 4671 Wharf Parkway West. **Motion made (Johnson/Blalock) to approve the liquor license.** Vote unanimous in favor.
4. Approval of a Special Events Retail Liquor License Application by Event Concessions, Inc., for the "2023 Pinched Tails Crawfish Cook Off" event to be held May 6, 2023, at 23151 Wharf Lane. **Motion made (Blalock/Boyd) to approve the liquor license.** Vote unanimous in favor.
5. Approval of a Lounge Retail Liquor Class I License Application by High Tide Daiquiris & Mimosas LLC for High Tide Daiquiris & Mimosas, 24823 Commercial Avenue, Unit 1. **Motion made (Mitchell/Blalock) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution authorizing the execution of a professional services agreement with 5020 Engineering Resource Group Incorporated for civil engineering and other services. **Motion made (Johnson/Mitchell) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing the execution of a professional services agreement with the University of Alabama for consultation services by the City of Orange Beach's Coastal Resources Director. **Motion made (Johnson/ Mitchell) to postpone consideration of the item until April 18, 2023.** Vote unanimous in favor.
3. Resolution declaring a vehicle owned by the City of Orange Beach as surplus and unneeded and authorizing the donation of said property to the Town of Repton, Alabama. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.

4. Resolution authorizing the purchase of a Recorder Server for the Police Department Dispatch through General Services Administration (GSA) in the amount of \$73,725.50. **Motion made (Boyd/Johnson) to adopt the resolution.** Vote unanimous in favor.
5. Resolution authorizing the purchase of Body Armor Rifle Plates for the Police Department through State Bid in the amount of \$35,850. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
6. Resolution authorizing the purchase of In-Car Camera Systems for the Police Department through State Bid in the amount of \$656,042. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
7. Resolution awarding the bid for Two Personal Watercrafts with Double Trailer for the Fire Department to Chaves Brothers Management, LLC, in the amount of \$34,699.99. **Motion made (Mitchell/Johnson) to adopt the resolution.** Vote unanimous in favor.
8. Resolution awarding the bid for Two UTVs for the Fire Department to Gulf Shores Power Sports, Inc., in the amount of \$50,674. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.
9. Resolution awarding the bid for SWAT Ballistic Helmets for the Police Department to Blaising Fire and Water, Inc., in the amount of \$22,500 and per unit pricing for a maximum of three years. **Motion made (Blalock/Boyd) to adopt the resolution.** Vote unanimous in favor.
10. Resolution awarding the bid for SWAT Communication Headsets for the Police Department to Gulf States Distributors, Inc., in the amount of \$25,650 and per unit pricing for a maximum of three years. **Motion made (Boyd/Johnson) to adopt the resolution.** Vote unanimous in favor.
11. Resolution authorizing the purchase of a Knuckleboom Truck for the Public Works Department through Sourcewell in the amount of \$227,211.47. **Motion made (Johnson/Blalock) to adopt the resolution.** Vote unanimous in favor.

Public Hearings

1. Public hearing for an ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1208-PUDA-22, Village of Tannin Minor PUD Amendment, 69 Parks Edge Front Porch Addition.

Motion made (Blalock/Johnson) to reschedule the public hearing indefinitely. Vote unanimous in favor.

Ordinances

1. First Reading – Ordinance amending Chapter 2, Article IV, Section 2-182 of the Code of Ordinances for the City of Orange Beach, Alabama, entitled "Authority and Powers of Heads" to authorize department heads to set certain fees. No action taken. Ordinance will move forward to a second reading.
2. First Reading – Ordinance amending Chapter 42, Article II, Division 2, Section 42-41 of the Code of Ordinances for the City of Orange Beach, Alabama, to ensure ADA compliance in construction of condominiums. **Motion made (Johnson/Boyd) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).** **Motion made (Johnson/Blalock) to adopt the ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

3. First Reading – Ordinance amending Chapter 54 of the Code of Ordinances for the City of Orange Beach, Alabama, to add a new Article V entitled, "Disorderly and Prohibited Conduct on Balconies." **Motion made (Blalock/Boyd) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).** **Motion made (Blalock/Mitchell) to adopt the ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**
4. First Reading – Ordinance amending Chapter 50, Article IV, Division 5, Section 50-252 of the Code of Ordinances for the City of Orange Beach, Alabama, to address lodging taxes levied in the police jurisdiction. **Motion made (Blalock/Mitchell) for unanimous consent to suspend the rules to allow for immediate consideration of this ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).** **Motion made (Mitchell/Johnson) to adopt the ordinance.** Roll call vote revealed: Johnson, aye; Mitchell, aye; Blalock, aye; Boyd, aye; Kennon, aye. **Passed. (5-0).**

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:15 P.M.

APPROVED this the 2nd day of May, 2023.

Renee Eberly
City Clerk