

**MINUTES OF
REGULAR COUNCIL MEETING
ORANGE BEACH CITY COUNCIL
DECEMBER 6, 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 Jerry Johnson
- 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	10/25/2022
Regular Council Meeting	11/01/2022
Committee of the Whole	11/01/2022
Work Session	11/08/2022

The reading was waived and minutes were approved as written.

VII. REPORTS OF OFFICERS/COMMITTEES

- A. City Administrator No report.
- B. Director, Public Works – Tim Tucker No report.
- C. Director, Community Development – Kit Alexander

Ms. Alexander reported the upcoming single lane closure schedule for the East Canal Road construction project.

- 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 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 No report.
- N. Mayor/Council

Coach Jamey DuBose thanked Mayor and Council for the new locker rooms at the Orange Beach Sportsplex. He reported on the results of the first city school football season and spoke positively on continued growth for the football program which now has 71 players in grades 9-12 and 53 players in grades 7 and 8. Mayor and Council thanked Coach DuBose for the impressive accomplishments he has achieved since his start in April when the program began with 19 players including a jump from the 2A to 4A Division and a finish at 8th place in the State.

VIII. AUDITING OF ACCOUNTS

Motion made (Silvers/Blalock) 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. **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. **Passed. (4-0-1).**

IX. PRESENTATIONS

1. Presentation of a Key to the City. Mayor and Council presented a Key to the City to Renée Gardner, retiring municipal court clerk. Mayor Kennon, Councilmember Jeff Silvers, Judge Chris Callahan, City Prosecutor Spencer Davis, and Councilmember Jerry Johnson spoke in recognition of Ms. Gardner. Ms. Gardner spoke briefly in gratitude.

X. RECOGNITIONS

XI. UNFINISHED BUSINESS

Ordinances

1. Second Reading – Ordinance amending Ordinance No. 172, the Zoning Ordinance, Case No. 1006-PUD-22, Top Tier Water Sports PUD. **Motion made (Silvers/Johnson) to postpone consideration until the next council meeting on December 13, 2022.** Vote unanimous in favor.

XII. NEW BUSINESS

Miscellaneous

1. Approval of a Special Events Retail Liquor License Application by A Restaurant Group, L.L.C., for the "Sassy Bass Sock Hop" to be held January 23, 2022, at 4671 Wharf Parkway West. **Motion made (Blalock/Silvers) to approve the liquor license.** Vote unanimous in favor.
2. Approval of a Special Events Retail Liquor License Application by Wharf Restaurant Group, L.L.C., for the "JWC New Years Eve 2022" event to be held December 31, 2022, through January 1, 2023, at 4985 Wharf Parkway. **Motion made (Mitchell/Blalock) to approve the liquor license.** Vote unanimous in favor.

Resolutions

1. Resolution awarding the bid for Cross Lane Dune Walkover Post-Hurricane Sally Repairs to H5K Company, LLC, dba Gulf Coast Dockmasters, in an amount not to exceed \$49,899. **Motion made (Silvers/Johnson) to adopt the resolution.** Vote unanimous in favor.
2. Resolution authorizing execution of a task order with Sawgrass Consulting to provide land surveying services for the subdivision of the Coastal Resources Office Property on Walker Avenue in an amount not to exceed \$3,500. **Motion made (Mitchell/Silvers) to adopt the resolution.** Vote unanimous in favor.

3. Resolution authorizing the execution of a Covenant of Purpose, Use and Ownership with the Gulf Coast Ecosystem Restoration Council for the Expansion of the Orange Beach Wildlife Rehabilitation and Education Program. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
4. Resolution authorizing the renewal of the lease agreement with the Bear Point Civic Association for property located at the end of Mississippi Avenue. **Motion made (Blalock/Mitchell) to adopt the resolution.** Vote unanimous in favor.
5. Resolution to provide commitment to develop the Orange Beach Stormwater Master Plan and ensure payment of the city share of funding as awarded by the Alabama Department of Conservation and Natural Resources through the RESTORE Act Water Quality Program. **Motion made (Johnson/Silvers) to adopt the resolution.** Vote unanimous in favor.
6. Resolution establishing fees for equipment rental at the City of Orange Beach Wind and Water Learning Center. **Motion made (Silvers/Blalock) to adopt the resolution.** Vote unanimous in favor.
7. Resolution authorizing execution of a performance contract with Anne B. Gajda for golf instruction services. **Motion made (Mitchell/Blalock) to adopt the resolution.** Vote unanimous in favor.
8. Resolution authorizing the City to pay Hillman Legal Strategies, LLC. **Motion made (Blalock/Johnson) to adopt the resolution.** Vote unanimous in favor.
9. Resolution authorizing execution of Change Order No. 2 with Arrington Curb & Excavation, Inc., to add Caswell Lane to 2022 Roadway Resurfacing in an amount not to exceed \$19,800. **Motion made (Silvers/Mitchell) to adopt the resolution.** Vote unanimous in favor.
10. Resolution appointing a member to the Orange Beach Board of Education. **Motion made (Silvers/Mitchell) to appoint Lisa Nix to the Orange Beach Board of Education.** Mayor and Council recognized Tracie Stark who is resigning her position on the school board and moving out-of-state in order to be closer to family. Mayor Kennon introduced Ms. Nix and described her qualifications. Vote unanimous in favor.

XIII. PUBLIC COMMENTS

None

XIV. ADJOURN

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

Time: 5:30 P.M.

APPROVED this the 3rd day of January, 2023.

Renee Eberly
City Clerk