



Meeting Minutes - Draft

City Council

Monday, June 6, 2022

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[22-0319](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Gopher Fork Investments from B1-A (Extended Business District) to R-3 (Residential Multi-Family District). Property is located east of State HWY 59 and south of Keller Road. Applicant is Smith & Clark Associates, LLC.

Council President Wayne Trawick opened the Public Hearing at 4:00 p.m. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

[22-0320](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Magnolia Landing, LLC from B-2 (Neighborhood Business District) and R-1D (Residential Single Family) to PUD (Planned Unit Development). Property is located west of Hickory Street and north of County Road 12. Applicant is Jade Consulting.

Council President Wayne Trawick opened the Public Hearing at 4:01 p.m. He asked for comments from the public. Trey Jenwright of Jade Consultant Firm reported to Council that he would assist with any questions that the Council may have. Hearing no further comments, President Trawick closed the Public Hearing.

[22-0321](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Kenneth Teem from A-O (Agricultural Open Space) to PUD (Planned Unit Development). Property is located at the south-east corner of County Road 20 and South Hickory Street. Applicant is WAS Designs.

Council President Wayne Trawick opened the Public Hearing at 4:04 p.m. He asked for comments from the public. Joanne Jordan of Pebble Creek Subdivision reported to Council that she was concerned with the volume of traffic along County Road 20 and Hickory Street. Hearing no further comments, President Trawick closed the Public Hearing.

[22-0322](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Sam and Lidia Gerges from PUD (Planned Unit Development) to R-3 (Residential Multi-Family District). Property is

located north of County Road 20 and east of South Pine Street. Applicant is Sam Gerges.

President Wayne Trawick opened the Public Hearing at 4:04 p.m. He asked for comments from the public. Trey Jenwright of Jade Consultant Firm reported to Council that he would assist with any questions that the Council may have. Hearing no further comments, President Trawick closed the Public Hearing.

[22-0341](#)

Public Hearing to consider adopting a new ordinance for Land Development and to Rescind Ordinances 371-86, No. 993-07, No. 1024-08, No. 15-1003, No. 17-2039 and 19-2023.

Council President Wayne Trawick opened the Public Hearing at 4:05 p.m. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

Call to Order

Council President Wayne Trawick called the meeting to order at 4:05 p.m.

Roll Call

All Council Members were present. Also present: Mayor Ralph Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Fay Krehling, Police Chief Thurston Bullock, Leslie Gahagan, John Jackson, Jamie Smith, Wayne Dyess, David Wilson, David Thompson, Rachel Keith, Logan Eberly, Angie Eckman, Jeff Lee, Brandon Mothershed, Fire Chief Joey Darby, Suzanne Kellams, Pam Harris, LaDonna Hinesley, Kelly O'Donnell, Donna Watts, Miranda Bell, Miriam Boone, Betty Johnson, Larry Johnson, Chloe Misch, Dennis Fussell, Suzette Fussell, Bill Daniel, Todd Hamill, Georgia Bankston, Mark Fzell, Michelle Powell, Seth Bacca, Gail Pettibone, Vanessa Wilson. Larry Sam, Rick Zentz, Paula Zentz, Melissa Gibson, Larry Sims, Jackie Sims, Cindy Brett, Maureen Ashmore, Christen Park, Karen Hylton, May Champson, Dale Champson, Alicia Odom, Darryl Bunch, Millie Pitts, Gary Pitts, David Vosloh, Roddy Burkle, Gerald Marlay, Leanne Marlay, Kackis Moss, Patricia White, Pusan Howley, Paul Cormier, and Lisa Bakey.

Present: 5 - Wayne Trawick, Vera Quaites, Rick Blackwell, Charles Ebert III and Richard Dayton

Moment of Reflection

A Moment of Reflection was observed.

Pledge of Allegiance

Presentation

[22-0323](#)

Presentation By Kelly O'Donnell: Southwest Alabama Partnership for Training and Employment

Attachments: [Kip Garner](#)

Human Resource Personnel Specialist Kelly O'Donnell introduced to Council Foley Police Corrections Officer Kip Garner. Mrs. O'Donnell reported that Mr. Garner was the 3rd candidate who was placed with Workforce Innovation and Opportunity Act on the job training program. WIOA is a partnership with the Alabama Department of Labor/Alabama Career Center.

Mr. Garner was eligible for job training with the Foley Police Department as a Corrections Officer. Mr. Garner's training consisted of CPR, field sobriety testing, taser use, safety, de-escalation, and leadership. Mr. Garner reported to Council that this year was extremely rewarding and he is excited about what the future holds as a Foley Police Corrections Officer.

Mayor Hellmich and Council Members congratulated and thanked Mr. Garner for his diligent work.

Consent Agenda

[22-0310](#)

Work Session/Council Meeting Minutes of May 16, 2022

Attachments: [05-16-2022 Work Session.Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, to approve the May 16, 2022 Work Session/Council Meeting Minutes. The motion carried by an unanimous vote.

Additions/Removals/Carry-Overs

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to add item 22-0348 to the agenda. The motion was carried by an unanimous vote.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to carry-over item 22-0302 to the next Council Meeting. The motion was carried by an unanimous vote.

Ordinances

[22-0313](#)

(Second Reading) AN ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY DOWNEY FAMILY LIMITED FROM AO TO PUD

Attachments: [Downey Rezoning Recommendation.pdf](#)

Council President Trawick reported that the first reading sets the stage for use to look at the rezoning of the property. Approving the first reading of the ordinance does not mean that the Ordinance was approved and past. It is merely approving the ordinance's introduction. Once the first reading is approved this sets the next step for setting the Public Hearing date and advertising the Public Notice of the Public Hearing. The Public Hearing and Second Reading of the Ordinance will be during the July 5, 2022 Council

Meeting in which the public can voice their concerns.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

[22-0314](#)

(Second Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY GREY CONTRACTING OF GREENVILLE LLC FROM R4 RESIDENTIAL SINGLE FAMILY & DUPLEX AND B1A EXTENDED BUSINESS DISTRICT TO R2 RESIDENTIAL SINGLE FAMILY & DUPLEX

Attachments: [Grey Contracting LLC Rezone Recommendation.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

[22-0315](#)

(Second Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY LUIS TABARES FROM RV - RV PARK ZONE TO R2 - RESIDENTIAL SINGLE FAMILY & DUPLEX

Attachments: [Luis Tabares Rezoning Recommendation.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Richard Dayton, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

[22-0335](#)

(Second Reading) An Ordinance Amending Ordinance No. 1018-07 (Business License Ordinance) to Add Section 5-25(J) - Short-Term Rental(s)

Attachments: [City of Foley Short Term Rental Ordinance Draft - CTC Redline 2](#)

Revenue Officer Jamie Smith reported to Council that this item is to amend Ordinance 1018-07 to include the business license for short term rentals. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

[22-0240](#)

(Second Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY GOPHER FORK INVESTMENTS FROM B1A - EXTENDED BUSINESS DISTRICT TO R3 - RESIDENTIAL MULTI-FAMILY DISTRICT

Attachments: [Gopher Fork Recommendation Info.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 22-2024-ORD

[22-0241](#)

(Second Reading) Magnolia Landing LLC Rezoning from B2 - Neighborhood Business District and R1D - Residential Single Family to PUD - Planned Unit Development

Attachments: [Magnolia Landing Recommendation Info.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Vera Quaites, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 22-2025-ORD

[22-0242](#)

ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY KENNETH M TEEM POA FOR KENNETH E TEEM FROM AO - AGRICULTURAL OPEN SPACE TO PUD - PLANNED UNIT DEVELOPMENT

Attachments: [Kenneth Teem Recommendation Info.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 22-2026-ORD

[22-0243](#)

ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY SAM AND LIDIA GERGES FROM PUD - PLANNED UNIT DEVELOPMENT TO R3 - RESIDENTIAL MULTI-FAMILY DISTRICT

Attachments: [Sam Gerges Recommendation Info.pdf](#)

There was no discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Richard Dayton, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 22-2027-ORD

[22-0280](#)

(Second Reading) An Ordinance for Land Development and to Rescind

Ordinances 371-86, No. 993-07, No. 1024-08, No. 15-1003, No. 17-2039 and 19-2023

Attachments: [371-86 ORD](#)
 [0993-07 ORD](#)
 [1024-08 ORD](#)
 [15-1003 ORD](#)
 [17-2039 ORD](#)
 [19-2023 ORD](#)
 [Proposed Land Development Ordinance](#)

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 22-2028-ORD

Resolutions and Other Business

[22-0331](#)

ABC License: 010 - Lounge Retail Liquor - Class 1 for Todd A. Hamill, applicant, operating under the trade name 3rd Base located at 16972 US HWY 98 in Foley, Alabama.

Attachments: [3rd Base ABC Application](#)

Foley Police and Fire Department made a recommendation to move forward with the license.

A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, to make a recommendation to the ABC Board to move forward with the license. The motion carried by an unanimous vote.

[22-0286](#)

Resolution to Approve a New GASB 87 Lease for Envelope Folding/Stuff Machine at City Hall

Attachments: [20220509112902](#)

Assistant Finance Director Miranda Bell reported to Council that the lease expired and needed to be replaced. This item is budget neutral. There was no further discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1178-RES

[22-0297](#)

A Resolution to Allow Lightning Aviation to Increase Foley Municipal Airport Tie-Down Fees

Rachel Keith requested Council to approve the increase charge fees for the airport tie-down to \$12.00 a night with a maximum charge of \$120.00. Mrs. Keith reported that the fees have not increased since 2011. There was no further discussion this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1179-RES

[22-0300](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 510 E. MYRTLE AVENUE

Attachments: [510 East Myrtle](#)

There was no discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1180-RES

[22-0301](#)

A Resolution Requesting to Purchase & Equip Four (4) Support Service Technician Trucks

Attachments: [SIGNED CAPITAL WORKSHEET](#)
 [SIGNED INCREASE WORKSHEET](#)

Foley Police Chief Thurston Bullock requested Council to approve the purchase of this item. Police Chief Bullock reported that these vehicles will be utilized for the support technician positions. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1181-RES

[22-0302](#)

A Resolution to Appropriate Funds to the Miracle League of Coastal Alabama

City Administrator Mike Thompson reported to Council that this item was presented to Council several months ago. He reported to Council that it was discussed to maybe participate in making a donation for the construction of the baseball field but nothing was confirmed. Mr. Thompson reported to Council that this item could be carried over to the next meeting.

Council Member Ebert,III, Council Members and Mayor Hellmich would like to discuss the different aspect of the City being involved with the baseball field. Mr. Ebert, III, reported that the playground is something that the City of Foley is considering for the residents of Foley. There was no further discussion on this

item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be carried over to the June 20, 2022 Council Meeting. The motion carried by an unanimous vote.

[22-0303](#)

A Resolution to Reappoint John Shelton Penton, Sr. to the Library Advisory Board.

Attachments: [John Shelton Penton, Sr.](#)

Library Director John Jackson reported to Council that Mr. Penton is willing to serve another term. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1183-RES

[22-0304](#)

A Resolution to Accept and Use Unbudgeted Donation Funds issued to the Foley Police Department.

Attachments: [Walmart donation paperwork](#)

Foley Police Chief Thurston Bullock requested Council to approve and accept the \$500.00 donation from Walmart. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1184-RES

[22-0305](#)

A Resolution to Approving St. Paul's Episcopal Church the Use of Max Griffin Park (area around the kids park) to Host Their Summer Feed and Recreation Program

Attachments: [Brent Norris - St. Pauls Episcopal Church](#)

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1185-RES

[22-0306](#)

A Resolution Approving Pines Disc Golf Course Capital Project

Attachments: [Disc Golf Course Request Form](#)
 [Disc Golf Basket Quote](#)

Environmental Director Leslie Gahagan requested Council to move forward on

this item. Mrs. Gahagan reported that currently, there are three disc golf course and with adding an additional disc course, the City of Foley would be available to host tournaments in the future. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1186-RES

[22-0307](#)

A Resolution to Accept the Donation of 600 Stackable Chairs from the City of Orange Beach

City Administrator Mike Thompson requested Council to accept the donation and deem this item as surplus. Mr. Thompson reported that the chairs can be donated to one of the polling places. There was no further discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1187-RES

[22-0308](#)

A Resolution to Approve Advertisement for Public Hearing for FY22 Community Development Block Grant

Attachments: [Foley CDBG FY22 Public Hearing Notice](#)

Logan Eberly requested Council to approve the advertisement of notifying the public of a CDBG Public Hearing that will be held at Southside Baptist Church. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1188-RES

[22-0309](#)

A Resolution to Rescind Resolution #22-1150 and to Approve the Maintenance Pole Barn for Nature Parks

Attachments: [20220425111635](#)

Environmental Director Leslie Gahagan requested Council to rescind resolution 22-1150 due to the allocated amount was not included in the resolution. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1189-RES

[22-0311](#)

A Resolution Authorizing Budget Transfers Between Departments For A

Paid Internship

Attachments: [Budget Transfer Request - Street to Engineering](#)

Human Resource Director Suzanne Kellams requested Council to approve the transfer of funds from the Street Department to the Engineering Department. Mrs. Kellams reported to Council that this item is budget neutral. There was no further discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1190-RES

[22-0312](#)

A Resolution Approving Application for FY 2022 Bulletproof Vest Partnership Grant

Attachments: [Vest Application email](#)

Logan Eberly requested Council to approve the application for the Police Department with a 50/50 match of this grant. Mrs. Eberly reported that the total spent of this grant is \$11,577.00 and the reimbursed amount of \$5,788. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1191-RES

[22-0316](#)

A Resolution Setting a Public Hearing to Consider the Rezoning of 10+/- acres from R-4 (Residential Single Family and Duplex) and B-1A (Extended Business District) to R-2 (Residential Single Family and Duplex)

There was no discussion this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1192-RES

[22-0317](#)

A Resolution Setting a Public Hearing to consider the rezoning of 20+/- acres from Recreational Vehicle (RV) Park District to R-2 (Residential Single Family and Duplex)

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1193-RES

[22-0318](#)

A Resolution Setting a Public Hearing to Consider the Rezoning of 93+/- Acres from AO (Agricultural Open Space) to PUD (Planned Unit Development) Owned by Downey Family Limited

There was no discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1194-RES

[22-0324](#)

A Resolution To Waive Fees To Minimum For New Fellowship Church

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1195-RES

[22-0325](#)

A Resolution to Reappoint Ralph Hellmich to the Riviera Utilities Board.

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1196-RES

[22-0326](#)

A Resolution to Approve the Purchase of a New Electronic Sign (Electronic Message Center)

Attachments: [Capital Purchase - Electronic Sign](#)
 [Budget Increase Request - Electronic Sign](#)

Municipal Complex Director Pam Harris requested permission to purchase a new electronic sign due to the disrepair of the existing sign. Mrs. Harris reported that the electronic sign was purchased in 2013 and is beyond repair. Mrs. Harris also reported that the Watchfire Company is gifting the City of Foley a ten year parts warranty. Mrs. Harris reported that the purchase price of this item is \$35,315 with a 5% contingency. Estimated delivery for this item is six to eight weeks.

City Administrator Mike Thompson asked Mrs. Harris if equipment will be installed to protect the new sign from power surges or lightning? Mrs. Harris reported that this item will include surge protectors. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1197-RES

[22-0327](#)

A RESOLUTION TO AMEND SECTION 4 OF RESOLUTION 3746-09 AMENDING RESOLUTION 319-85 AND DEFINING THE SCOPE OF THE REVITALIZATION AND BEAUTIFICATION ADVISORY BOARD

Attachments: [3746-09 RES](#)

There was no discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1198-RES

[22-0328](#)

A Resolution Approving the Increase of Departmental Budget Dollars using restricted cash from the Local Drug Fund Account #100-1064 in the Amount of \$13,938.00.

Attachments: [Quotes Budget Forms approval emails](#)

Foley Police Chief Thurston Bullock request permission to purchase camera technical equipment using restricted cash from the local drug fund account. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1199-RES

[22-0329](#)

A Resolution Requesting Permission to Increase the United Bank VISA Credit Card Limit

Logan Eberly requested permission to increase the credit limit of an additional \$15,000 to accommodate new card issuance. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1200-RES

[22-0332](#)

A Resolution Approving the Addition of a Street Light

Attachments: [Email Street Light at 435 E Peachtree](#)

There was no discussion on this item.

A motion was made by Council Member Vera Quaites, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1201-RES

[22-0333](#)

A Resolution Authorizing the Mayor to Execute Various Grant Applications and Funding Agreements

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1202-RES

[22-0334](#)

A Resolution to Increase Budget and Acquire Software Subscription for Revenue Department

Attachments: [Quote for Software Granicus](#)
 [Budget Increase Request Software Subscription](#)

Revenue Officer Jamie Smith requested Council to approve the purchase of software that will assist the Revenue Department with short term rentals. There was no further discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1203-RES

[22-0336](#)

A Resolution Approving Market Area Property Improvements Including Design Work, Building a Road, and Pickleball Courts Using Impact Fees.

Attachments: [MW Approval - Pickleball](#)
 [Plan View](#)
 [DOC092](#)

Executive Director of Leisure Services David Thompson requested Council to approve the development of the Framers Market Property. Mr. Thompson reported to Council that if this project is approved there would be an additional road north of the Farmers Market. Mr. Thompson reported that Sawgrass would design this project. Mr. Thompson requested the use of existing impact fees for this project.

Mr. Thompson reported to Council that he will be presenting the location of the pickleball courts after the Sawgrass design plans are received and there are several other locations for the pickleball courts. There was no further discussion on this item.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1204-RES

[22-0337](#)

A Resolution appropriating funds for a Cushman hauler for Foley Sports Tourism fields.

Attachments: [image005](#)
[MW Cushman Approval](#)

Executive Director of Leisure Services David Thompson requested Council to appropriate funds for this item. Mr. Thompson reported that this equipment was from last year and is available. Mr. Thompson reported that this item is budget neutral and he would like to move forward. There was no further discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1205-RES

[22-0338](#)

A Resolution Amending The Pay Classification Plan In The Parks Department

Attachments: [Pay Classification Plan - Effective 05-16-22](#)

Human Resource Director Suzanne Kellams requested Council to approve the elimination of this position. This position is no longer needed due to a retirement and with the addition of the Director of Parks and Recreation. This item is budget neutral. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1206-RES

[22-0339](#)

A RESOLUTION AUTHORIZING AND CONFIRMING AN APPROPRIATION BY THE CITY OF FOLEY TO THE SOUTH BALDWIN REGIONAL WORKFORCE DEVELOPMENT AUTHORITY TO SUPPORT PLANNING EFFORTS FOR THE DEVELOPMENT OF THE SOUTH BALDWIN WORKFORCE DEVELOPMENT CAMPUS IN AN AMOUNT NOT TO EXCEED \$100,000.00

Attachments: [Formal Funding Request](#)
[Budget Increase Form2.pdf](#)

City Administrator Mike Thompson asked Council to note Section 3 of the resolution. This section pertains to the project agreement. Mr. Thompson reported to Council that if this item is approved, then a project agreement document would be drafted and it would be brought back to Council for approval. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1207-RES

[22-0340](#)

A Resolution Setting a Public Hearing to Consider An Ordinance Amending Ordinance No. 1018-07 (Business License Ordinance) to Add Section 5-25(J) - Short-Term Rental(s)

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1208-RES

[22-0348](#)

A Resolution to Correct a Clerical Error in Ordinance 21-2014 Flood Damage Prevention

There was no discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 22-1209-RES

Mayor's Comments

Mayor Ralph Hellmich thanked Council for moving forward on the project agreement and reported how important it is to have a legislative plan. Mayor Hellmich thanked Council for also moving forward on the short term rental license.

Mayor Hellmich reported that the Juniper Street road project has begun and this project should take about 120 days to complete. Mayor Hellmich also reported that County Road 12 and the Foley Beach Express signal light has been install but we are waiting on the guard rails. Mayor Hellmich reported that the City is waiting on the contractor to begin the road project of County Road 12 and James Road that will include turning lanes. The City has two contractors working on the Rose Trail and the Pocket Park projects.

Mayor Hellmich reported that the last Spring Movie Night in the Park is Friday, June 10, 2022. He also reported that the United States Navy is holding a Public Hearing June 8, 2022, this is pertaining to the PFOA testing in the Barin Field area. This Public Hearing is 1:00 p.m.-3 p.m. and 5:00 p.m.-7:00 p.m.

Visitor Comments

There were no visitor comments.

Executive Session

City Administrator Mike Thompson reported the need to go into executive

session to discuss the inclination to make offers or negotiating positions as to matters involving trade or commerce when the City is competing with others for this project. Mr. Thompson reported the executive session will take approximately 20 to 25 minutes. The Council will not be coming back for vote.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton to go into executive session.

Mr. Thompson took the following roll call vote: Council Member Quaites, aye; Council Member Dayton, aye; Council President Trawick, aye; Council Member Blackwell, aye; and Council Member Ebert, III, aye. The vote was unanimous to go into executive session.

The Council Meeting recessed at 5:05 p.m.

The Council Meeting reconvened at 5:35 p.m.

All Council Members were presented. Also present: Mayor Ralph Hellmich and City Administrator Mike Thompson.

There was no further business to conduct.

Adjournment

A motion was made by Council Member Charles Ebert, III., seconded by Council Member Richard Dayton to adjourn the meeting.

The meeting adjourned at 5:35 pm.