



Meeting Minutes - Draft

City Council

Monday, August 5, 2024

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[24-0439](#)

Public Hearing to Declare Weeds to be a Public Nuisance and order its abatement Located at 919 West Michigan Avenue.

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.

[24-0441](#)

Public Hearing to Declare Weeds to be a Public Nuisance and to Order its Abatement Located at 1810 S. Cedar Street.

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.

Call to Order

Council President Wayne Trawick called the meeting to order at 4:01 p.m.

Roll Call

All Council Members were present with the exception of Council Member Rick Blackwell. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Christi Watkins, David Thompson, Leslie Gahagan, Suzanne Kellams, Mary King, Brad Perry, Mary Garcia, Abi Garcia, Jeff Lee, James Wallace, Patrick Spade, LaDonna Hinesley, Taylor Davis, Angela Sherman, Kitti Cooper, Rachel Keith, Brenda Shambo, Kate Norris, Mae Bryant, Guy Busby,, Darrell Russell, Boy Scout Troop 77, Jamie Smith, Chloe Salinas, Pam Harris, Larry Mattiello, Frances Holk-Jones, Tim Lower, Brendon Clouston, Donna Watt, J. Renkenberger, Charles Weber, Ryan Ewing, Cian Harrison and Thurston Bullock.

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

Moment of Reflection

Pledge of Allegiance

Work Session Discussion

Additions/Removals/Carry-Overs

There were no additions or carry-overs to report.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to remove item 24-0438 from the agenda. The motion carried by an unanimous vote.

Consent Agenda

[24-0425](#)

Work Session/Council Meeting Minutes of July 15, 2024

Attachments: [7-15-2024 Work Session.Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to approve the Work Session/Council Meeting Minutes of July 15, 2024. The motion carried by an unanimous vote.

[24-0448](#)

Public Project Recommendation from Planning Commission - Wayfinding Signage

Attachments: [Public Project Recommendation Docs.pdf](#)

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

Ordinance

[24-0437](#)

(Second Reading) An Ordinance to Give Rivera Utilities Consent to Sell Real Property to Baldwin County

Attachments: [Baldwin County Offer to Purchase and Agreements](#)

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 approved on the first reading. The motion carried by an unanimous vote.

[24-0406](#)

(Second Reading) An Ordinance to Amend Ordinance 21-2015 An Ordinance Creating Impact Fees

Attachments: [21-2015 ORD](#)
[23-2029 ORD](#)

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 adopted. The motion carried by an unanimous vote.

Enactment No: 24-2023-ORD

[24-0410](#)

(Second Reading) AN ORDINANCE ESTABLISHING AN ENTERTAINMENT DISTRICT FOR THE DOWNTOWN FOLEY ARTS AND ENTERTAINMENT DISTRICT

Attachments: [Proposed Entertainment District 5 31 24](#)

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 Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 24-2024-ORD

Resolutions and Other Business

[24-0400](#)

A Resolution Approving the Replacement of T-Hangar Building Door Track and Appropriate Funds

Attachments: [Foley - South Ramp North Hangar Track Repair.pdf](#)
[Track sketch.pdf](#)
[Budget Form Approval-07-18-2024.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 Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1288-RES

[24-0414](#)

A Resolution to Reappoint Kenneth Underwood to the Museum Advisory 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: 24-1289-RES

[24-0426](#)

A Resolution Approving the Installation of a New Transformer and Meter for the Additional Soccer Fields.

Attachments: [hwy 98 soccer fields cost estimate](#)
[estimated usage](#)

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: 24-1290-RES

[24-0427](#)

A Resolution to reappoint Keith Jiskra to the Board of Adjustments And Appeals.

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 Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1291-RES

[24-0428](#)

A Resolution to Reappoint Joshua Roberts to the Foley Revitalization and Beautification Advisory Board.

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: 24-1292-RES

[24-0429](#)

A Resolution to Approve a Sponsorship to the South Baldwin Literacy Council on Behalf of the Foley Public Library

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 Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1293-RES

[24-0430](#)

A Resolution to Appropriate Funds for the Cedar Street Sidewalk Project, Phase I.

Attachments: [Cypress Street Phase 1](#)
[Wynter-Metz-Street-Department \(2\)](#)

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: 24-1294-RES

[24-0431](#)

Resolution Approving the Hickory Street Sidewalk Project and

Appropriating Funds for Construction.

Attachments: [Hickory Street \(1\)](#)
[Wynter-Metz-Street-Department](#)

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: 24-1295-RES

[24-0432](#)

A Resolution Amending Street Department Budget for Sidewalk Maintenance.

Attachments: [Ashford Park ADA Sidewalk](#)
[Wynter-Metz-07-25-2024](#)

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: 24-1296-RES

[24-0434](#)

A Resolution Authorizing the Mayor to Sign a Letter of Intent for the Street Department

Attachments: [letter of intent RC Mower](#)
[Letter of Intent - Robert Smith](#)

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: 24-1297-RES

[24-0435](#)

A Resolution Approving the Purchase of a Ford Expedition from State Contract and Amending the Budget.

Attachments: [expedition quote signed](#)
[Wynter-Metz-Infrastructure-and-Development](#)

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: 24-1298-RES

[24-0438](#)

A Resolution Authorizing Employees to Enter Upon the Property at 919 W Michigan Ave. for the Purpose of Abating the Public Nuisance.

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 removed. The motion carried by an unanimous vote.

Enactment No: 24-1299-RES

[24-0440](#)

A Resolution Authorizing Employees to Enter Upon the Property at 1810 S. Cedar Street for the Purpose of Abating the Public Nuisance.

Environmental Manager Angie Eckman reported that the owner has made considerable progress in the weed and debris clean up and recommended Council to allow for the owner to have a two week extended time frame to complete the clean up.

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.

A motion was made by Council Member Richard Dayton, seconded by Council Member Vera Quaites, to amend the motion to allow the owner extended time for weed and debris removal contingent upon the Environmental Department inspecting the property and allowing Council to know that work is making sufficient progress. The motion carried by an unanimous vote.

Enactment No: 24-1300-RES

[24-0445](#)

A Resolution Memorializing the Capital Purchase of a Pool Pump and Transferring Funds from The Operating Account.

Attachments: [Jeff-Lee-Parks-Recreation](#)

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: 24-1301-RES

[24-0446](#)

Resolution Approving Solar Lights at the Intersection of North Pecan Street and Fern Avenue.

Attachments: [Chad-Christian-07-23-2024 Solar Lights](#)
[Quote for City of Foley 7-9-24](#)
[STEALTH II 80-23 BA rev 7 11-05-23](#)
[Sole Source Letter for Solar Lighting 7-25-24](#)
[ACT Certificate Solar Lighting International](#)

Deputy City Engineer Taylor Davis reported to Council that the City had a

request to look at installing some lighting on N Pecan St. and Fern Ave. He reported that Riviera does not have the infrastructure to provide the lighting so by installing the solar lights it will provide for a temporary solution.

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: 24-1302-RES

[24-0447](#)

Resolution Amending The Pay Classification Plan In Municipal Complex

Attachments: [Pay Classification Plan - Effective 07-15-24](#)

Human Resource Director Suzanne Kellams reported that a job analysis was conducted on the Maintenance Technician position in the Municipal Complex due to an employee taking on additional job responsibilities. She reported that the analysis concluded that the position be upgraded from a grade 90 to a grade 100 and to re-title the position to Maintenance Technician and Municipal Complex Specialist and also stated that the item is budget neutral.

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: 24-1303-RES

[24-0449](#)

A Resolution to Increase the Budget to Inspect a T-28B Airplane

Attachments: [Approval form - T-28B inspection](#)

Marketing Director LaDonna Hinesley reported that Foley has been chosen to display a T-28B airplane by the Navy but it must first be inspected. She reported that this Resolution is to approve the funding to pay an approved vendor to inspect the plane to determine if it can be moved and if there will be any additional repairs and moving cost.

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: 24-1304-RES

[24-0450](#)

A Resolution Requesting Permission to Move Forward with an Emergency Repair to the Post Office Roof

Attachments: [Amerson Roofing Quote](#)

Municipal Complex Director Pam Harris reported that the Resolution is to allow for emergency repairs to the post office roof. She reported that after a recent inspection they have determined that it is now beyond repair and recommends moving forward with replacing.

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: 24-1305-RES

[24-0451](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AT 9475 HICKORY STREET AND ORDERING ITS ABATEMENT

Attachments: [9475 Hickory Street Weed abatement](#)

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: 24-1306-RES

[24-0452](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AT 20271 KELLER ROAD AND ORDERING ITS ABATEMENT

Attachments: [20071 Keller Raod Weed abatement](#)

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: 24-1307-RES

[24-0453](#)

Resolution Approving the Additional Services Amendment Proposal from Gonzalez-Strength for the Design of a Public Road Near the Corner of Foley Beach Express and Mifflin Road.

Attachments: [Gonzalez - Stren 23-0318 City Street Foley 59108 07-11-2024 \(1\) 23-1270RES](#)
[Daisha-Barnes-Engineering](#)

Deputy City Engineer Taylor Davis reported this Resolution is to allow them to cover the cost to seek some alternatives to help permanently stabilize the ditch and complete sidewalk tie-in.

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: 24-1308-RES

[24-0454](#)

A Resolution to Transfer Budgeted Capital Projects Funds from IT and Revenue to Capital Purchases Account for Revenue and Appropriate Funds to Purchase Sales Tax Software

Attachments: [Approved Capital Item Budget Form - Revenue](#)
[CitizenServe Quote Sales Tax](#)

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 Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1309-RES

[24-0455](#)

A Resolution Accepting Planning Commission's Subdivision Regulation Amendments

Attachments: [Sub Reg PC Approval](#)

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: 24-1310-RES

[24-0456](#)

A Resolution to Increase Operational Funds in Nature Parks

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: 24-1311-RES

[24-0457](#)

A Resolution Approving Bid Award for Resurfacing and Expanding of the Event Center Parking Lot.

Attachments: [Thompson Engineering - EC Resurfacing](#)
[Event Center Resurfacing Approvals](#)

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: 24-1312-RES

[24-0458](#)

A Resolution to Transfer Funds from Operations to the Beulah Heights Park Capital Project.

Attachments: [Jeff-Lee-Parks-Recreation](#)

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: 24-1313-RES

[24-0460](#)

A Resolution Approving the Use of Heritage Park for the 2024 Society of Black Hats Foley Witches Ride Charity Event and After Party.

Attachments: [Foley Witches Ride Application 2024](#)

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 Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1315-RES

[24-0461](#)

A Resolution Waiving Fees for the Use of Heritage Park on September 14, 2024 for The Well Church to Host A Back To School Community Event.

Attachments: [Special Event Application](#)

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: 24-1316-RES

[24-0462](#)

A Resolution Waiving Fees for the Use of Heritage Park and Pavilion for the Foley Lions Club LeTour De Foley 2024 Bicycle Ride.

Attachments: [Le Tour De Foley 2024 Lions Club Special-Events-Application](#)

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: 24-1317-RES

Mayor's Comments

Mayor Hellmich reported that school starts back this month and asked everyone for their patience and to stop for the school buses.

He reported the First Responders hosted the Teacher Institute this past week and that it was very successful with a large turn out.

He also reported that City projects are still continuing and on schedule.

Visitor Comments

Boy Scout Troop 77 Leader addressed Council that Troop 77 was in attendance as a requirement to earn a merit badge.

Ryan Ewing, who resides at 644 Spanish Main St, Spanish Fort, AL. 36527, addressed Council letting them know that the Foley Home Depot is hosting a Hurricane Preparedness Empowering Event Saturday, August 17th, 2024 from 10am - 2pm.

Mary King, who resides at Wynwood Subdivison, expressed concerns over the disrepair of the Hamburg Building and the dangers it may pose to children being hurt or homeless finding shelter within the building.

Mayor Hellmich reported that the building has been secured with a fence, the roof has been secured and the property has been properly cleaned and inspected.

He also reported that there is currently pending negotiations of a project between the City and a group that will help to restore the building.

Executive Session

City Administrator Mike Thompson reported that there is a need to go into Executive Session to discuss certain aspects of a possible real estate transaction to discuss the consideration that Council would be willing to accept to purchase certain real property. He further reported this discussion should take approximately twenty minutes and there will be no need for a 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; President Trawick, aye; and Council Member Ebert, III, aye. The vote was unanimous to go into Executive Session.

The Council Meeting was recessed at 4:53 p.m.

The Council Meeting reconvened at 5:25 p.m.

President Trawick called the meeting back to order. All Council Members were present. Also present: Mayor Ralph G. 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 motion carried by an unanimous vote.

The meeting was adjourned at 5:25 p.m.