



Meeting Minutes - Draft

City Council

Monday, October 21, 2024

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[24-0645](#)

Public Hearing to Declare Weeds to be a Public Nuisance and to Order its Abatement at the Vacant Lot located at the North East Corner of South Hickory and County Road 20.

Council President Wayne Trawick opened the Public Hearing at 4:01 pm. 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 pm.

Roll Call

All Council Members were present. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Christi Watkins, David Thompson, Jeff Phillips, Albi Garcia, Suzanne White, Mary Garcia, Tom DeBell, Gene Brock, Jeff Lee, Glenn Wartom, Nathan Smith, Paige Palmer, Logan Eberly, Brenda Shambo, Deborah Mixon, Angela Sherman, Jamie Smith, Tony Fuqua, Glenn Manning, Rachel Keith, Debbie Smith, Nicole Freeman, Guy Busby, Justin Blackwell, Chloe Salinas, Nicole Blackwell, Hollee Lott, Becky Wills, Joey Darby and Russell Ware.

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

Moment of Reflection

Pledge of Allegiance

Presentation

[24-0632](#)

Beautification and Revitalization Awards Presentation

Attachments: [Citizens Bank Award](#)
[Manning Jewelry Award](#)
[Feast & Company Award](#)

Mayor Hellmich and members of the Beautification and Revitalization Board presented local businesses, Citizens Bank, Manning Jewelry and Feast & Company with Beautification and Revitalization awards.

Work Session Discussion

[24-0656](#) Discuss Countywide Bike/Ped Connectivity Plan

Attachments: [Final County Multimodal Connectivity Plan Map - April 2024](#)

Executive Director of Infrastructure Wayne Dyess reported that the City of Foley staff met with the Trailblazers of Baldwin County who are looking to create some bike/pedestrian connectivity with Foley communities.

Additions/Removals/Carry-Overs

There were no additions to report.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to remove item 24-0626 from the agenda. The motion carried by unanimous vote.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to carry-over item 24-0634 to the November 4, 2024 council meeting. The motion carried by unanimous vote.

Consent Agenda

[24-0615](#) Report of September, 2024, Approved and Paid Bills for the Record

Attachments: [2024-09 Approved & Paid Bills.Expense Approval Report](#)

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

[24-0628](#) Departmental Reports

Attachments: [Tax Report and Permit-Plan Review Oct 2024](#)
[September 2024 CDD Report](#)
[FY 23_24 CDD Annual Report Final Draft](#)
[September 2024 PD Report](#)
[September 2024 FD Report](#)
[Marketing Report](#)

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

[24-0629](#)

Work Session/Council Meeting Minutes of October 7, 2024

Attachments: [10-07-2024 Work Session Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, to approve the Work Session/Council Meeting Minutes of October 7, 2024. The motion carried by an unanimous vote.

Ordinances

[24-0626](#)

(First Reading) An Ordinance Declaring Certain Real Property Surplus and No Longer Needed for Municipal Purposes and Authorizing the Transfer of the Same in Exchange for Other Real Property On Certain Terms and Conditions

Attachments: [PCN Source Deed](#)
[Reimer Subdivision Plat](#)

A motion was made by Council Member Charles Ebert, III, seconded by Rick Blackwell, to remove item 24-0626 from the Agenda. The motion carried by unanimous vote.

[24-0657](#)

(Second Reading) An Ordinance Approving a First Amendment to IRH Foley, LLC Warranty Deed

Attachments: [22-2035 ORD](#)
[Foley to IRH Deed](#)
[First Amendment To Use Restrictions](#)

City Administrator Mike Thompson reported that the warranty deed included certain use restrictions that the City would like to have amended to allow Sports Tourism to be able to use some of the space for sporting officials and guests.

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.

[24-0613](#)

(Second Reading) An Ordinance to Rescind Ordinance 24-2020 and to Declaring Certain Real Property Surplus and No Longer Needed for Municipal Purposes and Authorizing the Sale of the Same

Attachments: [24-2020 ORD](#)

There was no discussion on this item.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that this Ordinance be adopted. The motion carried by

an unanimous vote.

Enactment No: 24-2033-ORD

Resolutions and Other Business

[24-0630](#)

ABC License: 140 - Special Events Retail for Live Music and Billiards, LLC., applicant operating under the trade name Dia De Los Muertos located at 1157 McKenzie St. Foley, AL.

Attachments: [Live Music and Billiards - ABC Application](#)
[Live Music & Billiards LLC - Denial Letter](#)

Foley Fire and Police Departments recommended to not move forward with the ABC License.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, to deny moving forward with the ABC License. The motion carried by unanimous vote.

[24-0614](#)

A Resolution Approving Monthly Bids - September 2024

Attachments: [September 2024 Bid Awards](#)

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: 24-1420-RES

[24-0617](#)

A Resolution to Enter into a School Resource Officer Reimbursement Agreement with Baldwin County Commission and Baldwin County Sheriff's Office

Attachments: [MOU-School Resource Officer - 2025](#)

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: 24-1421-RES

[24-0620](#)

Facade Grant for Gypsy Queen Java

Attachments: [Backup for Gypsy Java.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 Resolution be adopted. The motion carried

by an unanimous vote.

Enactment No: 24-1422-RES

[24-0621](#)

A Resolution Approving Capstone Professional Services Proposal for the East Verbena Ave Extension Project

Attachments: [Scope and Fee Proposal \(1\)](#)
 [Wynter-Metz-Street-Department \(8\)](#)

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: 24-1423-RES

[24-0623](#)

A Resolution Approving the Capital Purchase and to Go to Bid for a New SUV for the City Clerk's Office

Attachments: [Capital Purchase Form](#)

City Administrator Mike Thompson reported that this Resolution will allow for the purchase of a vehicle to be used strictly for the Clerk's Office.

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: 24-1424-RES

[24-0625](#)

Resolution of Support for Baldwin County Multimodal Connectivity Vision Plan

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: 24-1425-RES

[24-0627](#)

A Resolution Approving the Beulah Heights Park Upgrade Capital Project.

Attachments: [Jeff-Lee-Parks-Recreation](#)
 [Beulah Heights Park SB-Basketball Budget Proposal 9-16-24](#)
 [233053 9-12-24](#)

Parks and Recreation Director Jeff Lee reported the approval of this Resolution will allow for the upgrade of LED lighting for the softball field and basketball court as well as replacing the softball field fence.

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: 24-1426-RES

[24-0633](#)

A Resolution to Approve a Second Amendment to the Lease Agreement Between the City of Foley and Foley CB, LLC

Attachments: [City of Foley - Suite 225 Draft Second Amendment - VB edits \(2\) \(1\)](#)

City Administrator Mike Thompson reported that the approval of this Resolution will allow for a 12 month lease that can be terminated early with a 60 day notice.

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: 24-1427-RES

[24-0634](#)

A Resolution Approving a Commercial Lease Agreement Between the City of Foley and Foley CB, LLC

Attachments: [City of Foley 200 W. LAUREL AVE - DRAFT SUITE 250 LEASE CITY OF FOLEY 9-24-24 \(1\)](#)
[Adjusted DRAFT SUITE 250 LEASE CITY OF FOLEY 10-28-24 copy \(1\) \(4\)](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to carry-over item 24-0634 to the November 5, 2024 council meeting. The motion carried by unanimous vote.

[24-0635](#)

A Resolution Approving Two - One Day Members Only Pop Up Local Arts And Crafts Shows

There was no 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: 24-1429-RES

[24-0636](#)

A Resolution Regarding Cooperative Maintenance Agreement With The Alabama Department of Transportation Along AL 59 and US 98.

Attachments: [City of Foley Aerial](#)

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: 24-1430-RES

[24-0637](#)

A Resolution Requesting to Purchase LED Outline Lighting for Downtown Business Owners and Appropriate Funds for the Part 2 Tree Lighting Project.

Attachments: [Q-00079262 \(3\)](#)
[Quote - PL5871](#)
[Quote from Oogalights](#)
[0637 Daisha-Barnes-Engineering](#)

Project Manager Jeff Phillips reported that this Resolution will allow for the Phase II street and tree lighting in the downtown area.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, that this Resolution be adopted. The motion carried by the following majority vote: President Trawick, aye; Council Member Quaites, aye; Council Member Richard Dayton, aye; Council Member Rick Blackwell, aye; Council Member Charles Ebert, III, abstain.

Aye: 4 - President Wayne Trawick, Council Member Vera Quaites, Council Member Rick Blackwell and Council Member Richard Dayton

Abstain: 1 - Council Member Charles Ebert III

Enactment No: 24-1431-RES

[24-0638](#)

A Resolution to Re Appropriate 2024 Funding to Create an Exhibit to Commemorate Foley's Barin Field and Foley's Designation as a WWII Heritage City

Attachments: [Barin Field re appropriation of funding](#)

City Administrator Mike Thompson reported that this resolution will allow for funding to be re appropriated into the FY 2025 and also allow for a \$5,000 increase to use on additional displays.

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: 24-1432-RES

[24-0639](#)

A Resolution to Approve entering into the FBI's Safe Street's Task Force (SSTF) overtime reimbursement agreement for FY 2025.

Attachments: [SSTF](#)

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: 24-1433-RES

[24-0640](#)

A Resolution Approving the Professional Land Surveying Proposal from Goodwyn Mills Cawood (GMC) for the Right-of-Way Acquisitions Mid-North Foley.

Attachments: [1-GMC Letter & Services Agreement](#)
[Daisha-Barnes-10-14-2024](#)

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: 24-1434-RES

[24-0641](#)

A Resolution Accepting Costs for the Dilapidated Building Abatement at the 1810 S. Cedar Street and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [Abatement Cost- 1810 S Cedar St](#)

Angie Eckman reported that the lot sill needs some clean up work done and she will need to get with the Police Department for the car removals.

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: 24-1435-RES

[24-0642](#)

A Resolution Accepting Costs for the Weed Abatement at 9475 South Hickory Street and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [Costs - 9475 S. Hickory](#)

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: 24-1436-RES

[24-0643](#)

A Resolution Approving the Halloween Trunk & Treat Event at Beulah Heights Park on Sunday, October 27, 2024.

Attachments: [Special Event Application - Debbie Smith](#)

Debbie Smith with Village Cooperative reported that the Halloween Trunk or Treat Event will be a non profit event located in the Beulah Heights Park on Sunday, October 27, 2024. She reported that there will be food, candy, popcorn and a movie all free of charge.

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: 24-1437-RES

[24-0646](#)

A Resolution Authorizing Employees to Enter Upon the Property at the Vacant Lot located at the North East Corner of South Hickory and County Road 20.

Angie Eckman reported that there is no change to the property and recommended moving forward with the abatement.

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: 24-1438-RES

[24-0650](#)

A Resolution Approving the CAFFM Park Property Expansion Project Utilizing Impact Fee Funding.

Attachments: [Sawgrass - Sand Volleyball Complex Drawing](#)
[Sand Volleyball Approvals](#)
[Sawgrass - Sand Volleyball](#)

Executive Director of Leisure Services David Thompson reported this Resolution will allow for the City to move forward with the construction estimate portion for the CAFFM Park Property Expansion. He reported half of the cost is for the sand volleyball court estimated at \$775,000 and the other two major components being the shared parking lot that will be used for pickle ball and the shared bathroom building that will also be used for pickle ball. He reported that the total estimated cost at \$1.773 that will come from impact fee funds.

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: 24-1439-RES

[24-0653](#)

A Resolution Approving the Purchase of a Power Hose Roller for the Foley Fire Department

Attachments: [Foley, AL \(1\).pdf](#)
[Joseph-Darby-Fire.pdf](#)

Fire Chief Joey Darby reported the approval of this Resolution will allow for the purchase of a power hose roller for the Fire Department that will better help manage the 6,000 ft of hose they now have. He reported that the roller will help them be more sufficient with the time it takes to roll up the hose after usage and provide better safety for the crew.

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: 24-1440-RES

[24-0654](#)

A Resolution Authorizing the Mayor to Sign a Letter of Intent to Purchase SCBA's for the Foley Fire Department

Attachments: [Quote - SCBA - 54 Units 10 8 2024.pdf](#)
 [Quote - SCBA - After October 10 8 2024 \(1\).pdf](#)

Fire Chief Joey Darby reported that the approval of this Resolution will allow for the Mayor to sign a Letter of Intent that will help hold a \$100,00 discounted price for the City to purchase SCBA's for the Foley Fire Department.

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:

Mayor's Comments

Mayor Ralph Hellmich reported the Congressman Carl presented the City of Foley a flag that flew over the State Capital as an appreciation upon his retirement.

Mayor Hellmich reported that the Hometown Halloween will be held Thursday, October 24, 2024 from 5:30 pm till 8 pm.

He reported that the Haunted Forest at Graham Creek will be held through October 31, 2024.

He also reported that the Foley Education Advisory Committee has been working diligently and they are beginning to see dividends with Foley High School being selected as the number one school in the state of Alabama for advancement of ACT testing.

Visitor Comments

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.

Adjournment

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, to adjourn the meeting. The motion carried by an unanimous vote.

the meeting was adjourned at 5:08 pm.