



Meeting Minutes - Final

City Council

Monday, September 16, 2024

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[24-0567](#)

Public Hearing to Declare Weeds to be a Public Nuisance and to Order its Abatement Located at 9475 Hickory St.

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.

[24-0573](#)

A Public Hearing to Consider Adopting an Ordinance to Require a Permit to Perform Work Within the Public Right-Of-Way

Council President Wayne Trawick opened the Public Hearing at 4:01 p.m. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

[24-0574](#)

A Public Hearing to Consider Adopting an Ordinance to Adopt a Right-Of-Way Permit Fee Schedule

Council President Wayne Trawick opened the Public Hearing at 4:01 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 4:02 p.m.

Roll Call

All Council Members were present. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Christi Watkins, Angela Sherman, Linda Gatewood, Edwina Williams, Karen Whichard, Robin Walker, Sara Filley, Rachel Keith, Miranda Bell, Darrelyn Dunmore, Darrell Russell, Leslie Gahagan, Kate Norris, Jeff Lee, Glenn Hartensen, Mae Bryant, Josh Eisenhower, Gene Bach, David Thompson, Justin Blackwell, Guy Busby, Wes Abrams, LaDonna Hinesley, Chad Watkins, James Wallace, Cian Harrison, Wayne Dyess, Thurston Bullock, Angie Eckman, Jeff Phillips, Joey Darby, Suzanne Kellems and David Wilson.

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

Moment of Reflection

Pledge of Allegiance

Proclamation

[24-0564](#)

Constitution Week

Attachments: [Proclamation](#)

Mayor Hellmich presented the Proclamation recognizing September 17th, 2024, as the 237th anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention.

Presentation

[24-0566](#)

Presentation: Main Street Alabama Award of Excellence

Darrellyn Dunmore with Foley Main Street presented the Main Street Alabama Award of Excellence to the City of Foley for the completion of the Wilbourne Rose Trail.

Work Session Discussion

[24-0571](#)

An Ordinance Exempting Proceeds From The Sale Of Hearing Instruments From The City of Foley's Sales And Use Tax

Angela Sherman reported that this Ordinance is to exempt proceeds from the sale of hearing instruments from the City of Foley's sales and use tax. She reported this will be effective for a period of 5 years with a projection loss in revenue of approximately \$30,000 annually. She also reported that the City has aligned its approach with the State's formula to estimate a potential revenue shortfall and that Baldwin County is expected to approve this measure as well.

There was a consensus from Council to move this item to the Council Meeting portion of the Agenda for a vote.

Enactment No: 24-2030-ORD

Additions/Removals/Carry-Overs

There were no removals or carry-overs to report.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to add Item 24-0571 to the Agenda. The motion carried by an unanimous vote.

Consent Agenda

[24-0569](#)

Departmental Reports

Attachments: [Tax Report and Permit-Plan Review Sept 2024](#)
[August 2024 CDD Report](#)
[August 2024 PD Report](#)
[August 2024 FD Report](#)

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 Agenda Item be approved. The motion carried by an unanimous vote.

[24-0570](#)

Work Session/Council Meeting Minutes of September 3, 2024

Attachments: [9-3-24 Meeting Minutes](#)

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 Agenda Item be approved. The motion carried by an unanimous vote.

[24-0575](#)

Report of August, 2024, Approved and Paid Bills for the Record

Attachments: [2024-08 Approved & Paid Bills.Expense Approval Report](#)

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 Agenda Item be approved. The motion carried by an unanimous vote.

Ordinances

[24-0582](#)

(Second Reading) An Ordinance Approving A Deed Correction For the Conveyance of Property to Baldwin County

Attachments: [Correction Deed - City of Foley to Baldwin County](#)
[21-2019 ORD](#)

City Administrator Mike Thompson reported that this Ordinance is approving the deed correction for a lot that was inadvertently switched and deeded to Baldwin County.

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

Enactment No: 24-2032-ORD

[24-0503](#)

(Second Reading) An Ordinance to Adopt a Right-Of-Way Permit Fee Schedule

Attachments: [541-97ORD ROW Permit](#)

There were no comments to report 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: 24-2028-ORD

[24-0524](#)

(Second Reading) An Ordinance to Require a Permit to Perform Work Within the Public Right-Of-Way

Attachments: [541-97ORD ROW Permit](#)

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: 24-2029-ORD

Resolutions and Other Business

[24-0501](#)

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

Environmental Manager Angie Eckman reported that there has been no recent progress made to remove debris from the property and recommended moving forward with the abatement.

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: 24-1368-RES

[24-0515](#)

A Resolution to Reappoint Phillip Hinesley to the Graham Creek Nature Preserve 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: 24-1369-RES

[24-0516](#)

A Resolution to Reappoint Mark Jones to the Graham Creek Nature

Preserve Advisory Board.

There was no discussion on this item.

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

Enactment No: 24-1370-RES

[24-0517](#)

A Resolution to Reappoint Janice Johnson to the Senior Center Advisory Board

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: 24-1371-RES

[24-0519](#)

A Resolution to reappoint Otis Gatlin to the Industrial Development Board.

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: 24-1372-RES

[24-0531](#)

A Resolution Memorializing the Trade and Surplus of Mowers in the Parks and Recreation Department.

There was no 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: 24-1373-RES

[24-0542](#)

Resolution Amending The Pay Classification Plan In the Police and Nature Parks Departments

Attachments: [Non-Capital Budget Transfer Form - Nature Parks](#)
[Pay Classification Plan - Effective 09-03-24](#)

There was no 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: 24-1374-RES

[24-0546](#)

A Resolution to Declare (2) Guns as Surplus to be turned over to Foley PD for Departmental use.

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: 24-1375-RES

[24-0548](#)

A Resolution Approving A One Day Members Only Pop Up Local Arts And Crafts Show

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: 24-1376-RES

[24-0549](#)

Resolution of Support for the Wolf Bay Watershed Management Plan

Attachments: [WolfBayWatershedManagementPlanDraft_7-17-20_Final](#)

There was no discussion on this item.

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

Enactment No: 24-1377-RES

[24-0551](#)

A Resolution Approving Monthly Bids - August 2024

Attachments: [August 2024 Bid Awards](#)

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: 24-1378-RES

[24-0552](#)

A Resolution Approving Submission of a Project to the Highway Safety Improvement Program Call for Projects

There was no 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: 24-1379-RES

[24-0553](#)

A Resolution to Apply for the FY25 Alabama Transportation Rehabilitation and Improvement Program II (ATRIP-II) for Signal & Intersection Improvements on Foley Beach Express Intersections

Attachments: [FY2025ATRIP-IIApplication](#)

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: 24-1380-RES

[24-0554](#)

A Resolution to Accept the SubRecipient Grant Agreement from Mobile Bay National Estuary Program

Attachments: [SubRecipient Agreement](#)
[Budget Increase Form](#)

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: 24-1381-RES

[24-0555](#)

A Resolution Approving a Non-Budgeted Equipment Capital Purchase in FY2025.

Attachments: [Quote # 1 836 Technologies Preferred](#)
[Quote # 2 Enforcement Tech Group](#)
[Rescue Phone Inc. Quote](#)
[Tactical Equipment Approval paperwork](#)

There was no 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: 24-1382-RES

[24-0561](#)

A Resolution to Approve Entering into an Agreement Between the Coastal Weather Research Center (CWRC) and The City of Foley for the Weather Forecasting and Warning Service

Attachments: [City of Foley - CWRC Agreement \(Full Service\)](#)

Public Works Director Darrell Russell reported that the approval of this item will allow for the purchase of a more advanced warning weather forecast system for the City.

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: 24-1383-RES

[24-0562](#)

A Resolution Rescheduling Council Meeting Dates Due To Holidays

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: 24-1384-RES

[24-0563](#)

A Resolution to Amend Library Policies & Procedures

Attachments: [Code Changes - Letter from N. Pack 07-17-2024](#)
[Summary of Policy Changes](#)
[Updated Foley Public Library Policies & Procedures 09-2024](#)

Library Director Kate Norris reported the Alabama Public Library Service Administrative Code recently made some updates affecting library state aid therefore, the Library is requesting approval to amend the Library Policies & Procedures.

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: 24-1385-RES

[24-0565](#)

A Resolution to Approve a Sponsorship to Assist with Adding an Event Pavilion at the Swift-Coles Historic Home in Bon Secour, Ala.

Attachments: [Swift Coles Event Pavilion press release](#)
[Non-Capital Budget Form - Swift Coles House request Sept. 2024](#)

Friends of Swift Coles reported to the City that they started this project to enhance the house and to build a pavilion for the community and is asking the Council to approve the sponsorship to assist with the cost of the updates.

A motion was made by Council Member Charles Ebert, III, to make a one time sponsorship payment to Swift-Coles Historic Home in the amount of \$5,000 seconded by Council Member Rick Blackwell. The motion carried by an unanimous vote.

Enactment No: 24-1386-RES

[24-0568](#)

A Resolution Authorizing Employees to Enter Upon the Property at 9475 Hickory St. for the Purpose of Abating the Public Nuisance.

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: 24-1387-RES

[24-0572](#)

Resolution to Appropriate Funds for the East Verbena Avenue Inlet Modification and Lighting Improvements.

Attachments: [IMG_3981](#)
 [IMG_3980](#)
 [Daisha-Barnes-09-09-2024 \(1\)](#)

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: 24-1388-RES

[24-0576](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AT VACANT LOT LOCATED AT NORTHEAST CORNER OF SOUTH HICKORY STREET AND COUNTY ROAD 20 AND ORDERING ITS ABATEMENT

Attachments: [Vacant lot NE corner of County Road 20 & South 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: 24-1389-RES

[24-0579](#)

A Resolution to Appropriate Funds for the Mills Park Improvements Capital Project Using Impact Fees.

Attachments: [105842 - A1 Mills Park](#)
 [Jeff-Lee-Parks-Recreation](#)

There was no discussion on this item.

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

Enactment No: 24-1390-RES

[24-0580](#)

Authorizing Certain Accounts to be Written off as Uncollectable

Attachments: [Write Offs FY 23-24](#)

Angela Sherman reported that the approval of this item will allow for Revenue to write off uncollectible dumpster accounts in preparation of the upcoming audit.

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: 24-1391-RES

[24-0583](#)

A RESOLUTION ADOPTING THE CITY OF FOLEY 2025-2030 STRATEGIC PLAN

Attachments: [City of Foley Strategic Plan_PRESS](#)

Karen Whichard with BerryDunn presented the City of Foley 2025-2030 Strategic Plan for approval.

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: 24-1392-RES

[24-0571](#)

An Ordinance Exempting Proceeds From The Sale Of Hearing Instruments From The City of Foley's Sales And Use Tax

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, to suspend the rules for the immediate adoption of this Ordinance. City Administrator Mike Thompson took the following roll call vote: Council Member Quaites, aye; Council Member Dayton, aye; President Trawick, aye; Council Member Blackwell, aye; and Council Member Ebert, III, aye. The vote was unanimous to suspend the rules.

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.

Aye: 5 - President Wayne Trawick, Council Member Vera Quaites, Council Member Rick Blackwell, Council Member Charles Ebert III and Council Member Richard Dayton

Enactment No: 24-2030-ORD

Mayor's Comments

Mayor Hellmich announced the City will be receiving the Transportation Alternatives Program Grant.

He publicly thanked the City of Foley Police and Fire Departments for their response to the school lock down.

He also reported that Foley High School Football will be having their Hall of Fame Game this week.

He reported the budget release will be available soon.

Visitor Comments

Darrellyn Dunmore reported that the Foley Main Street awards given out are created by local artists.

She reported that a \$25,000 grant was received from Main Street Alabama as well as a \$7,500 grant from the Baldwin County Board of Realtors that will be used to upgrade Cat Alley.

Adjournment

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

The meeting adjourned at 5:01 p.m.