



Meeting Minutes - Draft

City Council

Monday, April 1, 2024

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[24-0164](#)

Public Hearing to Consider the Adoption of an Ordinance Setting the Maximum Axel Limit for Kenny Stabler Avenue Between South Juniper Street and East Pride Boulevard

Council President Wayne Trawick opened the Public Hearing at 4:02 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 4:03 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, Leslie Gahagan, Anna Hallex, Kathleen Parker, Kate Norris, Nancy Nall, Logan Eberly, Kelly O'Donnell, Tony Fuqua, Miriam Boone, Darrelyn Dunmore, David Thompson, Adam Spence, Laura Beth Yates, John Penton, Sharon Penton, Lauren Buchanan, Michele Collins, Jeanette Bornholt, Mae Bryant, Pam Harris, Rachel Keith, Jeff Lee, Suzanne Kellams, Angela Sherman, Guy Busby, Charles Weber, Roddy Burkle, Robert Wallace, Beverly Wenzel, Joey Darby, Cian Harrison, Wayne Dyess, and Chad Christian.

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

Moment of Reflection

Pledge of Allegiance

Proclamation

[24-0206](#)

Proclamation: Child Abuse Prevention Month

Attachments: [Proclamation](#)

Mayor Hellmich presented the Proclamation proclaiming April as Child Abuse Awareness Month.

[24-0214](#)

Proclamation: Kathleen Parker

Attachments: [Kathleen Parker](#)

Mayor Hellmich recognized Kathleen Parker's 45 years of service to the City of Foley Public Library Advisory Board.

Wok Session Discussion

Additions/Removals/Carry-Overs

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to carry-over item 24-0204 to the next scheduled council meeting on April 15, 2024. The motion carried by an unanimous vote. There were no additions or removals to report.

Consent Agenda

[24-0210](#)

Work Session/Council Meeting Minutes of March 18, 2024

Attachments: [3-18-2024 Work Session.Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, to approve the March 18, 2024 Work Session/Council Meeting Minutes. The motion carried by an unanimous vote.

Ordinances

[24-0205](#)

(Second Reading) AN ORDINANCE AMENDING CHAPTER 9 "HEALTH AND SAFETY" OF THE CODE OF THE CITY OF FOLEY

Executive Director David Wilson reported that the approval of this Ordinance will modernize the City's Noise Ordinance by allowing them to set decibel readings for certain times throughout the day and allow them to be more objective and set standards to go by during readings.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Ordinance be approved on the first reading. The motion carried by the following vote: Council Member Quaites, aye; Council Member Dayton, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III., aye.

Aye: 4 - President Wayne Trawick, Council Member Vera Quaites, Council Member Rick Blackwell and Council Member Charles Ebert III

Abstain: 1 - Council Member Richard Dayton

[24-0219](#)

(First Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY GREY CONTRACTING OF GREENVILLE, LLC FROM R4 - RESIDENTIAL SINGLE FAMILY & DUPLEX TO R2 - RESIDENTIAL SINGLE FAMILY & DUPLEX

Attachments: [Rezoning Recommendation Docs Hidden Meadows \(1\).pdf](#)

There was no discussion on this item.

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

[24-0220](#)

(Second Reading) AN ORDINANCE ADOPTING THE BALDWIN COUNTY 9-1-1 GIS/ADDRESSING OFFICE ADDRESSING AND STREET NAME STANDARDS WITHIN THE CITY OF FOLEY, ALABAMA

Attachments: [Addressing Standards Combined.pdf](#)

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

[24-0226](#)

(First Reading) AN ORDINANCE TO APPROVE AMENDING THE CITY OF FOLEY ZONING ORDINANCE

Attachments: [Zoning Ordinance Amendments Recommendation Docs.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 approved on the first reading. The motion carried by an unanimous vote.

[24-0137](#)

(Second Reading) An Ordinance Setting a Maximum Axle Limit for Kenny Stabler Avenue Between South Juniper Street and East Pride Boulevard

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: 24-2007-ORD

[24-0171](#)

(Second Reading) AN ORDINANCE REPEALING ORDINANCE NUMBER 13-1030-ORD AND CREATING A LIBRARY BOARD AND LIBRARY 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 Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 24-2008-ORD

Resolutions and Other Business

[24-0168](#)

A Resolution to Approve the Installation of Two New Gates Systems at the Foley Municipal Airport and Surplus Existing Equipment

Attachments: [Hagan Fence Quote 3-13-24.pdf](#)
 [Cooper Fence Company LLC Quote.pdf](#)
 [Gulf Coast Fence Co Quote.pdf](#)
 [Capital Project Worksheet - Airport Gates.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: 24-1134-RES

[24-0175](#)

A Resolution Approving the Purchase of 2 Zero Turn Mowers for the Street Department

Attachments: [G&J Quote- exmark](#)
 [SunSouth Quote- john deere](#)
 [Capital Purchase - 2 exmarks](#)

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: 24-1135-RES

[24-0192](#)

A Resolution Authorizing a planned Capital Project for the Sports Tourism Event Center Signage.

Attachments: [Request for Proposal - FST Event Signage](#)
 [FST Signage - Approvals](#)

Executive Director David Thompson reported that he will provide two RFP drawings to give Council two options for the placement of the signage.

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: 24-1136-RES

[24-0195](#)

A RESOLUTION AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BY THE CITY OF FOLEY, ALABAMA AND SCP/BPG MAGNOLIA HOLDINGS, LLC

Attachments: [Foley Magnolia Walk 2024](#) [City Minutes for Econ. Dev. Ag. \(200004668.2\)](#)

Attorney Heyward Hoach reported this Resolution is for a property agreement with Magnolia Holdings, LLC for the sharing of the 1% fee and property fee for a 75/25 split that is a 15 year agreement.

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: 24-1137-RES

[24-0197](#)

A RESOLUTION AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BY THE CITY OF FOLEY, ALABAMA AND OCTAVE FOLEY, LLC

Attachments: [Foley Octave 2024](#) [City Minutes for Econ. Dev. Ag.\(200008546.1\)](#)
(1)

Attorney Heyward Hosch reported that this Resolution is for a 15 year term agreement with the City and Octave Foley, LLC that will share a 1% fee that is split 75/25 .

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: 24-1138-RES

[24-0202](#)

A Resolution Appropriating Funds and Approving the Purchase of Maintenance Shop Equipment for the New Public Works Campus

Attachments: [Capital Purchase - maintenacne equipment](#)
[Proposal PW Shop Supplies](#)

Public Works Director Darrell Russell reported that the approval of this Resolution will allow him to purchase equipment from Sourcewell at a substantial discount. He also reported that there is storage resources available for equipment upon delivery.

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: 24-1139-RES

[24-0203](#)

Resolution Approving Thompson Engineering's Addendum #1 Scope and Fee Proposal for Foley Beach Express Improvements.

Attachments: [Addendum No.1 Single Project Agreement](#)
[Exhibit B - Addendum No.1 Scope and Fee](#)
[2022 ALDOT Cognizant Letter](#)
[HSIP-0220\(254\), HSIP-0220\(257\), STPUC-0224\(250\) CEI Man Day Fee Proposal 01302024](#)
[Budget Increase](#)

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: 24-1140-RES

[24-0204](#)

A Resolution to Approve Payment for Drug Counselor at the Dream Center for Two Years

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, to carry-over this item to the next scheduled council meeting on April 15, 2024. The motion carried by an unanimous vote.

[24-0208](#)

Resolution Amending The Pay Classification Plan In The Police Department

Attachments: [Pay Classification Plan - Draft Effective 04-01-24](#)

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: 24-1142-RES

[24-0209](#)

A Resolution to Increase Police Department Small Tools Account for the Purchase of Decibel Meters

Attachments: [Quote](#)

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: 24-1143-RES

[24-0211](#)

A Resolution Accepting Costs for the Dilapidated Building Abatement at the 311 W. 5th Avenue and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [311 W 5th Ave Costs](#)

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: 24-1144-RES

[24-0212](#)

A Resolution Requesting Approval of the Application for the FY2025 LSTA Grant

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: 24-1145-RES

[24-0213](#)

A Resolution Authorizing the Mayor to Sign a Service & Purchase Agreement with NEOGOV for 3 Years

Attachments: [City of Foley \(AL\) - 3 product bundle - NEOGOV agreement](#)
[NEOGOVS Workforce Management Platform](#)
[Budget Increase Request Form - IT Software Subscriptions for HR-signed](#)

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: 24-1146-RES

[24-0215](#)

A RESOLUTION AUTHORIZING AND CONSENTING TO THE TRANSFER OF OWNERSHIP, MAINTENANCE, AND RESPONSIBILITY FOR PORTIONS OF ANGIE DRIVE, BARIN FIELD ROAD, BODENHAMER ROAD, HICKORY STREET SOUTH, KELLER ROAD, PETTIBONE LANE, ROBERT LANE DRIVE, AND SANDY RIDGE ROAD FROM BALDWIN COUNTY TO THE CITY OF FOLEY

Attachments: [CO5-Resolution 2024-089-Transfer Portions of Certain Rds to Foley \(1\)](#)

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: 24-1147-RES

[24-0216](#)

A Resolution to Appoint Tyler Higginbotham as an Alternate Member of 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 Rick Blackwell, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 24-1148-RES

[24-0217](#)

A Resolution Approving the Application for the FY2025 Alabama Coastal Area Management Program Grant for the Construction of a Butterfly Conservatory

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: 24-1149-RES

[24-0218](#)

A Resolution Appropriating Funds and Approving the Purchase of Two Generators for the New Public Works Campus

Attachments: [CAT SOURCEWELL Generator Proposal for Foley Publics Works Buildings \(2\)](#)
[Capital Purchase - CAT Generators](#)
[400kW Sourcewell discount worksheet](#)
[275kW Sourcewell discount worksheet](#)

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: 24-1150-RES

[24-0221](#)

A Resolution Approving the Site Survey and Design Work for a New Aquatics Center.

Attachments: [Sawgrass Agreement - Max Griffin Pool](#)
[McKee & Associates - AIA Document](#)
[Aquatic Center Approvals](#)

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: 24-1151-RES

[24-0222](#)

A Resolution Approving the Application for the FY2025 Alabama Coastal Area Management Program Grant for the Development of an Open Space, Greenways, and Trails 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: 24-1152-RES

[24-0223](#)

A Resolution to Set A Public Hearing to Consider the Rezoning of Property Owned by Grey Contracting of Greenville, LLC

There was no discussion on this item.

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

Enactment No: 24-1153-RES

[24-0225](#)

A Resolution to Amend Resolution #24-1125 to Increase Budget

Attachments: [Budget Increase and Transfer Request Forms.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: 24-1154-RES

[24-0227](#)

A Resolution Authorizing City of Foley Forces to Assist The South Baldwin Chamber of Commerce with the 2024 Annual Hot Air Balloon Festival

Attachments: [Balloon Festival Special Event Application](#)
[24 - Letter to City Council for Public Works](#)

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: 24-1155-RES

[24-0228](#)

A Resolution Approving the Sponsorship for Foley Youth Football.

Attachments: [Quote 0020221123 - FOLEY YOUTH FOOTBALL](#)

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: 24-1156-RES

[24-0234](#)

Resolution Memorializing The Closure Of The City And Personal Leave Accrual For Regular Employees

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: 24-1157-RES

[24-0239](#)

A Resolution Approving Budget Increase for Senior Center Shuttle Bus Purchase

Attachments: [Budget Increase for Bus](#)

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: 24-1158-RES

Mayor's Comments

Mayor Hellmich reported there was a Public Safety Hearing in the Civic Center being held and encouraged Council to attend and give their input for changes and improvements to public safety for the City.

He reported that BerryDunn will be here Wednesday, April 10, 2024 from 11am - 2pm to meet with council to discuss the City's strategic plan.

He also reported that the Mudbugs and Margaritas Festival will be held at Heritage Park this weekend on April 6, 2024.

Visitor Comments

There were no visitor comments.

Adjournment

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

The meeting was adjourned at 5:07 p.m.