



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, April 1, 2019

5:30 PM

Council Chambers

Council Meeting

Public Hearings

19-0188

Public Hearing to Consider Passage of an Ordinance Approving Petition for Annexation and Bringing Property in the Corporate Limits of the City of Foley Owned by Blue Marlin Investments, LLC.

Council President Wayne Trawick opened the public hearing at 5:30 pm. He asked for comments from the public. Hearing no comments, he closed the public hearing.

Call to Order

President Trawick called the meeting to order at 5:31 pm.

Roll Call

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Daniel Hudson, Joey Darby and Herman Doster.

Present: 5 - President Wayne Trawick, Council Member Vera Quaites, Council Member Ralph Hellmich, Council Member Rick Blackwell and Council Member Charles Ebert III

Pledge of Allegiance

Mayor's Presentation

19-0192

Proclamation: Child Abuse Prevention Month

Attachments: [Child Abuse Prevention Month](#)

Mayor Koniar presented the proclamation.

19-0193 Proclamation: Parental Alienation Awareness "Bubbles for Love" Day

Attachments: [Bubbles For Love Day](#)

Mayor Koniar presented the proclamation.

19-0198 Proclamation: Confederate History Month

Attachments: [Confederate History Month](#)

Mayor Koniar presented the proclamation to Herman Doster.

Reports

19-0173

Report of City Owned Property

Attachments: [Attached is a listing of all parcels owned by the City](#)

[Notes to Land-Asset Search Results](#)

[Land-Asset Search Results](#)

The report of City owner property was for informational purposes.

Approval of the Minutes

19-0190

Work Session Minutes of March 18, 2019

Attachments: [03-18-2019 Work Session Minutes](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to approve the Work Session Minutes of March 18, 2019. The motion carried by an unanimous vote.

19-0191

Council Meeting Minutes of March 18, 2019

Attachments: [3-18-2019 Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to approve the Council Meeting Minutes of March 18, 2019. The motion carried by an unanimous vote.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to carry over item 19-0120 to the Council meeting of April 15, 2019. The motion carried by an unanimous vote.

Ordinances

19-0120

(Second Reading) AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY BLUE MARLIN INVESTMENTS, LLC.

Attachments: [Blue Marlin Investments Annexation](#)

[PIN 259514 Austin \(1\)](#)

[Initial Zoning Recommendation](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that this Ordinance be carried over to the City Council meeting of April 15, 2019. The motion carried by an unanimous vote.

19-0183

A Resolution Approving the Utilities Board of the City of Foley to Sale Real Property

Attachments: [Utilities Board Agenda Request](#)

[Utilities Board Resolution # 190319-1](#)

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.

Resolutions and Other Business

19-0154

A Resolution to Authorize the Acceptance and Use of Friends of the Library Donation

Attachments: [Library - Increase in Budget - Accept Donation](#)

[Library - Transfer Budget to General Fund](#)

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

Enactment No: 19-1093-RES

19-0159

A Resolution Approving Automatic Aid Agreements with Gulf Shores and Orange Beach for Structure Fire Response

Attachments: [2019-02-27_AutoAidAgreement_Foley-Gulf Shores](#)

[Automatic Aid Agreement - Orange Beach 2-2019](#)

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: 19-1094-RES

19-0168

A Resolution Approving Application for the Good Sports Equipment Grant.

Attachments: [Apply for Sports Equipment Grants - South Alabama](#)

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

Enactment No: 19-1095-RES

19-0170

A Resolution Waiving Fees for the Use of Heritage Park and Pavilion for the 47th Annual Art in the Park.

Attachments: [20190318153633159](#)

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: 19-1096-RES

19-0171

A RESOLUTION TO AUTHORIZE CHANGE ORDER #1 TO JUSTICE CENTER RENOVATION PROJECT

Attachments: [Change Order #1](#)

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

Enactment No: 19-1097-RES

19-0172

A Resolution to Enter into Contract with Volkert, Inc. for Restoration Project

Attachments: [19-P0306 City of Foley Constructed Wetlands](#)

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

Enactment No: 19-1098-RES

19-0174

A Resolution to Approve Amendments to the City of Foley 2008 Comprehensive Plan and Future Land Use Map

Attachments: [Downtown Comp Plan Letter](#)

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: 19-1099-RES

19-0175

A Resolution to Reappoint Alton McCullough to the Museum Archive

Board.

Attachments: [Museum Board Member List](#)

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

Enactment No: 19-1100-RES

[19-0176](#)

A Resolution Reappointing Members To The Foley Historic Commission

Attachments: [Historic Commission Member List](#)

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: 19-1101-RES

[19-0177](#)

A RESOLUTION APPROVING AGREEMENT WITH VOLKERT, INC. FOR PAVEMENT ASSESSMENT

Attachments: [Capital project worksheets](#)
[Volkert Pavement Assessment Agreement](#)

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

Enactment No: 19-1102-RES

[19-0178](#)

A Resolution Approving Application for the AARP Community Challenge Grant.

Attachments: [About the AARP Community Challenge](#)

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

Enactment No: 19-1103-RES

[19-0179](#)

Attachments: [ACAMP FY2020 Information](#)

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

Enactment No: 19-1104-RES

[19-0180](#)

A Resolution Approving Application from CDD for the FY2020 Alabama Coastal Area Management Program Grant.

Attachments: [FY2020 ACAMP Information](#)

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

Enactment No: 19-1105-RES

[19-0182](#)

A Resolution to elevate the estimated pay grade of a new budgeted position (for 3rd quarter) for the Building Maintenance Crew Leader in the Sports Tourism Department. This action is budget neutral.

Attachments: [Pay Classification Plan - Effective 02-18-19](#)

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

Enactment No: 19-1106-RES

[19-0184](#)

A Resolution to Amend the Personnel System Policy (PSP), Section 3.5(2)(b) Regarding Compensatory Time.

Attachments: [Draft Comp Policy Change for Council 4-1-19](#)

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: 19-1107-RES

[19-0194](#)

A RESOLUTION APPROVING GOING TO BID FOR THE LIBRARY ROOF REPLACEMENT PROJECT AND APPROPRIATING FUNDS FOR A MOISTURE SURVEY

Attachments: [Capital Project Worksheet - Library Roof](#)

[Pre-Project Budget Worksheet - Library Roof](#)

[Foley Library Moisture Scan proposal](#)

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

Enactment No: 19-1108-RES

[19-0197](#)

A Resolution to Approve the Closeout of the Foley Sports Fields Complex and the Foley Events Center Projects

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

Enactment No: 19-1109-RES

Mayor's Comments

Mayor Koniar gave a reminder of the National Park Services meeting in the Civic Center on Wednesday, April 10, 2019.

Visitor's Comments

There were no visitor comments.

Adjournment

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