



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, December 17, 2018

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[18-0659](#)

Public Hearing To Consider Planning Commission's Recommendation to Rezone Property Owned By Truland Homes LLC From R2 (Single Family & Two Family) to R1D (Single Family).

Council President Wayne Trawick opened the public hearing at 5:30 pm. He asked for comments from the public. Hearing comments, he closed the public hearing.

Call to Order

President Trawick called the meeting to order at 5:30 pm.

Roll Call

All Council Members were present. Also present: City Administrator Mike Thompson, City Clerk Katy Taylor, Pastor Bennie Richardson, Joey Darby and Leslie Gahagan.

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

Absent: 1 - Mayor J Koniar

Pledge of Allegiance

Departmental Reports

[18-0650](#)

Department Reports

Attachments: [October & November 2018 Bid Awards](#)
[November 2018 Tax Reports](#)
[CDD NOVEMBER 2018 REPORT](#)
[October 2018 FD Report](#)
[November 2018 FD Report](#)
[November 2018 PD Report](#)

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

Audit the Accounts

[18-0657](#) Audit of the Accounts of November 2018

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaites, that this Auditing Accounts be approved for payment. The motion carried by an unanimous vote.

Approval of the Minutes

[18-0632](#) Work Session Minutes of December 3, 2018

Attachments: [12-03-2018 Work Session Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Ralph Hellmich, to approve the Work Session Minutes of December 3, 2018. The motion carried by an unanimous vote.

[18-0633](#) Council Meeting Minutes of December 3, 2018

Attachments: [12-03-2018 Council Meeting Minutes](#)

A motion was made by Council Member Vera Quaites, seconded by Council Member Ralph Hellmich, to approve the Council Meeting Minutes of December 3, 2018. 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 add item 18-0661 to the agenda. The motion carried by an unanimous vote.

Ordinances

[18-0580](#) AN ORDINANCE REZONING PROPERTY OWNED BY TRULAND HOMES

LLC FROM R2 TO R1D

Attachments: [Truland Arborwalk Rezone Recommendation.pdf](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 18-2034-ORD

[18-0612](#)

AN ORDINANCE ACCEPTING PUBLIC RIGHTS OF WAY AND INFRASTRUCTURE IMPROVEMENTS IN SHERWOOD PHI SUBDIVISION FOR CITY MAINTENANCE

Attachments: [Sherwood 1 - Acceptance Request](#)
[Infrastructure Valuation](#)

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

Enactment No: 18-2035-ORD

[18-0652](#)

(Second Reading) AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY VARIOUS OWNERS (Barnwell Property).

Attachments: [Barnwell Annexation Petitions](#)
[Barwell Annexation Deeds](#)
[Barnwell Annexation Maps](#)
[Valuations PIN 36619, 99116, 104086, 121386, 29203](#)
[Valuation PIN 091172 Rockstall](#)

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[18-0618](#)

A Resolution Approving a Facade Grant for 121 S. McKenzie Street

Attachments: [Grant Recommendation Good Morning.pdf](#)
[Facade Grant Budget Increase Form](#)
[RE_Facade Grant approval](#)

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

Enactment No: 18-1333-RES

[18-0634](#)

A Resolution to Memorialize Ammons & Blackmon 's Change Order #1 for Woerner Commercial Park Access

Attachments: [CORSummaryForm](#)
[18-1152 RES](#)
[Wayne's Email Approval - Woerner capital budget adjustment](#)
[Budget Increase Form](#)

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: 18-1334-RES

[18-0636](#)

A Resolution Approving the Purchase of a Bull Dozer

Attachments: [Dozer Quote.PDF](#)
[Dozer Capital Purch Wrksht & Approval Emails.PDF](#)

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: 18-1335-RES

[18-0637](#)

A Resolution Approving Cunningham Delaney's Change Order No. 2 for Pine Street Drainage Improvement Project

Attachments: [CunninghamDelaney CO #2](#)

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: 18-1336-RES

[18-0638](#)

A Resolution Approving the Surplus & Disposal of PD Veh# 0847.

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: 18-1337-RES

[18-0639](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT VACANT LOTS IN HEATHER TERRACE

Attachments: [Vacant Lots Majesty Loop.Weed Abatement](#)

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: 18-1338-RES

[18-0640](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 19578 CO RD 20

Attachments: [19578 Co Rd 20. Weed Abatement](#)

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: 18-1339-RES

[18-0641](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 316 3RD AVENUE

Attachments: [316 3rd Ave.Weed Abatement](#)

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: 18-1340-RES

[18-0642](#)

A Resolution Approving the Surplus & Disposal of ST Mower# 07001.

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: 18-1341-RES

[18-0644](#)

A Resolution Approving Grant Application for FY2020 Recreational Trails Program (RTP) through Alabama Department of Economic and Community Affairs (ADECA) for Graham Creek Nature Preserve.

Attachments: [FY2020 RTP Grant Application](#)

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

Enactment No: 18-1342-RES

[18-0645](#)

A Resolution Approving the Purchase of Two F-550 Trucks

Attachments: [F-550 Quote.PDF](#)
[F550 Capital Purch Wrksht & Approval Emails .PDF](#)

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: 18-1343-RES

[18-0646](#)

A Resolution Approving Entering Into Agreements With ALDOT and RS II, LLC and Soliciting Bids for Tanger Avenue Extension

Attachments: [ALDOT CITY Agreement](#)
[Preliminary Construction Estimate - Riviera - FINAL](#)
[Capital Projects Worksheet](#)
[RE Wayne & Mike's Approval Tanger Ave](#)
[RSII LLC 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: 18-1344-RES

[18-0647](#)

A Resolution amending Pay Classification Plan (PCP) for job grade change. This action is budget neutral.

Attachments: [Pay Classification Plan - Effective 10-01-18](#)

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: 18-1345-RES

[18-0648](#)

A Resolution Adopting a Federal Grant Management Policies and Procedures Manual

Attachments: [City of Foley Federal Grant Management Policy - December 2018](#)

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

Enactment No: 18-1346-RES

[18-0649](#)

A Resolution approving OptumHealth Contract as the City's reinsurance/stop loss provider for the 2019 Calendar Year.

Attachments: [Reinsurance 2019](#)

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.

Councilman Hellmich reported staff has done an outstanding job over the past few years in managing the City's insurance program. It has been a great benefit for the employees.

Enactment No: 18-1347-RES

[18-0651](#)

A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$376.72

Attachments: [December 2018 Sanitation Write Off](#)

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: 18-1348-RES

[18-0653](#)

A Resolution Amending Pay Classification Plan (PCP) for certain position changes within the Foley Police Department. This action is budget neutral.

Attachments: [Pay Classification Plan - Effective 10-01-18](#)

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: 18-1349-RES

[18-0654](#)

A resolution to set a public hearing to consider passage of an ordinance approving petition for annexation and bringing property in the Corporate Limits of the City of Foley (Barnwell Property)

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

Enactment No: 18-1350-RES

[18-0656](#)

A Resolution to amend the Pay Classification Plan (PCP) to create an additional slot within the Revenue Clerk position classification (Job Code #1010107) for a limited amount of time (approximately 3 months) for succession planning purposes due to an upcoming retirement. This action requires no budget adjustment due to surplus funds being available in General Government as a result of existing vacancies).

Attachments: [Pay Classification Plan - Effective 10-01-18](#)

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: 18-1351-RES

[18-0658](#)

A resolution to set a public hearing to consider Planning Commission's recommendation to rezone 72+/- acres from A-O (Agriculture Open Space) to PUD (Planned Unit Development). Property is located at the SE corner of Hickory Street and Michigan Avenue. Applicant is Southern Lifestyle Development.

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: 18-1352-RES

[18-0660](#)

A Resolution Requesting To Waive Fees To Minimum For Morning Star Baptist Church Construction Project

Attachments: [Vera Email](#)

A motion was made by Council Member Hellmich, seconded by Council Member Blackwell, that this Resolution be adopted. The motion carried by the following vote: Council Member Quaites, abstained; Council Member Hellmich, aye; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Hellmich, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Quaites

Enactment No: 18-1353-RES

[18-0661](#)

A Resolution To Approve Obtaining A Property Appraisal for Certain Real Property

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: 18-1354-RES

Mayor's Comments

There were no comments to report.

Visitor's Comments

There were no comments to report.

Adjournment

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

The meeting adjourned at 5:48 pm.