



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, March 6, 2017

5:30 PM

Council Chambers

Council Meeting

Call to Order

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

Roll Call

Council Members present were Council President Wayne Trawick, Council Member Ralph Hellmich and Council Member Vera Quaites. Council Members Rick Blackwell and Charles Ebert, III were both absent due to being out of town. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Kate Embry, Caleb Bibby, Chad Christian, Thurston Bullock, Joey Darby, Robert Clayton, Bill Swanson, John Hammach, LaDonna Hinesley, Alec Barnett Jr. and Elva Barnett.

Present: 3 - President Wayne Trawick, Council Member Vera Quaites and Council Member Ralph Hellmich

Absent: 2 - Council Member Rick Blackwell and Council Member Charles Ebert III

Pledge of Allegiance

Mayor's Presentation

[17-0130](#)

Proclamation: Dental Assistants Recognition Week

Attachments: [Proclamation](#)

Mayor Koniar presented the Dental Assistants Recognition Week Proclamation.

Additions/Removals

A motion was made by Council Member Ralph Hellmich to add item 17-0034 to the agenda. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Approval of the Minutes

[17-0129](#)

Work Session Minutes of February 20, 2017

Attachments: [02-20-17 Work Session Minutes](#)

A motion was made by Council Member Vera Quaite to approve the Work Session Minutes of February 20, 2017. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

[17-0131](#)

Council Meeting Minutes of February 20, 2017.

Attachments: [Council Meeting Minutes of February 20, 2017](#)

A motion was made by Council Member Ralph Hellmich to approve the Council Meeting Minutes of February 20, 2017. The motion was seconded by Council Member Vera Quaite and carried by an unanimous vote.

Ordinances

[17-0107](#)

(Second Reading) REZONING HIGHER GROUND III, LLC PROPERTY FROM PUD TO TH1

Attachments: [Sterling Stoudenmire Rezoning.pdf](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaite, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Enactment No: 17-2014-ORD

[17-0108](#)

(Second Reading) PRE-ZONING PROPERTY OWNED BY COTTON BAYOU DEVELOPMENT, LLC to R1D

Attachments: [Cotton Bayou PreZone.pdf](#)

A motion was made by Council Member Vera Quaite, seconded by Council Member Ralph Hellmich, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Enactment No: 17-2015-ORD

[17-0112](#)

(Second Reading) REZONE PROPERTY OWNED BY HENRY BURGE TO PDD

Attachments: [Henry Burge Rezone.pdf](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaite, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Enactment No: 17-2016-ORD

[17-0119](#)

(Second Reading) An Ordinance Approving the Sale of Property Owned by Riviera Utilities.

Attachments: [Resolution No. 170221-3](#)
 [Gulf Shores Offer To Purchase](#)

A motion was made by Council Member Vera Quaites, seconded by Council Member Ralph Hellmich, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Enactment No: 17-2017-ORD

Resolutions and Other Business

[17-0072](#)

Dog Park Maintenance

Attachments: [Dog Park Improvements Drawing](#)
 [Dog Park Improvements Scope](#)
 [Proposals](#)

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: 17-1043-RES

[17-0090](#)

Resurfacing Ph. VI FY17 Project

Attachments: [FY 2016 and FY 2017 plan 7-22-16](#)
 [Res. 16-1203 - Sawgrass Resurfacing Ph. VI](#)

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: 17-1044-RES

[17-0113](#)

Police Department Vehicles Deemed Surplus

Attachments: [FAS Reports](#)

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: 17-1045-RES

[17-0114](#)

Amending the Pay Classification Plan to Convert the Budgeted Position of Engineering Aide (G-15) to Construction Projects Manager (G-18) and transferring inter-departmental funds in the FY17 Engineering Departmental Budget in support of this action.

Attachments: [Archer Analysis - Special Projects Manager.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: 17-1046-RES

[17-0116](#)

A resolution setting a public hearing to consider Planning Commission's recommendation to rezone property owned by Higher Ground III, LLC from PUD (Planned Unit Development) to TH-1 (Townhouses).

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: 17-1047-RES

[17-0117](#)

A resolution setting a public hearing to consider Planning Commission's recommendation to pre-zone property owned by Cotton Bayou Development, LLC to R-1D (Single Family).

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: 17-1048-RES

[17-0118](#)

A resolution setting a public hearing to consider Planning Commission's recommendation for rezoning property owned by Henry Burge from B-1A (Extended Business District), B-3 (Local Business District) and A-O (Agricultural Open Space) to PDD (Planned Development District).

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: 17-1049-RES

[17-0120](#)

Approval for the Gulf Coast Gospel Jubilee to be held Saturday, October 7, 2017 at Heritage Park

Attachments: [20170222085737018](#)

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: 17-1050-RES

[17-0122](#)

A resolution waiving Horse Arena fees for Jennifer Claire Moore Foundation Annual Rodeo

Attachments: [20170222090439629](#)

[Jennifer Claire Moore](#)

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: 17-1051-RES

[17-0123](#)

Re-allocation of Funds to Continue Library Intern Program

Attachments: [Library Requet to Transfer Budget Dollars Inter Program](#)

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: 17-1052-RES

[17-0124](#)

A Resolution to reappoint Janay Dawson to the Foley Historic Commission.

Attachments: [Foley Historic Commission](#)

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: 17-1053-RES

[17-0125](#)

A Resolution to reappoint Randy Arp to the Foley Historic Commission.

Attachments: [Foley Historic Commission \(2\)](#)

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: 17-1054-RES

[17-0126](#)

A resolution to moving alternate member Terry Young to a regular member of the Board of Adjustments and Appeals

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: 17-1055-RES

[17-0127](#)

Approval of ABC license application for Anne Smith, applicant, operating under the trade name Birdsells Trading Post for a 070-Retail Table Wine (Off Premises Only) ABC License located at 1919 S. McKenzie Street Foley, Alabama.

Attachments: [ABC License Application](#)
[Map](#)

Fire Chief Joey Darby and Police Captain Thurston Bullock both made recommendations to move forward with the ABC License.

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaites, that the ABC License application be approved. The motion carried by an unanimous vote.

[17-0128](#)

A Resolution to reappoint Joe Manjone, David Vosloh, Debra Brown and Clark Stewart to the Sports Commission Advisory Board.

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: 17-1056-RES

[17-0133](#)

Approval of Application to NASA Library Grant

Attachments: [NASA Library Grant Info 2 24 17](#)

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: 17-1057-RES

[17-0134](#)

Consider 040- Retail Beer (On or Off Premises) and 060- Retail Table Wine (On or Off Premises) ABC License for GatewayMRC, LLC, applicant, operating under the trade name of Gateway Market and Grille located at 22394 Mifflin Road; County Road 20 Building 3 Suites 306 and 307, Foley, AL.

Attachments: [ABC License Application](#)

Fire Chief Joey Darby and Police Captain Thurston Bullock both made recommendations to move forward with the ABC License.

A motion was made by Council Member Vera Quaites, seconded by Council Member Ralph Hellmich, that the ABC License application be approved. The motion carried by an unanimous vote.

[17-0135](#)

A RESOLUTION APPROVING USE OF CABOOSE CLUB DONATIONS

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: 17-1058-RES

[17-0137](#)

Request to Apply for FY2018 ADCNR Comp Plan Grant

Attachments: [FY2018-ALABAMA COASTAL AREA MANAGEMENT PROGRAM-RFP APPLICATION PACKAGE.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: 17-1059-RES

[17-0138](#)

Request for new ERP System

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: 17-1060-RES

[17-0034](#)

A Resolution to appoint Bill Swanson to the Foley Building Authority, Foley Library and the Foley Public Parks and Recreation Authority.

Attachments: [Authority Boards](#)

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: 17-1061-RES

Mayor's Comments

Mayor Koniar reported the Arbor Day event was a great success and many people attended. All the trees that were given away were gone very quickly.

Visitor Comments

Alec Barnett reported the State NAACP convention will be held in 2018 and he inquired about holding it at the Event Center. Councilman Hellmich reported that Mr. Barnett should contact City Hall with the date of the event so that it can be placed on the calendar.

Adjournment

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

The meeting adjourned at 5:49 pm.