



Meeting Minutes - Final

City Council

Wednesday, July 5, 2017

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[17-0387](#)

A Public Hearing to consider Planning Commission's recommendation for rezoning property owned by Smart Living, LLC From PUD (Planned Unit Development) To PUD (Planned Unit Development).

Council President Wayne Trawick opened the public hearing at 5:30 pm to consider Planning Commission's recommendation for rezoning property owned by Smart Living, LLC From PUD (Planned Unit Development) To PUD (Planned Unit Development). President Trawick asked for comments from the public. Hearing no comments, he closed the public hearing.

[17-0388](#)

A Public Hearing to consider Planning Commission's recommendation for rezoning property owned by GCOP Arborwalk, LLC From R-2 (Residential Single Family and Duplex) To R-1D (Residential Single Family).

President Trawick opened the public hearing at 5:31 pm to consider Planning Commission's recommendation for rezoning property owned by GCOP Arborwalk, LLC From R-2 (Residential Single Family and Duplex) To R-1D (Residential Single Family). President Trawick 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 5:32 pm.

Roll Call

All Council Members were present with the exception of Council Member Ralph Hellmich, who was absent due to illness. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Kate Embry, Caleb Bibby, Chad Christian, Chad Brewer, Miriam Boutwell, Fred Hamburg, Jewel Hamburg, Dan Coffman, Ryan Cramer and press representative Jessica Vaughn (Onlooker).

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

Absent: 1 - Council Member Ralph Hellmich

Pledge of Allegiance

Reports

[17-0331](#)

May 2017 CDD Report for Council

Attachments: [May 2017 CDD Report for Council.pdf](#)

City Planner Miriam Boutwell presented the May 2017 CDD Report, which is attached as back up to the minutes.

Approval of the Minutes

[17-0360](#)

Work Session Minutes of June 19, 2017

Attachments: [06-19-17 Work Session Meeting Minutes](#)

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

[17-0361](#)

Council Meeting Minutes of June 19, 2017

Attachments: [6-19-17 Council Meeting Minutes](#)

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

Additions/Removals

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to add item 17-0390 to the agenda. The motion carried by an unanimous vote.

Ordinances

[17-0305](#)

Rezone Property owned by Smart Living LLC_Kensington Place from PUD_Planned Unit Development to PUD_Planned Unit Development

Attachments: [Kensington Place 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: 17-2026-ORD

[17-0307](#)

Rezone Villages at Arbor Walk Property from R2, Residential Single Family & Duplex to R1D, Residential Single Family

Attachments: [Arbor Walk Rezone Recommendation.pdf](#)

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

Enactment No: 17-2027-ORD

[17-0334](#)

Building Code & Fee Amendments

Attachments: [2015 Code Ordinance draft.pdf](#)
 [2015 Code Ordinance draft clean copy](#)

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

Enactment No: 17-2028-ORD

[17-0365](#)

PREZONING KELLER ROAD PROPERTY ANNEXED VIA LEGISLATIVE ACT

Attachments: [Pre zoning recommendation.pdf](#)

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

Enactment No: 17-2030-ORD

Resolutions and Other Business

[17-0324](#)

Foley Beach Express Guardrail Relocation Safety Project

Attachments: [C&H Const. Proposal for Guardrail](#)
 [FBE Guardrail Layout](#)
 [Pre-project Checklist for FBE Guardrail](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be approved. The motion carried by an unanimous vote.

Enactment No: 17-1170-RES

[17-0350](#)

Resolution to amend the Pay Classification Plan to modify the job title of

Leisure Tourism Marketing Director to Marketing Director

Attachments: [Job Description.pdf](#)

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: 17-1171-RES

[17-0355](#)

Resolution Accepting Costs for Weed Abatement at Bella Vista - 50ft on Eastside of Subdivision and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [Bella Vista Costs](#)

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

Enactment No: 17-1172-RES

[17-0356](#)

A resolution waiving fees for Heritage Park Pavilion for Foley High School's Homecoming Community Pep Rally on October 26, 2017.

Attachments: [20170619101403303](#)

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: 17-1173-RES

[17-0358](#)

Facade Improvement Incentive Grant Request

Attachments: [St. Pauls Grant and COA request.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: 17-1174-RES

[17-0362](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 204 & 208 W MYRTLE AVE

Attachments: [204 & 208 W Myrtle Ave Weed Abatement](#)

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: 17-1175-RES

[17-0363](#)

Resolution to request moving the Centennial Plaza account from General Government to the Marketing Department

Attachments: [Request to move Centennial account from General Gov to Marketing](#)

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

Enactment No: 17-1176-RES

[17-0364](#)

Resolution to transfer funds from Wayfinding Signs account to Gateway Signs Account

Attachments: [Request to Transfer funds from Wayfinding Signs to Gateway Signs](#)

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: 17-1177-RES

[17-0367](#)

Award Construction Contract for CR 20 Sidewalk Repairs

Attachments: [Proposals](#)

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: 17-1178-RES

[17-0368](#)

Request to go to bid for a full size, half ton 4x2 Extended Cab pick-up truck for Recreation

Attachments: [Truck Capital Approval](#)

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: 17-1179-RES

[17-0369](#)

Permission to purchase a zero turn mower for field maintenance for the Recreation Department.

Attachments: [Lawn Mower Capital Approval](#)

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: 17-1180-RES

[17-0373](#)

Acceptance of Federal and State Grant Offer for Phase 3 of the Airport Drainage Project.

Attachments: [Foley 5R4 015-2017 Grant.pdf](#)
[Application for Federal Assistance.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: 17-1181-RES

17-0378

Resolution Authorizing Transfer of Funds in the Police Department.

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

Enactment No: 17-1182-RES

17-0379

Resolution Authorizing Transfer of Funds in the Sanitation Department

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

Enactment No: 17-1183-RES

17-0382

Amendment to the Pay Classification Plan for Police Department Slots - Budget Neutral

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: 17-1184-RES

17-0383

OWA Grand Opening Fireworks Display

Attachments: [Fireworks Approval Letter - Opening Weekend](#)

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: 17-1185-RES

17-0371

Consider 011- Lounge Retail Liquor- Class II (Package) for Pinkis Beverages, INC., applicant, operating under the trade name of AL'S Liquor Tobacco Wine located at 2114 South McKenzie Street Foley, AL 36535.

Attachments: [ALS Liquor Tobacco Wine](#)

The Foley Police and Fire Departments recommended moving forward with the ABC License.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, that the ABC License be approved. The motion carried

by an unanimous vote.

[17-0390](#)

Appropriating Funds for Appraisal of Property

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

Enactment No: 17-1186-RES

Mayor's Comments

There were no comments to report.

Visitor Comments

Members of St. Paul Lutheran Church, who were in attendance, thanked Council for approving the facade improvement incentive grant request.

Adjournment

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

The meeting adjourned at 5:48 pm.