



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, March 15, 2021

4:00 PM

Foley Civic Center

Work Session/Council Meeting

Public Hearing

[21-0157](#)

Public Hearing To Consider An Ordinance Declaring Certain Real Property Surplus And No Longer Needed For Municipal Purposes And Authorizing The Sale Of The Same To Riviera Utilities

Council President Wayne Trawick opened the public hearing at 4:01 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 4:02 pm.

Roll Call

All Council Members were present. Mayor Ralph Hellmich was absent due to attending the funeral of former Foley Mayor Arthur Holk. Also present: City Administrator Mike Thompson, City Clerk Katy Taylor, Reese Wiley, Suzanne Kellams, Kate Embry, Angie Eckman, Felicia Bazzel, Leslie Gahagan, Logan Eberly, Gary Deisner, Darrell Russell, Ricky Rider, Mike Chavers, Rachel Keith, Joey Darby, Gail Dickson, John Dickson, Dallas Wyatt, James Wallace, Llyod Swetnam, Sandra Wilson, Tina and Kurt Atzlinger, Jerry and Vicki Groll, Frieda Buczyk, Al Eubanks, Garnet Eubanks, LaDonna Hinesley, Cassie Niblack, Zane Johnson, Bertha Gibbs, Carolyn Johnson, Thurston Bullock and press representative Jessica Vaughn.

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

Pledge of Allegiance

Mayor's Presentation

Council Member Charles Ebert, III. presented the Employee Extra Mile Award to Mike Chavers from Public Works. Mr. Chavers's family members were also

present.

Discussion Items

[21-0142](#)

"Discussion Item" 2021 Baldwin County Hazard Mitigation Plan Review

Rachel Keith reported to Council that every five years the County is required to update our hazard mitigation plan. She stated the current plan dated 2015/2016 will expire on May 3, 2021. The plan draft has been prepared and needs to be available for public review and comment. Any comments received will be forwarded to the committee for review. She stated having the plan in place allows municipalities and jurisdictions to apply for hazard mitigation funds that become available after a severe weather event occurs. These funds are for the purpose of implementing mitigation measures to reduce risk and repetitive damage from future storm events. The draft plan is available tonight on the table where the sign-in sheet is located. A link to the plan will also be available on the City of Foley's website, a hard copy will be available at city hall and notices displaying how to access and review the plan will be posted at various city locations. Any public comments are welcome, please direct them to Rachel Keith and she will relay them to the committee for review. There was no further discussion on this item.

Consent Agenda

[21-0138](#)

Work Session/Council Meeting Minutes of March 1, 2021

Attachments: [03-01-2021 Work Session.Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, to approve the Work Session/Council Meeting Minutes of March 1, 2021. The motion carried by an unanimous vote.

[21-0139](#)

Report of the February, 2021, Approved & Paid Bills for the Record.

Attachments: [2021-02 Approved & Paid Bills.Expense Approval Report](#)

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

[21-0144](#)

Departmental Reports

Attachments: [January February 2021 Bid Awards \(1\)](#)
[Tax Collection Report FEB 21 Tax Report](#)
[February 2021 CDD Report](#)
[February 2021 PD Report](#)

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

[21-0131](#)

A Resolution to Set Public Hearing to Consider the Passage of an Ordinance Approving Petition for Annexation and Bringing Property into the Corporate Limits of the City of Foley (Norman & Marjorie Moore)

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: 21-1079-RES

Additions/Removals/Carry-Overs

A motion was made by Council Member Charles Ebert, III, seconded by Vera Quaites, to carry over item 21-0145 to the April 5, 2021 Council Meeting. The motion carried by an unanimous vote.

Ordinances

[21-0100](#)

An Ordinance Declaring Certain Real Property Surplus and No Longer Needed for Municipal Purposes and Authorizing the Sale of Same to Riviera Utilities

Attachments: [22271 County Road 12](#)
[22271 CR 12-Proposed Water Plant Site](#)

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: 21-2002-ORD

[21-0129](#)

AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY NORMAN AND MARJORIE MOORE

Attachments: [Annexation Petition and Map](#)
[Summerlyn SD-letter](#)

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

Enactment No: 21-2004-ORD

[21-0151](#)

An Ordinance Amending Ordinance 1031-08 Regulating Towing and Recovery Rotation Services for the City of Foley

Attachments: [1031-08 ORD](#)
 [Tow Ordinance Revised Draft \(Legal Review\)](#)

Police Chief Thurston Bullock reported to Council that this Ordinance has not been updated since 2008 and with the advance in technology and pricing it was time for the Ordinance to be looked at again. Chief Bullock stated this amendment will make pricing comparable with the rest of Baldwin County. There was no further discussion on this item.

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

Enactment No: 21-2005-ORD

Resolutions and Other Business

[21-0130](#)

A Resolution to Consider Voting Delegate for the ALM Annual Business Session

Attachments: [Voting Delegate Authorization](#)

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: 21-1080-RES

[21-0133](#)

A Resolution Accepting FY2021 Gulf Coast Resource Conservation and Development Council Grant

Attachments: [Cooperative Agreement Graham Creek](#)

Logan Eberly reported to Council that Graham Creek Nature Preserve has been awarded a grant of \$4,000 with a \$1,000 match, which will be used to build a green house.

A motion was made by Council Member Vera Quiates, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1081-RES

[21-0134](#)

A Resolution Approving the Purchase of a New Police Canine and Approving the Retirement of K9 Titan

Attachments: [3 K9 QUOTES](#)
 [K9 CAPITAL PURCHASE WORKSHEET](#)
 [SOUTHERN COAST K9 QUOTE](#)
 [EMAIL APPROVAL](#)

Police Chief Thurston Bullock reported to Council that Titan is nearing the age of retirement and the purchase of the new K9 is in the capital budget. There was no further discussion on this item.

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

Enactment No: 21-1082-RES

[21-0135](#)

A Resolution Requesting to Increase the Police Capital Budget as well as Approving the Purchase of (5) Police Tahoes, (2) Police Trucks, and Equipment to outfit all 7 vehicles.

Attachments: [CAPITAL PURCHASE WORKSHEET](#)
 [DONOHOO TAHOE MASTER AGREEMENT](#)
 [DONOHOO TAHOE QUOTE](#)
 [GULF STATES AR QUOTE](#)
 [HAYNES DODGE QUOTE](#)
 [HAYNES TAHOE QUOTE](#)
 [STALKER RADAR QUOTE](#)
 [STIVERS DODGE 1500 QUOTE](#)
 [STIVERS DODGE RAM MASTER AGREEMENT](#)
 [STOP STICK QUOTE](#)
 [RADIO ANTENNAS HURRICANE QUOTE](#)
 [HAYNES EQUIPMENT MASTER AGREEMENT](#)
 [STOP STICK SOLE SOURCE LETTER](#)
 [RADAR QUOTES](#)
 [RIFLE QUOTES](#)
 [EMAIL APPROVAL](#)
 [REQUEST TO INCREASE SPREADSHEET](#)

Police Chief Thurston Bullock reported to Council that the prices of the vehicles have gone up since they were budgeted last year, therefore the Police Department is asking for the difference in funds. There was no further 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: 21-1083-RES

[21-0137](#)

A Resolution to Accept Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) Funding for the Foley Municipal Airport in the amount of \$13,000 through the FAA.

Attachments: [AL 5R4 - SF424 Unsigned.pdf](#)

Rachel Keith reported to Council that the Foley Municipal Airport is eligible to receive \$13,000. Mrs. Keith stated that this will help cover operational expenses at the airport and will need Council's approval to submit the application. There was no further discussion on this item.

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: 21-1084-RES

[21-0143](#)

A RESOLUTION APPROVING SURVEY AND GEOTECHNICAL PROFESSIONAL SERVICES FOR NORTH PECAN STREET EXTENSION PHASE 1

Attachments: [Funding Res 21-1073](#)
 [Baskerville Donovan Proposal](#)
 [GeoCon Proposal](#)

President Trawick turned the meeting over to Council Member Charles Ebert, III.

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried with one abstention.

Council Member Charles Ebert, III turned the meeting back over to President Trawick.

Aye: 4 - Quaites, Blackwell, Ebert III and Council Member Dayton

Abstain: 1 - Trawick

Enactment No: 21-1085-RES

[21-0145](#)

A Resolution Approving the Placement of a Stick Library in the Foley Dog Park

Attachments: [Stick Library](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be carried over to the April 5, 2021 Council Meeting. The motion carried by an unanimous vote.

Enactment No: 21-1097-RES

[21-0146](#)

A Resolution to Apply for Hazard Mitigation Grant Program (HMGP)

funds

Attachments: [HMGP Notice of Funds Available](#)

Logan Eberly reported to Council that after Hurricane Sally, Hazard Mitigation Grant funds became available in Baldwin County in the amount of \$14 million. Mrs. Eberly is requesting to submit a Hazard Mitigation Grant application to build a first responders shelter, which will be a 75% grant with a 25% match. There was no further discussion on this item.

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: 21-1086-RES

[21-0147](#)

A Resolution to Apply the FY2021 Alabama Historic Commission Certified Local Government Grant

Attachments: [CLG Grant Application Instructions](#)

Logan Eberly reported to Council that Community Development would like to apply for the Alabama Historical Grant for Certified Local Government. Mrs. Eberly stated that it is a \$9,600 grant with a \$6,400 match. There was no further 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: 21-1087-RES

[21-0148](#)

A Resolution to Approve Moody's Electric's bid for Foley Soccer Complex Light Repairs

Logan Eberly reported to Council that during Hurricane Sally some of the light poles at the soccer complex were compromised. The project went to bid and Moody's Electric has been doing the repairs, but the work will be covered by insurance making this item budget neutral. There was no further 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: 21-1088-RES

[21-0149](#)

A Resolution Approving the Purchase of a 2021 Ford F150 Truck for Parks Department

Attachments: [PARKS Cap Purch Wrksht & FORD Truck Quote.PDF](#)

Gary Deisner reported to Council that the new truck will replace a 20 year old truck. There was no further 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: 21-1089-RES

[21-0150](#)

A Resolution Approving a Revised Contract for Service with the John McClure Snook Family YMCA

Attachments: [YMCA - Updated 03.08.21](#)

Logan Eberly reported to Council that the YMCA building was severely damaged during Hurricane Sally and they have not been able to open since. Mrs. Eberly stated this will give the YMCA the performance contract money issued at the beginning of the budget to help them rebuild their building. There was no further discussion on this item.

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: 21-1090-RES

[21-0152](#)

A Resolution Approving to Surplus and Sell a 1999 KME Custom Fire Pumper from the Foley Fire Department

Fire Chief Joey Darby reported to Council that this year they purchased a 2020 Fire Pumper, so the Fire Department would like to retire the oldest truck that they have in the fleet. Chief Darby stated that the Rabun Volunteer Fire Department would like to purchase the truck as is for \$50,000. There was no further 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 with one abstention.

Aye: 4 - Trawick, Quaites, Blackwell and Council Member Dayton

Abstain: 1 - Ebert III

Enactment No: 21-1091-RES

[21-0153](#)

A Resolution Approving the Purchase of a 2021 Ford F150 Truck for Sanitation Department

Attachments: [SANI Cap Purch Wrksht & FORD Truck Quote.pdf](#)

Public Works Director Darrell Russell reported to Council that the purchase price of this truck is coming in under budget. There was no further 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: 21-1092-RES

[21-0154](#)

A Resolution Approving the Purchase of Three (3) Trucks for Street Department

Attachments: [ST CNSTR Cap Purch Wrksht & RAM Truck Quote.pdf](#)
 [ST MAINT Cap Purch Wrksht & RAM Truck Quote.pdf](#)
 [ST SDWLKS Cap Purch Wrksht & RAM Truck Quote.pdf](#)

Public Works Director Darrell Russell reported to Council that the purchase price for all three trucks are coming in under budget. There was no further 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: 21-1093-RES

Mayor's Comments

There were no comments to report.

Visitor Comments

Floyd Swetnam - 1705 Thames Drive, Foley - addressed the Council with his concerns of flooding in his subdivision.

Bertha Gibbs - 13418 Rooster Lane, Foley - addressed the Council with her concerns of cars speeding on her road. She asked if speed bumps could be installed to slow cars down.

Several residents residing on Wilson Road addressed Council with their concerns of flooding on their road as well as the need for a larger cul-de-sac for vehicles to turn around. Environmental Director Leslie Gahagan reported she does not see an issue with looking into a ditch on the City's property, and the City should own the land all the way down to the creek hopefully within the next six months. City Engineer Chad Christian reported he will put together a plan for a T-shaped or Y-shaped turn around for the cul-de-sac to bring before Council, which will help the fire trucks and garbage trucks with turning around. He also asked for the residents to send him the video of the flooding so he can come up with a plan for the drainage.

Council Member Charles Ebert, III asked if staff could ask for easements from the owner of the property on Wolf Creek in order to speed the process along for the improvements in that area.

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 4:48 pm.

