



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final City Council

Monday, July 7, 2014

4:00 PM

Council Chambers

Work Session

Call to Order

Council President Wayne Trawick called the Council Work Session to order at 5:30 p.m.

Roll Call

All Council members were present with the exception of Councilmember Vera Quaites, who had a death in the family. Others present: Mayor John E. Koniar, Mike Thompson, Sandra Pate, Vickey Southern, Katy Taylor, Jay Dickson, John Jackson, Suzanne Kellams, Jessica Middleton, LaDonna Hinesley, David Thompson, Taylor Davis, Chad Christian, Heather Pritchard, Leslie Gahagan, David Wilson, Joey Darby, Joe Bouzan, Dan Hellmich, Steve Smith, Jeff Rouzie, Sam Jackson, Asher Michon, Bobby and Annette Davis, Stephen and press representative Cathy Higgins (Foley Onlooker).

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

Absent: 1 - Council Member Vera Quaites

Discussion Items

[14-0462](#)

Beth Taylor, DVM Presentation on Foley High School Ag Education

Attachments: [FHS_AG_ED \(1\).pdf](#)

Dr. Taylor did not show up so this item was carried over until the next meeting.

[14-0466](#)

Discuss Resurfacing Ph. V Cost Estimate

Attachments: [Const. Cost Est. - Resurf. Ph. V](#)

President Trawick turned the meeting over to President Pro-temp Ralph Hellmich. Taylor Davis presented two maps for the Resurfacing PH V project to the Council for their review. One map showed a base for resurfacing that included Hickory Street from Azalea to Hwy. 98 and Oak Street from 8th Avenue to Michigan Avenue. Alternate 1 included 9th Avenue and Alternate 2 included Aaronville Ballfield Parking and the entrance to Michigan Avenue. The second map showed the base consisting of Peachtree Avenue from Cedar

Street to Hwy. 59 and Poplar Street from Hwy. 98 to Berry Avenue. Alternate 2 included Mel Roberts Park Parking lot. Mike reported Council budgeted \$500,000 for resurfacing in the FY14 budget but none was done. The Council could opt to put the \$500,000 into the FY15 budget but it would not cover the \$745,000 needed to cover the Resurfacing PH V Project. They could catch up with putting \$745,000 in the FY15 budget. If they chose to go with the \$745,000 then Mike could relay that information to Sue to change those figures. There was a consensus to move this item to the Council agenda to approve going to bid.

Councilman Ebert asked Taylor to look at the parking area near the pool on Verbena Avenue, which is the southeast corner of Pine Street and Jessimine Avenue for the next project.

Enactment No: 14-0276-RES

14-0480

City Support Letters

Attachments: [Chamber of Commerce Letter](#)
 [Tanger Outlet Support Letter](#)

President Trawick reported the City received a couple of letters supporting activities at Graham Creek Nature Preserve.

Discuss Council Meeting Agenda for July 7, 2014

President Trawick reported that file ID 14-0447 was on the agenda twice and the second one should be removed as it was a duplicate.

14-0460 - Approve Work Session Minutes of June 16, 2014 - President Trawick asked for a correction to amend File ID 14-0411 changing Vice President to President Pro-temp in the Work Session Minutes of June 16, 2014. There was a consensus to amend.

14-0474 Correction to the Work Session Minutes of June 2, 2014 - City Clerk Vickey Southern reported this item was to amend the last sentence in first paragraph under Multi-Use Facility. The word "paved" should be replaced with "to be graveled". There was a consensus to amend.

14--0440 May 2014 Sales Tax, Rental Tax and Lodging Tax Reports - Mike Thompson reported May was a good month. Looking at the preliminary numbers from the State of Alabama Revenue Department the numbers indicate approximately 10.6% increase in sales tax revenue, approximately 130% lodging tax increase and rental tax approximately 25% increase. It appears that both May and June will be good revenue months.

14-0427 (2nd Reading) Ordinance approving petition for annexation and bringing property into the corporate limits of the City of Foley (Magnolia Land Company) - This item needs to be carried over to the August 4th meeting as it is still at Planning Commission.

14-0433 Consider Reappointment to the Board of Adjustments and Appeals -

The reappointment for Vernie Heard Jr. to the BAA expired in December and needs to be made retro-active. This item remained on the Council meeting agenda.

14-0444 Approval of construction costs for Centennial Plaza - Suzanne Kellams reported they poured the footings today and are on schedule with the project. This item remained on the Council meeting agenda.

14-0446 - Surplus of 2001 Ford Crown Vic - Chief Wilson reported the car is an unmarked car used by the detectives that they would like to see declared as surplus and donated to the non-profit organization, the Guardian of the Ribbon, Inc. Asher Michon, President and Sam Jackson, Vice President, were present. Mr. Michon reported the funds they raise go to cancer patients in Baldwin County. They began raising funds when their Orange Beach Fire Chief's wife was diagnosed with cancer and to help with costs they sold T-Shirts, painted one of the fire trucks pink and attended many events. They joined an organization in Arizona and have made over \$100,000. None of the funds raised go to Susan G. Komen or the American Cancer Society as they are used to help people locally. Before they named the pink fire truck the Chief's wife passed away and it is now named after her. The car, if donated, will probably be named after a child that they are now working with who has cancer. They will paint it pink and will use it to go to functions and continue their fundraising efforts. They thanked the City of Foley for helping and being supportive of them and their efforts. If it is donated then they would like to bring it back after it has been painted pink so Council can see it. This item remained on the Council meeting agenda.

14-0447 An ordinance declaring city owned property known as the Dixie Furniture property as surplus and authorizing the sale of same - The Ordinance needs to be adopted tonight as this property is scheduled to close on Thursday. Councilman Ebert asked if the building had been cleaned out yet. Mr. Thompson reported that it still has some things in it that needs to be moved out. This item remained on the Council meeting agenda.

14-0448 Approved purchase of sport field edger and rear mount lip broom in the amount \$5,350 for the Sports Complex - David Thompson reported the edger will help automate some of the work and will cut down on staff time. They will also be able to use it between tournaments. This item remained on the Council meeting agenda.

14-0450 Amends Resolution 14-0142 - This item modifies the vendors list for the Farmer's Market. This item remained on the Council meeting agenda.

14-0453 - Upgrade GIS Licenses - Jessica Middleton reported this request would move funds from the Capital Purchase account to be used to purchase upgrades for GIS Licenses. The budgeted Capital Purchase items are not as high of a demand as the licenses and can be pushed off until next fiscal year. This item remained on the Council meeting agenda.

14-0454 Scan Tool for Maintenance Department - Dan Hellmich reported this tool scans all the computer equipment on the newer vehicles. This item remained on the Council meeting agenda.

14-0456 Foley Library Shelving Additions - John Jackson reported by moving

funds from Equipment Maintenance account to Small Tools they can purchase frames for the extra shelving to expand the fiction section of the Library. The purchase would be from the same company that shelving has been purchased so that it will be the same. This item remained on the Council meeting agenda.

14-0458 Purchase of Thermal Imaging Camera for Fire Department - Chief Darby reported there is \$11,000 budgeted in the Fire Ad Valorum Fund for a new thermal imaging camera. They applied for a grant through Firehouse Subs but they did not get a grant. Nafeco has several demo cameras that the vendors want to liquidate and they are offering a camera for \$7,495. The new demo camera would be sent back to the vendor, tested, and returned with a full warranty. This model is color and is handheld with all the options. This item remained on the Council meeting agenda.

14-0459 Purchase of Rescue Randy training manikin for Fire Department - Chief Darby reported the current manikin is worn out and parts are not replaceable. The manikin is used for training and weighs 165#. The cost includes shipping. This item remained on the Council meeting agenda.

14-0463 - Amend Resolution for Pecan Street Permanent Repairs - President Trawick turned the meeting over to President Pro-temp Hellmich. Taylor Davis reported the original estimate from Volkert included construction costs and this amendment is for engineering services only. Volkert is to do the design work to make sure that it is done correctly. They met with FEMA and have a better understanding on it. Councilman Ebert asked about temporary repairs and Mike Thompson reported that Joe Bouzan was asked to attend this meeting to give a FEMA update. This item remained on the Council meeting agenda. The meeting was turned back over to President Trawick.

14-0464 A resolution clarifying site review date and event date for Powerman USA Duathlon - Vickey Southern reported in the June 2nd meeting and Work Session Minutes Don Staley did not have a site review date due to negotiations still taking place. The Powerman event is scheduled for November 30, 2014 and site reviews will be held July 28 and 29, 2014. This item remained on the Council meeting agenda.

14-0465 Approve bidding and Memorialize advertising costs for Clubhouse Drive Repairs - This item remained on the Council meeting agenda.

14-0467 Amend Resolution for East Section Avenue Sloped Paved Ditch - President Trawick turned the meeting over to President Pro-temp Hellmich. This item is similar to file 14-0463 as Volkert included construction costs in their agreement. This approves engineering services only. This item remained on the Council meeting agenda. President Pro-temp Hellmich turned the meeting back over to President Trawick.

14-0469 Soccer Field Construction Funding - David Thompson reported the construction costs will be over the budgeted amount and they need to appropriate an additional \$30,052 for the purposes of clearing, constructing and securing two new soccer fields. Riviera has to run electricity for the irrigation and lighting. This item remained on the Council meeting agenda.

14-0472 - Concessions Stand Change Order - David Thompson reported that the bid did not include a stainless steel splash back that is required for the fire

suppression system and this is the need for the change order. This item remained on the Council meeting agenda.

14-0476 Amend Resolution 14-0128 Bid solicitations for Dog Park Grading and Paving and approve advertising costs - This resolution clarifies the ad costs and the account numbers for Finance Department. This item remained on the Council meeting agenda.

14-0477 - Amends Resolutio 14-0212 - This resolution amends the original approving resolution to purchase the fans from Warehouse Equipment and Supply Co. instead of purchasing the fans from MCS Contracting and approved MCS Contracting's amended proposal under the USDA Grant expense account. This item remained on the Council meeting agenda.

14-0482 Approving the purchase of playground equipment for Beulah Heights - Mike Thompson reported that when he and Mark met with GameTime they submitted samples for them to look at. The current equipment is outdated and the location of the playground needs to be relocated closer to the pavilion and the basketball courts. GameTime submitted a quote, which includes sand, in the amount of \$34,743.76. The project is in the Capital Projects Plan in the amount of \$35,000. This item remained on the Council meeting agenda.

FEMA Update - Joe Bouzan reported the City of Foley has not received any FEMA funds yet and they have already changed project managers.

CAT A has been completed and signed off on.

CAT B has some last things to finish up for FEMA codes, such as the Fire Department's time needs to be submitted so that it can be reimbursed. The City can proceed with a temporary fix on Pecan Street as FEMA has given the City permission to proceed. The contractor will put some filter cloth over the culvert rather than reposition them for the temporary fix.

The flume at the Justice Center is included in CAT C and we are waiting on Volkert to design the flume. Taylor Davis wants it to step down more. FEMA is waiting on the design and cost estimates.

CAT D - Drainage and water control is under this category. The water control ditch has a \$15,000 project worksheet.

CAT E covers the vehicle that was lost due to flooding, the CDD and Library. At first the City thought they would get the full value of the vehicle but will only get \$12,000 Blue Book value. The quote covered all the equipment on the vehicle. Joe is waiting on a quote for the airport fence, as 800' was damaged. Dan has 20 projects completed and ten more to go and eight more to be contracted out. Darrell Russell did a spreadsheet for Dan on what we have left to go. Dan and Darrell gave them great records.

Councilman Hellmich asked about the riprap around Martins Creek. Joe reported you can see where the City put it out but 50' to the east is gone but the riprap that was there held. Mike Thompson asked if we could mitigate damages. Joe further reported that was not going well and they were having difficulties mitigating for funds. Leslie reported on Martins Creek that the NRCS has some stream side watershed grants. After they complete emergency projects the City could submit an application for funds. She will keep track on when they complete emergency projects and when they will start taking regular applications to see if the City can get a grant for those repairs.

Dan reported Pecan Street needed to have the temporary repairs done. FEMA

accepted the lowest quote from R&S Paving & Grading in the amount of \$17,735. They can get to it as soon as the City gives them the go ahead. President Trawick turned the meeting over to President Pro-temp Hellmich. President Trawick abstained from the discussions of this item and the following item. After a discussion the Council's consensus was to add this item to the Council meeting agenda in an amount not to exceed \$18,000.

14-0466 Resurfacing PH V - The Council's consensus was to add this item to the Council meeting agenda. President Pro-temp Hellmich turned the meeting over to President Trawick.

Mayor's Comments

Mayor Koniar reported that he, Mike and Wayne went to New York for bond meetings and the meetings went very well. This was due to a lot of work done by staff and it reflects well on how the City of Foley handles public funds. Staff did an outstanding job as the meetings with S&P and Moody's averaged approximately two to two and a half hours and resulted in the City receiving a AA rating from S&P and a AA3 from Moody's. Mike Thompson reported that there are only 12 cities in the State of Alabama that have good ratings and Foley should be in the top ten.

Visitor's Comments

None to report.

Adjourn

Hearing no further comments the meeting adjourned at 4:57 p.m.