



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final City Council

Monday, February 4, 2013

5:30 PM

Council Chambers

Pledge of Allegiance

Call to Order

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

Roll Call

Councilmen Ralph Hellmich and Charles Ebert were out due to illness. Others present: City Administrator Mike Thompson, City Clerk Vickey Southern, Joey Darby, LaDonna Hinesley, Suzanne Kellams, Steve Smith, David Wilson, Pat Davis, Ellen Dean, David Mullins, Jim Morris, Alec and Elva Barnett, Jeff Rouzie, and press representative Cathy Higgins.

Present: 3 - President Wayne Trawick, Council Member Vera Quaites and Council Member Rick Blackwell

Absent: 2 - Council Member Ralph Hellmich and Council Member Charles Ebert III

Special Presentation - Arbor Day

[13-0409](#)

2013 Arbor Day Proclamation

This Proclamation was presented by Mayor Koniar to Mrs. Ellen Dean, Chairman of the Arbor Day Committee, Foley Revitalization and Beautification Board. She reported the celebration would be held on February 23, 2013 at 10:00 a.m.

Additions/Removals

A motion was made by Council Member Rick Blackwell that items 13-0458, 13-0459, 13-0460, and 13-0381 be added to tonight's agenda. Council Member Vera Quaites seconded the motion and the vote carried by an unanimous vote.

Approval of the Minutes

[13-0436](#) Work Session Minutes of January 22, 2013

Attachments: [01-22-13 Work Session Minutes](#)

A motion was made by Council Member Vera Quaites, seconded by Council Member Rick Blackwell, that the Minutes be approved. The motion carried by an unanimous vote.

[13-0452](#) Council Meeting Minutes of January 22, 2013

Attachments: [MeetingMinutes Draft 29-Jan-2013-03-10-47.pdf](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that the Minutes be approved. The motion carried by an unanimous vote.

Ordinances, Resolutions & Other Business

[13-0440](#) Petition for Annexation for City of Foley Pen Air property

Attachments: [Pen Air.pdf](#)

A motion was made for the first reading of the ordinance 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:

[13-0430](#) Amends Resolution No. 13-0137 to Correct the Account No.

Attachments: [Amend 13-0137.pdf](#)

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: 13-0162-RES

[13-0435](#)

Purchase of two John Deere 1565 Commercial Front Mount Mowers for the Street Department

Attachments: [NJPA Approval Letter](#)
[John Deere Front Mount Mower Quote - NJPA](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that this Resolution be adopted approving the purchase of two mowers in the amount of \$64,235.88. The motion carried by an unanimous vote.

Enactment No: 13-0161-RES

[13-0437](#)

Renewing Herbicide Application Contract with EDKO Vegetation Managers

Attachments: [Edko Renewal - 2013](#)

A motion was made by Council Member Vera Quaites, seconded by Council Member Rick Blackwell, that this Resolution be adopted approving the EDKO contract in the amount of \$24,010.50. The motion carried by an unanimous vote.

Enactment No: 13-0163-RES

[13-0438](#)

Resolution to Authorize Transfer of Funds for Sanitation Department

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. This action moves funds from the contract labor account to the overtime account.

Enactment No: 13-0164-RES

[13-0439](#)

Resolution to Authorize Transfer of Funds for General Government Department

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: 13-0165-RES

[13-0442](#)

Request permission to increase the United Bank VISA Credit Card limit.

Attachments: [Credit Card Info - Revised February 2013](#)

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. The current limit is \$36,500 and the request was to increase up to \$50,000 to include two new cards and have enough funds in the Finance Department so that when there are a lot of conferences being booked at the same time the card limit can be increased temporarily. One card will be for Economic Development.

Enactment No: 13-0166-RES

[13-0444](#)

Consider Gulf Coast Newspaper's Marketplace ad in the amount of \$325

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: 13-0167-RES

[13-0445](#)

Memorialize a Capital Purchase of New and Refurbished Christmas Pole Decorations For \$1,637.38 From Trees n Trends

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: 13-0168-RES

[13-0446](#)

Consider purchase of iPads for use with Legistar

A motion was made by Council Member Vera Quaites, seconded by Council Member Rick Blackwell, that this Resolution be adopted contingent upon Council looking at the Apps. The motion carried by an unanimous vote.

Enactment No: 13-0169-RES

[13-0447](#)

Resolution authorizing construction and enhanced security at City Hall

Attachments: Revenue Office Construction and Proposed Security Project
[MCS Contracting Security Quote.pdf](#)
[MCS Contracting Security Quote.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: 13-0170-RES

[13-0448](#)

Declare Rose Trail Gazebo as Surplus and authorize its disposal

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: 13-0171-RES

[13-0450](#)

Consider transfer of funds for Recreation Department and repairs to wiring at five-plex and to complete electrical work on Mel Roberts Park new tennis courts

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: 13-0172-RES

[13-0451](#)

Street Light Install In Alley

Attachments: [Street Light in Alley](#)

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: 13-0173-RES

[13-0453](#)

Consider transfer of funds and hiring a consultant to further support the City's and Jeff Rouzie's Economic Development efforts.

Attachments: [CSED Ingram Contract.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: 13-0174-RES

Add On's

[13-0454](#)

Accepts Proposal from Watkins Acy Strunk Designs, Inc. for design services for the Foley Farmers Market not to exceed \$18,000

Attachments: [WatkinsAcyStrunkDesigns-FoleyFarmersMarket.pdf](#)
 [13-0112 RES.pdf](#)

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: 13-0175-RES

[13-0458](#)

Resolution declaring the annexation of Delaney and Springdale properties by Legislative Annexation is for the public health and good

Attachments: [Springdale annex map 1 31 13.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: 13-0176-RES

[13-0459](#)

Resolution declaring the annexation of properties located along U.S. Hwy. 98 by Legislative Annexation is for the public health and good

Attachments: [US Highway 98 annex map 1 31 13.pdf](#)

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: 13-0177-RES

[13-0460](#)

Resolution declaring the annexation of Willow Lake Subdivision by Legislative annexation is for the public health and good

Attachments: [Willow Lakes annex map 1 31 13.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: 13-0178-RES

[13-0381](#)

Create new Swim Instructor Account

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: 13-0179-RES

Visitor's Comments

None to report.

Mayor's Comments

None to report.

Executive Session

A motion was made by Council Member Blackwell to go into Executive Session to discuss the terms and conditions that the City might be willing to sell, lease, or transfer certain rights in City owned property. Council Member Quaites seconded the motion. City Administrator Mike Thompson took the following roll call vote:

Aye: 3 - President Trawick, Council Member Quaites and Council Member Blackwell

Reconvene

Prior to recessing the meeting to go into Executive Session City Administrator Mike Thompson reported the Council would return in approximately 15-30 minutes to take action on the item being discussed in Executive Session. After recessing the meeting at 5:45 p.m. the Council reconvened at 6:05 p.m. The Council was present, with the exception of Councilmen Ralph Hellmich and Charles Ebert, who were out due to illness. Others present: Mike Thompson, Vickey Southern, Steve Smith and Jeff Rouzie.

[13-0461](#)

Discuss the terms and conditions the City might be willing to sell, lease, or transfer certain rights in the property owned by the City.

A motion was made by Council Member Vera Quaites, seconded by Council Member Rick Blackwell, that a Resolution be adopted approving the Highland Group to market a City owned building located at the corner of Alston and Jessamine Avenue to tenants at no cost to the City; with the City retaining the final approval of such tenants and authorizing the Mayor and City staff to create a lease/purchase agreement with The Highland Group whereby the Highland Group pays the City a monthly rental rate of \$1,000 per month less any capital improvement expenditures made to the building; and allows The Highland Group the right to purchase the property from the City at any point in the first five (5) years at a total cost of \$133,000. The motion carried by an unanimous vote.

Enactment No: 13-0180-RES

Adjourn

A motion was made by Council Member Vera Quaites, seconded by Council Member Rick Blackwell, that this meeting be adjourned. The motion carried by an unanimous vote. The meeting adjourned at 6:10 p.m.