



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Tuesday, January 17, 2017

5:30 PM

Council Chambers

Council Meeting

Call to Order

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

Roll Call

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Kate Embry, Richard Humphrey, Miriam Boutwell, David Wilson, Chad Christian, Meg Hellmich, Daisha Barnes, Oliva Barnes, Jeff Rouzie, John Jackson, Chad Brewer, LaDonna Hinesley, Francis Holk-Jones, Arthur Holk and press representative Allison Woodham (Onlooker).

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

Pledge Of Allegiance

Additions/Removals

There were no additions or removals.

Approval of the Minutes

[17-0012](#)

Work Session Minutes of January 3, 2017.

Attachments: [01-03-2017 Work Session Minutes.](#)

A motion was made by Council Member Charles Ebert, III to approve the Work Session Minutes of January 3, 2017. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

[17-0013](#)

Council Meeting Minutes of January 3, 2017

Attachments: [01-03-2017 Council Meeting Minutes](#)

A motion was made by Council Member Vera Quaites to approve the Council Meeting Minutes of January 3, 2017. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Departmental Reports

[17-0031](#) Sales, Lodging and Rental Tax Report

Attachments: [Tax Report](#)

City Administrator Mike Thompson reported sales tax is up 12.27%; the lodging tax is up 38% and rental tax is up 31%.

[17-0027](#) CDD December 2016 Report

Attachments: [CDD December 2016 Report for Council.pdf](#)

City Planner Miriam Boutwell gave a synopsis of the CDD report, which is attached as back up to the minutes.

[17-0030](#) December 2016 Foley PD Monthly Report

Attachments: [20170109154627291](#)

Police Chief David Wilson gave a synopsis of the Police Department report, which is attached as back up to the minutes.

Ordinances

[16-0679](#) Amending GG001 Submittal of Agenda Items Implemented: June 1, 2011

Attachments: [Policy Number GG001 Amended 1A\(Revised-Final\)](#)

A motion was made by Council Member Charles Ebert, III to rescind Policy Number GG001 in its entirety and to accept the new Policy Number GG001(A-1) as submitted in its entirety as attached as back up. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 17-2005-ORD

[17-0004](#) AN ORDINANCE DECLARING CERTAIN REAL PROPERTY NOT PRESENTLY NEEDED FOR MUNICIPAL PURPOSES AND AUTHORIZING THE DONATION OF THE SAME

Attachments: [Letter of Intent 12 29 16](#)

A motion was made by Council Member Ralph Hellmich that this ordinance be adopted. The motion was seconded by Council Member Vera Quaites and

carried by an unanimous vote.

Enactment No: 17-2006-ORD

17-0015

AN ORDINANCE DECLARING CERTAIN REAL PROPERTY NOT PRESENTLY NEEDED FOR MUNICIPAL PURPOSES AND AUTHORIZING THE SALE OF THE SAME

Attachments: [Sale of City Property- Seller Comments 12-27-16](#)
[Potential Property](#)
[Email](#)
[Appraisal of Lot 5](#)

A motion was made by Council Member Vera Quaite that this ordinance be adopted. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 17-2007-ORD

Resolutions

17-0010

A resolution to approve or deny business license application

Attachments: [Business License Application](#)

Foley Police Chief David Wilson reported the applicant has not cooperated with the Police Department and recommended the business license application be denied at this time.

Deputy Fire Chief Chad Brewer reported the place of business has open fire inspection deficiencies that will need to be completed before the business is opened.

A motion was made by Council Member Ralph Hellmich to deny the business license application filed by Rebecca Crafton for Saily's Tire & Automotive Repair. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

Enactment No: 17-1008-RES

17-0011

REQUEST TO USE MAX GRIFFIN PAVILION FOR A BENEFIT FISH FRY AND SILENT AUCTION.

Attachments: [20161228](#) [123038](#)

A motion was made by Council Member Charles Ebert, III to approve the use of Max Griffin Pavilion as requested for a benefit fish fry and silent auction on January 21, 2017 from 5:00 am until 6:00 pm. The motion was seconded by Council Member Vera Quaite and carried by an unanimous vote.

Enactment No: 17-1009-RES

17-0018

Acceptance and Use of Friends of the Library Donation

Attachments: [Budget Increase and Transfer Request Forms Friends Donation 12 28 16](#)

A motion was made by Council Member Ralph Hellmich to accept a donation of \$3,000.00 from the Friends of the Foley Library which will used for the purchase of shelving for the Genealogy Department. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 17-1010-RES

[17-0020](#)

West Peachtree Sinkhole Repair Funding

Attachments: [Pre-project Checklist](#)

A motion was made by Council Member Ralph Hellmich to approve memorializing the West Peachtree Sinkhole Repair project and to appropriate \$62,133.29 in support of this action. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 17-1011-RES

[17-0022](#)

Consider amendments to the rental fees and policies for the Graham Creek Nature Preserve

Attachments: [Alcohol SecurityForm Leslie](#)
[Fee Schedule](#)
[Regulations and Requirements](#)
[Rental Application](#)

A motion was made by Council Member Rick Blackwell to accept amendments to the rental fees, policies and forms for the Graham Creek Nature Preserve as recommended by the Graham Creek Advisory Board. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

Enactment No: 17-1012-RES

[17-0025](#)

ABC License: 040- Retail Beer (On Or Off Premises) and 060 - Retail Table Wine (On Or Off Premises) for The Forge Pizzeria LLC, applicant operating under the trade name The Forge Pizzeria located at 21040 A Mifflin Road Foley, Alabama.

Attachments: [The Forge ABC License Application](#)
[The Forge Pizzeria Map](#)

Police Chief David Wilson and Deputy Chief Chad Brewer recommended moving forward with the ABC license.

A motion was made by Council Member Ralph Hellmich to approve the ABC license application for The Forge Pizzeria. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

[17-0028](#)

Surplus vehicle donated to Silverhill PD

A motion was made by Council Member Charles Ebert, III to declare the listed Police Department vehicle surplus and to approve it being donated to Silverhill Police Department. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 17-1013-RES

[17-0029](#)

Awards Project Administration Services Contract to Grant Management, LLC for the CDBG Rehabilitation Project

Attachments: [20170109150845867](#)

A motion was made by Council Member Ralph Hellmich to adopt this resolution. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 17-1014-RES

[17-0033](#)

Transfer Funds within the Sports Tourism Department

Attachments: [20170110120144986](#)

A motion was made by Council Member Charles Ebert, III to transfer \$3,000 from the Sports Tourism Advertising & Marketing account to the Overtime account to cover budget shortfall. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 17-1015-RES

Mayor's Comments

Mayor Koniar had no comments.

Visitor Comments

Arthur Holk - 302 W. Satsuma Avenue Foley, AL. reported Mayor and Council is doing a great job with the growth of the City. He then reported that he does not understand why the City is permitting all the billboards when doing so, violates the City's ordinance. Councilman Hellmich reported he also serves on the Planning Commission and they decided that when they allow a billboard to be converted to a digital billboard, the owner of those billboards must remove four regular billboards which is good for the City because there will ultimately be less billboards. There are now approximately four digital billboards and approximately twelve regular billboards have been taken down.

Adjournment

A motion was made by Council Member Ralph Hellmich to adjourn the meeting. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.