



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, November 2, 2020

4:00 PM

Council Chambers

Work Session/Council Meeting

Call to Order

Council President Wayne Trawick called the meeting to order at 4:00 p.m.

Roll Call

All Council Members were present. Also present: Mayor Ralph Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Wynter Metz, Joey Darby, Thurston Bullock, Kevin Carnley, Chad Christian, Leslie Gahagan, Tom DeBell, David Stovall, James Wallace, John Lynch, Ann Bacher, Julian McDonald, Suzanne Kellams, Lawrence Rich, David Vosloh, Darrelyn Dunmore, Logan Eberly, Jay Lanius, Craig Johnson, Renee Singh, Rachel Keith, Ricky Hill, Alen Gauci, Jamie Smith, Rick Seltz, Alice carson, Fred Carson, Narissa Nelson, Eddie Switt, John Anderson, Harold and Joyce Dishon, Bill and Pat Pelkey, Frederick and Elizabeth Carson, Lynn Johnson and press representative Jessica Vaughn.

Present: 6 - President Wayne Trawick, Council Member Vera Quaites, Council Member Rick Blackwell, Council Member Charles Ebert III, Mayor J Koniar and Council Member Richard Dayton

Pledge of Allegiance

Additions/Removals/Carry-Overs

There were no additions/removals or carry overs.

Discussion Items

There were no discussion items.

Consent Agenda

[20-0503](#)

Work Session/Council Meeting Minutes of October 19, 2020

Attachments: [10-19-2020 Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, to approve the Work Session/Council Meeting Minutes of October 19, 2020. The motion carried by an unanimous vote.

[20-0478](#)

A Resolution to waive the fees and Adrian Hill with Golden Knight General Konstruktion, LLC permission to host their Annual Alzheimer's Teams Shug Remembrance Walk and Fundraiser at Heritage Park.

Attachments: [Adrian Hill's Alzheimer's Walk](#)
[Event in honor of Verna Hill & Ricky Hill](#)

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: 20-1317-RES

[20-0482](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING 216 WEST ORCHID AVENUE TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT

Attachments: [216 W. Orchid](#)

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: 20-1318-RES

[20-0483](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING 232 WEST LAUREL AVENUE TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT

Attachments: [232 W. Laurel](#)

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: 20-1319-RES

[20-0484](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT SE CORNER HICKORY ST AND MICHIGAN AVE

Attachments: [SE corner of Hickory & Michigan](#)

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: 20-1320-RES

[20-0507](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE

A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 311 WEST MARIGOLD AVE

Attachments: [311 W Marigold Ave.](#)

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: 20-1321-RES

[20-0530](#)

A Resolution to Set a Public Hearing to Consider Various Zoning Amendments

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: 20-1322-RES

[20-0531](#)

A Resolution to Set a Public Hearing to Consider the Passage of an Ordinance to Approve the Rezoning of Property Owned by William Byard Gordon SR ETAL from AO (Agricultural Open Space) to PUD (Planned Unit Development) and Initial Zoning of Property Owned by William Byard Gordon SR ETAL to PUD (Planned Unit Development).

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: 20-1323-RES

Ordinances

[20-0526](#)

(Second Reading) Zoning Ordinance Amendments

Attachments: [Zoning Ordinance Amendment and Recommendation](#)

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

[20-0529](#)

(Second Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY WILLIAM BYARD GORDON SR ETAL FROM AO TO PUD AND INITIAL ZONING OF PROPERTY OWNED BY WILLIAM BYARD GORDON SR ETAL TO PUD

Attachments: [Initial and rezone Gordon](#)

Several residents were present and voiced their concerns regarding the proposed development on the corner of County Road 12 and the Foley Beach Express. City Planner Miriam Boone explained the process as well as the plan for this residential development. Residents had concerns about the increase in

traffic, drainage and speeding on County Road 12.

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

Resolutions and Other Business

[20-0506](#)

A Resolution to Appoint a New Member to the Housing Authority Board.

Attachments: [Teresa Smith Bio](#)

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

Enactment No: 20-1324-RES

[20-0525](#)

A Resolution Approving the Surplus/Disposal of Police Tahoe #115 and Requesting to Purchase Replacement.

Attachments: [DONOHOO 115 REPLACEMENT QUOTE](#)
[115 REPLACEMENT CAPITAL PURCHASE REQ WORKSHEET](#)
[115 REPLACEMENT INCREASE WORKSHEET](#)
[2015 Chevy Tahoe - VIN 9737 - Proof of Loss](#)
[APPROVAL EMAIL](#)

Chief Thurston Bullock reported to Council that Police Tahoe #115 was damaged during Hurricane Sally and that the police department would like to purchase a new one. Chief Bullock reported that he is requesting the difference in funds remaining after the insurance payout. 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: 20-1325-RES

[20-0527](#)

A Resolution To Approve Filling A New Position In Sports Tourism Sooner Than Budgeted

Attachments: [Budget Transfer Request Form - Sports Tourism](#)

David Thompson reported to Council that he is requesting the budgeted Event Coordinator position for April 2021 to be moved up to February 2021. Mr. Thompson reported that a current employee will be taking maternity leave, causing this position to be needed sooner than originally anticipated. 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: 20-1326-RES

[20-0528](#)

A Resolution to accept (BJA) Bulletproof Vest Partnership Grant Award for the FY 2020

Attachments:

[Bulletproof vest award FY2020](#)

[BVP FY20 Budget increase form for Agenda](#)

[Vest Agenda Email](#)

Logan Eberly reported to Council that the Police Department has been awarded with this grant for \$5,107.00 with a 50% match. Mrs. Eberly reported that this grant will help purchase more bullet proof vests. 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: 20-1327-RES

[20-0532](#)

A Resolution To Approve Filling A New Position In Community Development Sooner Than Budgeted

Miriam Boone reported to Council that this part-time position is budgeted to become a full time position in April 2021, and is requesting that it become full time in November 2020 due to an increased workload within the department. 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: 20-1328-RES

[20-0533](#)

A Resolution to Apply for the Firehouse Subs Public Safety Foundation Grant

Chief Joey Darby reported to Council that the Fire Department is requesting to apply for this grant, requiring no match, for purchasing water rescue equipment. 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: 20-1329-RES

[20-0534](#)

A Resolution Relating to Post Hurricane Sally Disaster Debris Removal on Private Roads and in Gated Communities

Rachel Keith reported to Council that FEMA requires Council authorization to access private roads and communities for debris removal and clean up. 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: 20-1330-RES

[20-0536](#)

A Resolution to Approve Disaster Recovery Consulting Services and Enter into an Agreement with Synergy Disaster Recovery

Attachments: [Disaster Recovery Consulting Services Rating Sheet](#)
[Synergy Proposal Submitted](#)

Rachel Keith reported to Council that in order to move forward with the recovery efforts, it is in the City's best interest to partner with a consulting firm to help guide us in the right direction. 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: 20-1331-RES

[20-0467](#)

ABC License: 020 - Restaurant Retail Liquor for Cracker Barrel Old Country Store Inc, Applicant, operating under the trade name Cracker Barrel 477 located at 3150 South McKenzie Street Foley, Alabama 36535.

Attachments: [Cracker Barrel ABC License](#)

The Fire and Police Departments made a recommendation to move forward with the ABC License.

A motion was made by Council Member Richard Dayton, seconded by Council Member Rick Blackwell, to make a recommendation to the ABC Board to move forward with the license. The motion carried by an unanimous vote.

Mayor's Comments

Mayor Hellmich reported that the City received great news that the City has been awarded a FY 2021 Transportation Alternatives Set -aside Program in the amount of \$640,000 for the sidewalks along 9th Avenue.

Mayor Hellmich also reported that to date, 600,000 cubic yards of storm debris has been collected throughout the City. This amount of debris exceeds the amounts of storms in the past.

Visitor Comments

Glen Lakes resident David Vosloh congratulated Mayor Hellmich on being elected and sworn in as Mayor.

Harold Dishon, who resides at 111 Pine Place Drive reported to Council that Pine Place subdivision has suffered flooding due to Hurricane Sally and storm water drainage issues and debris blocking drainage. He requested that the City clean the drainage ditch of the debris. John Anderson, who resides at 115 Pine

Place Drive reported that he has cleared a lot of the debris in the drainage ditch and also provided photographs for Council to review. Moreen McQuire, who resides at 116 Pine Place Drive also reported concerns of the flooding. Mayor Hellmich reported that the City had been made aware of this issue but the problem is that an HOA was never formed and the ditch is on private. The City can not go onto private property to work. He encouraged the subdivision to form an HOA to be responsible for the maintenance of the ditch.

Adjournment

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

The meeting adjourned at 5:36 p.m.