



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, April 4, 2016

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[16-0178](#)

Public Hearing to Consider Rezoning of Property Owned by Thomas C. Provost PUD (Planned Unit Development) to AO (Agriculture Open Space).

Council President Wayne Trawick opened the public hearing at 5:30 p.m. to consider rezoning of property owned by Thomas C. Provost from PUD (Planned Unit Development) to AO (Agriculture Open Space). President Trawick 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 5:31 p.m.

Roll Call

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Vickey Southern, Katy Taylor, Matt Cuellar, David Wilson, Chad Christian, Joey Darby, David Brackin, Herman Doster, Judy Doster, Randy Davis, Bill Swanson, John Jackson, Gregg Knight 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

Mayor's Presentation

[16-0169](#)

Proclamation: Confederate History Month

Attachments: [Confederate History Month](#)

Mayor Koniar presented the Confederate History Month Proclamation to Herman Doster. The Confederate History Month Proclamation is attached as backup to the minutes.

[16-0170](#)

Proclamation: Earth Day

Attachments: [Earth Day](#)

Mayor Koniar read aloud the Earth Proclamation, which is attached as backup to the minutes.

[16-0171](#)

Proclamation: Relay For Life Day

Attachments: [Relay For Life](#)

Mayor Koniar presented the Relay for Life Day Proclamation to David Brackin. The Relay for Life Day Proclamation is attached as back to the minutes.

[16-0172](#)

Proclamation: Earth Day Mobile Bay

Attachments: [Earth Day Mobile Bay](#)

Mayor Koniar read aloud the Earth Day Mobile Bay Proclamation, which is attached as back to the minutes.

[16-0177](#)

Proclamation: Child Abuse Prevention Month

Attachments: [Child Abuse Prevention Month](#)

Mayor Koniar read aloud the Child Abuse Prevention Month Proclamation, which is attached as backup to the minutes.

Additions/Removals

There were no additions or removals.

Approval of the Minutes

[16-0163](#)

Work Session Minutes of March 21, 2016.

Attachments: [3-21-16 Work Session Minutes](#)

A motion was made by Council Member Ralph Hellmich to approve the Work Session Minutes of March 21, 2016. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

[16-0173](#)

Council Meeting Minutes of March 21, 2016.

Attachments: [3-21-16 Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III to approve the Council Meeting Minutes of March 21, 2016. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Ordinances, Resolutions and Other Business

[16-0114](#)

ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY THOMAS C. PROVOST FROM PUD - PLANNED UNIT DEVELOPMENT TO AO - AGRICULTURAL OPEN SPACE

Attachments: [Provost Info for Council Final.pdf](#)

A motion was made by Council Member Hellmich to approve the rezoning of property owned by Thomas C. Provost from PUD (Planned Unit Development) to AO (Agriculture Open Space). The motion was seconded by Council Member Blackwell and carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, aye; President Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charlie Ebert, III, abstained. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaites, Council Member Hellmich and Council Member Blackwell

Abstain: 1 - Council Member Ebert III

Enactment No: 16-2009-ORD

[16-0160](#)

A Resolution to reappoint Jack Purser and Kathryn Ledrew to the Foley Historic Commission.

Attachments: [Historic Comm. Member List](#)
 [Emails](#)

A motion was made by Council Member Charles Ebert, III to reappoint Jack Purser and Kathryn LeDrew to the Foley Historic Commission. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1080-RES

[16-0176](#)

Approval of Application for the 2017 LSTA Grant

A motion was made by Council Member Ralph Hellmich to approve the application by the Foley Public Library to the Alabama Public Library Services for a LSTA (Library Services Technology Act) Grant that will enhance the

Non-Fiction section of the Library. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1081-RES

16-0179

Consider amendment to Animal Control Ordinance

Attachments: [ORD. 219](#)
[ORD. 1143-10](#)
[ORD. 15-1010](#)

A motion was made by Council Member Ralph Hellmich to approve the first reading of an ordinance to amend the Animal Control Ordinance. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

16-0182

Dundee Circle Street Light Installation

Attachments: [Dundee Cir. Street Light Request Documents](#)

A motion was made by Council Member Rick Blackwell to approve transferring \$741.75 from Account No. 12-600-9375 A14 GCE to Account No. 01-624-8010, and to approve the installation of one (1) additional decorative street light and pole on Dundee Circle in Carnoustie Gardens subdivision; to amend the budget for the transfer accounts; to approve the purchase from Baldwin EMC for an annual cost of \$92.40 or a monthly cost of \$7.70 for lighting and to approve entering into an agreement with Carnoustie Gardens Homeowners Association whereby the City will purchase decorative lighting and the HOA will pay the difference between the decorative and standard lighting costs in the amount of \$294.74. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1082-RES

16-0183

Carnoustie Drive Street Light Installation

Attachments: [Carnoustie Dr. Street Light Request Documents](#)

A motion was made by Council Member Charles Ebert, III to approve transferring \$769.48 from Account No. 12-600-9375 A14 GCE to Account No. 01-624-8010, and to approve the installation of one (1) additional decorative street light and pole on Carnoustie Drive in Carnoustie Gardens subdivision; to amend the budget for the transfer accounts between the capital projects by \$769.48; to approve the purchase from Baldwin EMC for an annual cost of \$92.40 or a monthly cost of \$7.70 for lighting and to approve entering into an agreement with Carnoustie Gardens Homeowners Association whereby the City will purchase decorative lighting and the HOA will pay the difference between the decorative and standard lighting costs in the amount of \$325.55, as set forth in the agreement. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 16-1083-RES

16-0184

Memorialize Volkert Inc.'s Supplemental Agreement for Pride Dr.

Extension

Attachments: [Volkert Supplemental Agreement CBMPP](#)

President Trawick turned the meeting over to President Pro-temp Hellmich.

A motion was made by Council Member Ebert, III, to memorialize Volkert Inc.'s Supplemental Agreement to the Pride Drive Extension project (ATRIP) for their preparation and submittal of the updated Construction Best Management Practices Plan (CBMPP) to ADEM. The motion was seconded by Council Member Blackwell and carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, aye; President Trawick, abstained; Council Member Rick Blackwell, aye and Council Member Charlie Ebert, III, aye. The vote passed by a majority vote.

President Pro-temp Hellmich turned the meeting back over to President Trawick.

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

Abstain: 1 - President Trawick

Enactment No: 16-1084-RES

[16-0185](#)

Request to Transfer Departmental Budget Dollars to Another Category (\$350.00 in the Environmental Department from Supplies & Small Tools Category to Personnel Category) for The Purchase of Uniforms for Staff

Attachments: [Transfer Funds for Uniforms.pdf](#)

A motion was made by Council Member Vera Quaites to approve transferring \$350.00 from 01-630-5020 Supplies and Small Tools to 01-630-1060 Uniforms for the purchase of uniforms for the staff of the Environmental Department. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 16-1085-RES

[16-0188](#)

Request to Transfer Departmental Budget Dollars to Another Category (\$3,500.00 in the Environmental Department from Miscellaneous/Other to Personnel Category) to Help Fund Temporary and/or Intern Labor for the Nature Preserve

Attachments: [Transfer Funds for Labor.pdf](#)

A motion was made by Council Member Rick Blackwell to authorize transferring \$3,500 from Account # 01-630-8151 Habitat Mgmt. to Account #01-630-1015 Part-Time Salaries to help fund temporary and/or intern labor for the Graham Creek Nature Preserve. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 16-1086-RES

Mayor's Comments

There were no comments to report.

Visitor's Comments

Council Member Ralph Hellmich reported he wanted to recognize the staff for doing a great job with the audit.

Adjourn

A motion was made by Council Member Ralph Hellmich to adjourn the meeting. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

The meeting adjourned at 5:46 p.m.