



Meeting Minutes - Final

City Council

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Monday, August 19, 2024

4:00 PM

Council Chambers

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**Work Session/Council Meeting**

**Public Hearing**

[24-0500](#)

Public Hearing to Consider Violations of the City's Repair and Demolition of Dilapidated Buildings and Structures that Constitute a Public Nuisance Ordinance 1076-08 and Amending Ordinance 19-2019 at 1810 S. Cedar St. in Foley, Alabama.

Council President Wayne Trawick opened the Public Hearing at 4:00 p.m. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

**Call to Order**

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

**Roll Call**

All Council Members were present with the exception of Council Member Vera Quaites. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Christi Watkins, Jeff Phillips, Leslie Gahagan, Robert Jenkins, Bob Colt, Miranda Bell, Logan Eberly, Rachel Keith, Darrelyn Dunmore, David Thompson, Jamie Smith, Angela Sherman, Kate Ray, McKenzie Ivey, Donna Watts, Annie Lineberger, Tyler Morgan, Travis Valentine, Kate Norris, Jeff Lee, Nicole Blackwell, Hilton Kirkwood, LaDonna Hinesley, Joey Darby, Thurston Bullock, David Wilson, Guy Busby and Cian Harrison.

**Present:** 4 - Wayne Trawick, Rick Blackwell, Charles Ebert III and Richard Dayton

**Absent:** 1 - Vera Quaites

**Moment of Reflection**

**Pledge of Allegiance**

**Work Session Discussion**

[24-0466](#)

South Baldwin Chamber of Commerce Performance Contract Activity Report

Travis Valentine with the South Baldwin Chamber of Commerce, along with Tyler Morgan with the Gateway Workforce Initiative reported on their 5 year strategic plan involving improvements to recruiting efforts and website design.

### Additions/Removals/Carry-Overs

There were no additions to report.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell to remove item 24-0493 from the agenda. The motion carried by an unanimous vote.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell to carry-over item 24-0501 to the September 16, 2024 council meeting. The motion carried by an unanimous vote.

### Consent Agenda

[24-0470](#)

Work Session/Council Meeting Minutes of August 5, 2024

**Attachments:** [8-05-24 Work Session Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, to approve the August 5, 2024 Work Session/Council Meeting Minutes. The motion carried by an unanimous vote.

[24-0473](#)

Departmental Reports

**Attachments:** [Tax Report and Permit-Plan Review Aug 2024](#)

[July 2024 CDD Report for Council](#)

[July 2024 PD Report](#)

[June 2024 FD Report](#)

[July 2024 FD Report](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this agenda item be approved. The motion carried by an unanimous vote.

[24-0467](#)

Report of July, 2024, Approved and Paid Bills for the Record

**Attachments:** [2024-07 Approved & Paid Bills.Expense Approval Report](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this agenda item be approved. The motion carried by an unanimous vote.

### Ordinances

[24-0464](#)

(Second Reading) AN ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE TO HOTWIRE INFRASTRUCTURE GROUP, LLC, ITS AFFILIATES, SUCCESSORS, AND ASSIGNS, TO CONSTRUCT, OPERATE AND MAINTAIN A SYSTEM NETWORK FOR THE PURPOSE OF TRANSMISSION OF CABLE AND INTERNET SERVICES WITHIN ALL INCORPORATED PORTIONS AND LOCATIONS OF THE CITY OF FOLEY, ALABAMA AND TO USE AND OCCUPY THE STREETS, ALLEYS AND OTHER PUBLIC PLACES OF CITY FOR SUCH PURPOSES

**Attachments:** [Hotwire Franchise Agreement Final Version](#)

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

Enactment No: 24-2026-ORD

[24-0437](#)

(Second Reading) An Ordinance to Give Rivera Utilities Consent to Sell Real Property to Baldwin County

**Attachments:** [Baldwin County Offer to Purchase and Agreements](#)

**City Administrator Mike Thompson reported that this property is a small parcel of land that the County needs in order to improve the intersection at the corner of Michigan Ave. and Co. Rd. 65**

**A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton, that this Ordinance be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-2025-ORD

## Resolutions and Other Business

[24-0498](#)

ABC License: 020 - Restaurant Retail Liquor for Colt Foley, LLC, applicant operating under the trade name Colt Grill located at 118 W Laurel Ave., Foley, AL.

**Attachments:** [Colt Grill Application](#)

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

**A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, to make a recommendation to the ABC Board to move forward with the ABC License. The motion carried by an unanimous vote.**

[24-0499](#)

ABC License: 011 - Lounge Retail Liquor - Class II (Package) for SAYU 24, INC., applicant operating under the trade name Foley Liquor located at 3814 S Mckenzie St. Foley, AL.

**Attachments:**     [Foley Liquor - ABC Application](#)

Foley Police and Fire 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 ABC License. The motion carried by an unanimous vote.

[24-0459](#)

A Resolution Adopting the City of Foley Comprehensive Safety Action Plan

There was no discussion on this item.

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

Enactment No: 24-1318-RES

[24-0465](#)

A Resolution to start a Capital Project and to transfer Funds from Police Personnel Account to Capital Project Account

**Attachments:**     [Public Safety Systems Improvement project approval](#)

There was no 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: 24-1319-RES

[24-0468](#)

A Resolution Approving Monthly Bids - July 2024

**Attachments:**     [July 2024 Bid Awards](#)

There was no discussion on this item.

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

Enactment No: 24-1320-RES

[24-0469](#)

A Resolution Approving an Agreement with Mobile County Commission's SWARHSO/ADECA (Southwest Alabama Regional Highway Safety Office) Community Traffic Safety Program (CTSP) for reimbursement of Overtime for the FY 2024-2025

**Attachments:**     [AGENCY AGREEMENT SIGNATURE SHEET](#)

There was no 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: 24-1321-RES

[24-0471](#)

A Resolution to Declare Multiple Guns as Surplus and Donate to the Department of Forensic Sciences.

**Attachments:** [Updated Spreadsheet](#)

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1322-RES

[24-0483](#)

Resolution Approving Baskerville-Donovan Inc's Professional Services Proposal for Additional Funding for Miflin Road Access Management Plan Phase 1.

**Attachments:** [City of Foley CR 20 AMP Additional Fee request 6182024 \(1\)](#)  
[RES 20-1062 Miflin Rd Access](#)  
[Daisha-Barnes-Engineering \(2\)](#)

There was no 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: 24-1323-RES

[24-0484](#)

A Resolution Approving an Increase to the T-Hangar Lease Rates

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1324-RES

[24-0485](#)

A Resolution Approving the Lease of New T-Hangar Units and Establishing a Lease Rate

There was no 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: 24-1325-RES

[24-0486](#)

A Resolution To Approve A Contract For The City's Reinsurance/Stop Loss Renewal

**Attachments:** [City of Foley - Proposal 379440\\_Redacted](#)

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1326-RES

[24-0487](#)

A Resolution to Transfer Funds from Police Personnel Account to Operating Account

**Attachments:** [Gulf States Distributors Quote AMMO](#)  
[Transfer approval form](#)

There was no discussion on this item.

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

Enactment No: 24-1327-RES

[24-0488](#)

A Resolution Accepting Engineering Designs Group's Professional Services proposal for the North Cedar Street Sidewalk Project, Phase II.

**Attachments:** [2024-08-05 N. Cedar Street Sidewalk Project \(1\)](#)  
[Wynter-Metz-Public-Works](#)

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1328-RES

[24-0489](#)

A Resolution to reappoint Board Member Gregg Knight to the Board of Adjustments And Appeals.

There was no 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: 24-1329-RES

[24-0490](#)

A Resolution to Reappoint Committee Member David Vosloh to the Foley Education Advisory Committee

There was no 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: 24-1330-RES

[24-0492](#)

A Resolution to Reappoint Board Member Barbara Ingram to the Riviera Utilities Board.

There was no discussion on this item.

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

Enactment No: 24-1331-RES

[24-0493](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AT 1207 NORTH ALSTON STREET AND ORDERING ITS ABATEMENT

**Attachments:** [1207 N. Alston Street Weed Abatement](#)

**A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell to remove item 24-0493 from the agenda. The motion carried by an unanimous vote.**

Enactment No: 24-1332-RES

[24-0494](#)

A Resolution Accepting the Additional Funding from FY2024 Legislative Event Grant

**Attachments:** [LOU City of Foley](#)  
[Budget Increase Form](#)

There was no discussion on this item.

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

Enactment No: 24-1333-RES

[24-0495](#)

A Resolution for the Acceptance and Use of Friends of the Library Donation

**Attachments:** [Kate-Norris-08-12-2024](#)

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1334-RES

[24-0496](#)

A Resolution Amending City FY2024 Budgets

There was no 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: 24-1335-RES

[24-0497](#)

A Resolution to Appoint James Shoots to the Foley Education Advisory Committee

There was no discussion on this item.

**A motion was made by Council Member Richard Dayton, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried by an unanimous vote.**

Enactment No: 24-1336-RES

[24-0501](#)

A Resolution Authorizing Employees to Enter Upon the Property at 1810 S. Cedar St. for the Purpose of Abating the Public Nuisance.

**A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell to carry-over item 24-0501 to the September 16, 2024 council meeting. The motion carried by an unanimous vote.**

## Mayor's Comments

Mayor Hellmich reported that Sheriff Hoss Mack's retirement ceremony will be held Friday, August 23, 2024 at 2 pm at the Bay Minette Civic Center.

He reported a meeting was held between the City and the architects on the design of the safe room being built. He reported that it is progressing well and on time.

He also reported that elections will be coming soon and August 26, 2024 will be the first day candidates can raise money or spend towards their campaigns.

Mayor Hellmich reported that Co. Rd. 10 will be closed for the entire month of August while crews replace culverts.

He reported that the City schools have resumed any are already seeing an increase in enrollment numbers.

He also reported that the Foley High Schools first home football game has been rescheduled to Thursday, August 29, 2024.

He reported that the Foley Beach Express is ahead of schedule and should be complete by the end of the year.



## Visitor Comments

Robert Jenkins, who resides at 1213 Alston St., Foley, AL., addressed Council with concerns that the property located next door to his at 1207 Alston St., has become a public nuisance and dangerous.

He reported that there is trees down on the property which he feels could be a fire hazard. He reported the house is overgrown with vegetation and has no power or running water supply.

He also reported that there is a rodent infestation on the property which is causing issues for the neighbors and that there has been drug activity on the property which neighbors have had to contact police over.

Mayor Hellmich reported that the City is aware of the issues and that the City will work with Code Enforcement to contact the owner's of the property to resolve the issues.

## Adjournment

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

The meeting adjourned at 5:00 p.m.