



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, May 1, 2017

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[17-0231](#)

A Public Hearing to consider passage of an ordinance and to consider Planning Commission's recommendation to adopt an ordinance approving the rezoning of 34.95+/- acres. The property is currently zoned B-1A (Extended Business District) proposed zoning is PDD (Planned Development District). Property is located on the east side of Juniper Street, north of County Road 20.

Council President Wayne Trawick opened the public hearing at 5:30 pm. He 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 pm.

Roll Call

All Council Members were present. Mayor John Koniar was absent. Also present: City Administrator Mike Thompson, City Clerk Katy Taylor, Kate Embry Richard Humphrey, Sal Muccio, Chad Christian, Miriam Boutwell, Thurston Bullock, Joey Darby and press representative Jessica Vaughn (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

[17-0251](#)

BUILDING SAFETY MONTH

Attachments: [Building Safety Month](#)

Council Member Ralph Hellmich present City Planner Miriam Boutwell with the Building Safety Month Proclamation.

Additions and Removals

There were no additions or removals.

Approval of the Minutes

[17-0261](#)

Work Session Minutes of April 17, 2017

Attachments: [04-17-17 Work Session Minutes](#)

A Motion was made by Council Member Charles Ebert, III to approve the Work Session Minutes of April 17, 2017. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

[17-0244](#)

Council Meeting Minutes of April 17, 2017

Attachments: [4-17-17 Council Meeting Minutes](#)

A Motion was made by Council Member Rick Blackwell to approve the Council Meeting Minutes of April 17, 2017. The motion was seconded by Council Member Vera Quaite and carried by an unanimous vote.

Ordinances

[17-0216](#)

Ordinance to Rescind Ordinance 1193-12 An Ordinance providing for the exemption of certain items as defined in Act No. 2006-574 from the payment of City Sales and Use Tax for the first full weekend in August.

Attachments: [ORD. 1193-12](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 17-2020-ORD

[17-0175](#)

ORDINANCE REZONING PROPERTY OWNED BY CITY OF FOLEY, COASTAL ALABAMA FARMERS & FISHERMENS MARKET, PUBLIC FACILITIES COOPERATIVE DISTRICT OF THE CITY OF FOLEY & WOLF BAY LODGE FROM B1A TO PDD

Attachments: [Farmer's Market Rezoning](#)
[gr170418 CAFFM-ConceptMP-PDD](#)
[CAFFM Rezone Support Letter](#)
[PFCD Rezone Support Letter](#)

A motion was made 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: 17-2021-ORD

[17-0240](#)

(Second Reading) REZONE CROSBY PROPERTIES FROM R2 TO PUD

Attachments: [Bay St-Crosby Rezone Recommendation.pdf](#)

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

[17-0241](#)

(Second Reading) REZONE DAYNA MASTERS PROPERTY FROM R1C TO PUD

Attachments: [Masters Pirates Cove Rezone Recommendation.pdf](#)

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

[17-0248](#)

Amendments to the Manual for Design and Construction Standards Ordinance

Attachments: [Updated Construction Manual.4.20.17.with accepted changes](#)
[Construction Manual.Tracked Changes](#)
[Official Construction Manual.1008-07](#)

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

Resolutions and Other Business

[17-0232](#)

Street Dept. requests permission to purchase a John Deere Rhino 4150 Bush hog.

Attachments: [John Deere Rhino 4150 Quote from SunSouth.PDF](#)

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

Enactment No: 17-1110-RES

[17-0233](#)

Street Dept. requests permission to purchase a portable message board sign to fill a multi-dept. need.

Attachments: [2017 message board quote.pdf](#)

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: 17-1111-RES

[17-0234](#)

Foley Beach Express/County Road 20 Safety Project Professional Services Completion

Attachments: [Approved Pre-Project Checklist](#)
 [Geocon Proposal FBE & CR 20](#)
 [HMR Survey Contract FBE & CR 20](#)
 [Left Turn Lane Safety Project Preliminary Layout](#)

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

Enactment No: 17-1112-RES

[17-0239](#)

Paving the Portion of CR 20 from the Foley Beach Express East to the City Limits

Attachments: [Pre-Project Checklist - Paving CR 20 from FBE East to City Limits](#)

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: 17-1113-RES

[17-0243](#)

Approve the use of the Foley Civic Center as an Alternate Care Site for the South Baldwin Regional Medical Center

Attachments: [South Baldwin Medical Center Request.pdf](#)

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

Enactment No: 17-1114-RES

[17-0245](#)

A Resolution Authorizing Certain Accounts to be Written off as Uncollectible

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

Enactment No: 17-1115-RES

[17-0246](#)

Request for Capital Purchase of Polaris Ranger

Attachments: [Polaris Quote and Specifications](#)

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

Enactment No: 17-1116-RES

[17-0247](#)

Request to Install a Full Disc Golf Course

Attachments: [Disc Golf Course. Back 80](#)

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

Enactment No: 17-1117-RES

[17-0249](#)

Resolution Amending Pay Classification Plan for Restructure to Certain Positions Within the Police Department. Restructure is Budget Neutral to the Police Department Budget.

Attachments: [Excerpt from Pay Plan.pdf](#)

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

Enactment No: 17-1118-RES

[17-0250](#)

Resolution Amending Pay Classification Plan for Two Job Title Changes in the Information Technology Department. The Proposed Changes are Budget Neutral to the IT Department Budget.

Attachments: [IT Legislative File #17-0250.pdf](#)

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

Enactment No: 17-1119-RES

[17-0253](#)

A Resolution to reappoint Clyde Abrams, Roderick Burkle, and David Rauch to the Public Facilities Cooperative District.

Attachments: [PFCD Board](#)

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

Enactment No: 17-1120-RES

[17-0254](#)

Approving Connie Salter to operate an outdoor boot camp in Max Griffin

Park.

Attachments: [Outdoor Bootcamp Request](#)

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

Enactment No: 17-1121-RES

[17-0255](#)

A Resolution to reappoint Vera Quaite to the Public Facilities Cooperative District.

Attachments: [PFCD Board](#)

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

Enactment No: 17-1122-RES

[17-0256](#)

A Resolution to reappoint Ralph Hellmich to the Public Facilities Cooperative District.

Attachments: [PFCD Board](#)

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: 17-1123-RES

[17-0257](#)

A Resolution to reappoint Rick Blackwell to the Public Facilities Cooperative District.

Attachments: [PFCD Board](#)

A motion was made by Council Member Hellmich, seconded by Council Member Ebert, III, that this Resolution be adopted. The motion carried by the following vote: Council Member Vera Quaite, aye; Council Member Ralph Hellmich, aye; President Wayne Trawick, aye; Council Member Rick Blackwell, abstained and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaite, Council Member Hellmich and Council Member Ebert III

Abstain: 1 - Council Member Blackwell

Enactment No: 17-1124-RES

[17-0258](#)

A Resolution to reappoint Charles J. Ebert, III to the Public Facilities Cooperative District.

Attachments: [PFCD Board](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Ralph Hellmich, that this Resolution be adopted. The motion carried

by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, aye; President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles 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: 17-1125-RES

[17-0259](#)

A resolution setting a public hearing to consider Planning Commission's recommendation for rezoning property owned by Crosby Properties From R-2 (Residential Single Family and Duplex) To PUD (Planned Unit Development).

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

Enactment No: 17-1127-RES

[17-0260](#)

A resolution setting a public hearing to consider Planning Commission's recommendation for rezoning property owned by Dayna Masters From R-1C (Residential Single Family) To PUD (Planned Unit Development).

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: 17-1126-RES

[17-0262](#)

A resolution to waive the fees for the Foley Civic Center and Council Chambers

A motion was made by Council Member Ebert, III, seconded by Council Member Quaites, that this Resolution be adopted. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

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

Abstain: 1 - Council Member Hellmich

Enactment No: 17-1128-RES

Mayor's Comments

No comments to report.

Visitors Comments

City Administrator Mike Thompson reported the Audit Reading went very well and there were no negative markings.

Adjournment

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

The meeting adjourned at 5:55 pm.