



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, November 20, 2017

5:30 PM

Council Chambers

Council Meeting

Call to Order

Council President Wayne Trawick called the meeting to order at 5:30 p.m.

Roll Call

All Council Members were present. Also present: City Administrator Mike Thompson, Kate Embry, Chad Christian, Joey Darby, David Wilson, Pete Vakals 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

Reports

[17-0657](#)

Department Reports

Attachments: [Oct. 2017 Sales Tax Reports](#)
 [October 2017 CDD Report.pdf](#)
 [Fire Dept. Report](#)
 [PD Report Oct. 2017](#)

A motion was made by Council Member Ralph Hellmich to accept the Departmental Reports as submitted. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Audit of the Accounts

[17-0673](#)

Audit the Accounts of October, 2017

A motion was made by Council Member Charles Ebert, III to approve the

accounts of October 2017 for payment. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Approval of the Minutes

[17-0669](#)

Work Session Minutes of November 6, 2017

Attachments: [11-06-17 Work Session Minutes](#)

A motion was made by Council Member Ralph Hellmich to approve the Work Session Minutes of November 6, 2017. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

[17-0670](#)

Council Meeting Minutes of November 6, 2017

Attachments: [11-06-17 Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III to approve the Council Meeting Minutes of November 6, 2017. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Additions/Removals

There were no additions or removals.

Ordinances

[17-0332](#)

OWA Entertainment District

Attachments: [OWA Entertainment District Backup.pdf](#)

A motion was made by Council Member Blackwell, seconded by Council Member Quaites, that this Ordinance 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: 17-2044-ORD

[17-0652](#)

ORDINANCE APPROVING INITIAL ZONING OF PROPERTY OWNED BY RIVIERA UTILITIES.

Attachments: [Riviera Initial Zoning](#)

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

Enactment No: 17-2050-ORD

[17-0651](#)

(Second Reading) ORDINANCE APPROVING INITIAL ZONING OF BJ's Residential Properties, LLC.

Attachments: [BJ Initial Zoning](#)
 [BJ Original Plan](#)
 [BJ Revised Plan](#)
 [BRINKS WILLIS - JAMES RD 8 UNIT DEVELOPMENT 11-15-17](#)

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.

Resolutions and Other Business

[17-0653](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 147 MEADOW RUN LOOP

Attachments: [Weed Abatement 147 Meadow Run Loop](#)

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

Enactment No: 17-1308-RES

[17-0659](#)

Resolution to contract with Global Marketing Solutions for a new city website

Attachments: [CityofFoley.org Website Work](#)

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

Enactment No: 17-1309-RES

[17-0660](#)

EXTRA-TERRITORIAL JURISDICTION AGREEMENT WITH BALDWIN COUNTY

Attachments: [ETJ Boundary.pdf](#)
 [5123-12 RES](#)

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

Enactment No: 17-1310-RES

[17-0661](#)

**WAIVE CDD FEES TO MINIMUM FOR UNITED PENTECOSTAL
HOLINESS CHURCH**

Attachments: [Waive CDD Fees Request](#)

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

Enactment No: 17-1311-RES

[17-0662](#)

Amending FY18 Budget with regard to the hire date of two Patrol Officers in the Police Department.

Attachments: [FY18 Budget - New Positions.pdf](#)

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: 17-1312-RES

[17-0663](#)

Appropriating funds and Approving the Purchase of a Trackless Train

Attachments: [Train Photo](#)
 [True American Classic Bid](#)
 [Wayne's Email #17-0663.](#)
 [Increase Budget Form #17-0663](#)
 [Res 17-1187Trackless TrainLegislativeFile14-Nov-2017-10-40-43](#)

A motion was made by Council Member Hellmich, seconded by Council Member Blackwell, 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: 17-1313-RES

[17-0665](#)

Approval for Ecumenical Ministries, Inc. advertisement banner placement

Attachments: [Ecumenical Ministries Letter](#)

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: 17-1314-RES

[17-0664](#)

ABC License: 240- Non-Profit Tax Exempt for St. Athanasios Greek Orthodox Chapel, Inc., applicant operating under the trade name Greek Night for their event located at the Foley Civic Center.

Attachments: [Redacted Greek Night ABC License App.](#)

Fire Chief Darby and Police Chief Wilson made recommendations to move forward with the ABC License.

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

[17-0667](#)

9th Avenue Extension Project

Attachments: [BCBE Letter](#)
 [HMR Contract](#)
 [Pre-Project Checklist](#)

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

Enactment No: 17-1315-RES

[17-0674](#)

Approves Recreation to purchase a John Deere Gator/Sprayer

Attachments: [Capital Request Recreation Sprayer](#)

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: 17-1316-RES

[17-0675](#)

Set Public Hearing to consider Planning Commission's recommendation for Initial Zoning of PUD (Planned Unit Development) for 1.10 +/- Acres Being Annexed into the Corporate Limits owned by BJ's Residential Properties, LLC.

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: 17-1317-RES

[17-0672](#)

Consider 020- Restaurant Retail Liquor for Desmonds Taste Of Jamaica, LLC applicant, operating under the trade name of Desmonds Taste Of Jamaica located at 214 West Laurel Avenue Foley, AL.

Attachments: [ABC License Application](#)
 [Map](#)

Fire Chief Darby and Police Chief Wilson made recommendations to move forward with the ABC License.

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

Mayor's Comments

Council Member Ralph Hellmich reminded everyone that the garbage and recycling pick schedule will be modified for the Thanksgiving holiday.

Visitor's Comments

Mr. Pete Vakals thanked Council for considering the ABC License for St. Athanasios Creek Orthodox Chapel's Greek Night event.

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 5:44 p.m.