



# City of Foley, AL

407 E. Laurel Avenue  
Foley, AL 36535

## Meeting Minutes - Draft

### City Council

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Monday, July 17, 2017

5:30 PM

Council Chambers

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#### 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: Mayor John Koniar, City Administrator Mike Thompson, City clerk Katy Taylor, Kate Embry, Cortny Barksdale, Joey Darby, Thurston Bullock, LaDonna Hinesley, Teresa Neese, Gene Mader, Billie Nardell 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

##### 17-0409      Departmental Reports

**Attachments:**

[Sales, Lodging and Rental Tax Report](#)  
[Marketing FY2017 Qtrs-1-3](#)  
[June 2017 CDD Report](#)  
[June 2017 Fire Dept. Report](#)  
[June 2017 Foley PD Report](#)

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

##### 17-0406      Audit of the Accounts of June 2017

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

of June 2017. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

## Approval of the Minutes

[17-0401](#) Work Session Minutes of July 5, 2017

Attachments: [07-05-2017 Work Session Minutes](#)

A motion was made by Council Member Vera Quaites to approve the Work Session Minutes of July 5, 2017. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

[17-0402](#) Council Meeting Minutes of July 5, 2017

Attachments: [07-05-2017 Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell to approve the Council Meeting Minutes of July 5, 2017. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

## Additions and Removals

A motion was made by Council Member Ralph Hellmich to remove item 17-0389. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

## Ordinances

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

Enactment No: 17-2029-ORD

[17-0365](#) **PREZONING KELLER ROAD PROPERTY ANNEXED VIA LEGISLATIVE ACT**

Attachments: [Pre zoning recommendation.pdf](#)

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: 17-2030-ORD

**17-0395**

(First Reading) AN ORDINANCE TO REGULATE TAXICABS AND VEHICLES FOR HIRE IN THE CITY OF FOLEY (NOT TO INCLUDE "TRANSPORATION NETWORK COMPANIES") AND TO AMEND ORDINANCE NO. 1018-07

**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.**

**17-0404**

(First Reading) Amendments to Ordinance for Control, Collection and Disposal of Refuse

**Attachments:** [Refuse Ordinance.2017](#)

**A motion was made by Council Member Rick Blackwell, 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**

**17-0366**

A RESOLUTION APPROVING USE OF CABOOSE CLUB DONATIONS

**Attachments:** [Train](#)

[Depot Visitor Count](#)

[Trackless Train Capital Projects Sheet](#)

**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: 17-1187-RES

**17-0370**

Alabama National Guard Training at the Foley Municipal Airport

**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: 17-1188-RES

**17-0386**

**Request to use stage for a community event at Beulah Heights Park.**

**Attachments:** [Application to use City Park 06.28.17](#)

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

Enactment No: 17-1189-RES

17-0389

A RESOLUTION SETTING A PUBLIC HEARING  
DECLARING WEEDS TO BE A PUBLIC NUISANCE  
AND ORDERING ITS ABATEMENT AT 317 BERRY AVE WEST

Attachments: [317 W Berry Ave Weed Abatement \(2\)](#)

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

17-0399

Approving the South Baldwin Chamber of Commerce's, Alabama Festival of Flavor Request

Attachments: [2017 Festival of Flavor](#)

**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: 17-1190-RES

17-0405

Approves Application For The Alabama Historical Commission 2018 Capital Enhancements Grant

Attachments: [2018 AHC Capital Enhancements](#)

**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: 17-1191-RES

17-0385

Consider 050- Retail Beer (Off Premises Only) and 070- Retail Table Wine (Off Premises Only) ABC License for BBS Health Foods, LLC, applicant, operating under the trade name of BBS Health Food Store and More located at 8154 Highway 59, Suite 205 Foley, AL 36535

Attachments: [BBS HHealth Foods LLC](#)

**The Foley Police and Fire Departments recommended moving forward with the ABC License.**

**A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that the ABC License be approved. The motion carried by an unanimous vote.**

## Mayor's Comments

**Mayor Koniar reported OWA will be opening for business on Friday, July 21, 2017 with a Media Day on Thursday, July 20, 2017.**

## Visitor Comments

Senior Citizen Advisory Board Chairman Gene Mader reported he would like to thank Mayor and Council for all they do for the senior citizens of the City of Foley. He further reported the staff of the Senior Center are great to work with and they work hard to meet the needs of the senior citizens.

## Executive Session

City Administrator Mike Thompson reported the need to go into Executive Session to discuss the consideration that the City would be willing to pay to purchase certain real property. He further reported there would be no need for Council to come back to vote and the Executive Session will last approximately ten minutes.

A motion was made by Council member Rick Blackwell to go into Executive Session. The motion was seconded by Council Member Ralph Hellmich.

City Administrator Mike Thompson took the following roll call 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, aye. The vote was unanimous to go into Executive Session.

The meeting adjourned at 5:47 p.m.

The meeting reconvened at 5:56 p.m.

Also Council members were present. Also present: Mayor John Koniar and City Administrator Mike Thompson.

## Adjournment

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

The meeting adjourned at 5:57 p.m.