



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, December 16, 2019

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[19-0664](#)

Public Hearing to Consider Weeds to be a Public Nuisance and to Order is Abatement at 420 W. Marigold Avenue.

Council President Wayne Trawick opened the public hearing at 5:30 p.m. He reported the property had been abated by the owner and no further Council action is required. He asked for comments from the public. Hearing no comments, he closed the public hearing.

[19-0665](#)

Public Hearing to Consider Weeds to be a Public Nuisance and to Order is Abatement at 500 South Hickory Street.

President Wayne Trawick opened the public hearing at 5:31 p.m. He reported the property had been abated by the owner and no further Council action is required. He asked for comments from the public. Hearing no comments, he closed the public hearing.

[19-0666](#)

Public Hearing to Consider Weeds to be a Public Nuisance and to Order is Abatement along Peachtree Avenue Fence Line of Live Oak Subdivision.

President Wayne Trawick opened the public hearing at 5:31 p.m. He reported the property had been abated by the owner and no further Council action is required. He asked for comments from the public. Hearing no comments, he closed the public hearing.

Call to Order

President Wayne Trawick called the meeting to order at 5:32 p.m.

Roll Call

All Council Members were present with the exception of Council member Vera Quaites, who was absent due to illness. Also present: City Clerk Katy Taylor,

Tommy Purdue, Shawn Miller, LaDonna Hinsley, Joey Darby and Mildred Miller.

Present: 4 - President Wayne Trawick, Council Member Ralph Hellmich, Council Member Rick Blackwell and Council Member Charles Ebert III

Absent: 1 - Council Member Vera Quaites

Pledge of Allegiance

Mayor's Presentation

[19-0669](#) Proclamation: Human Trafficking Awareness Month

Attachments: [Human Trafficking Awareness Month Proclamation](#)

Council Member Ralph Hellmich presented the proclamation.

Departmental Reports

[19-0646](#) Department Reports

Attachments: [November 2019 Bid Awards](#)
[Public Project Recommendation](#)
[November 2019 Tax Collections Report](#)
[November 2019 CDD Report](#)
[Sept 2019 FD Report](#)
[October 2019 FD Report](#)
[Nov 2019 PD Report](#)
[November 2019 Fire Department Report](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, to accept the reports as submitted. The motion carried by an unanimous vote.

Record Approved Bills

[19-0653](#) Enter prior month approved bills into the records

Attachments: [2019-11 Expense Approval Report](#)

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

Approval of the Minutes

[19-0673](#)

Work Session Minutes of December 2, 2019

Attachments: [12-02-2019 Work Session Minutes - Draft](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to approve the Wors Session Minutes of December 2, 2019. The motion carried by an unanimous vote.

[19-0674](#)

Council Meeting Minutes of December 2, 2019

Attachments: [12-02-2019 Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Ralph Hellmich, to approve the Council Meeting Minutes of December 2, 2019. The motion carried by an unanimous vote.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to add items 19-0670 and 19-0681; to remove items 19-0661 and 19-0663 and to carry over item 19-0675. The motion carried by an unanimous vote.

Ordinances

[19-0656](#)

AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY LARRY ENGLE

Attachments: [Larry Engle Annexation](#)
[Engle Annexation Map](#)
[Annexation Report for Mayor and Council Larry Engle \(1\)](#)
[GASB Valuation FY 2020 PIN 31028 Engel](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to suspend the rules for the immediate adoption of this ordinance. City Clerk Katy Taylor to the following roll call vote: Council Member Hellmich, aye; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. Of those present, the motion carried by an unanimous vote to suspend the rules.

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

Enactment No: 19-2027-ORD

[19-0659](#)

(Second Reading) An Ordinance Establishing The Salary Of The Mayor

And Councilmembers

Attachments: [16-2002 ORD](#)
 [Copy of Elected Official Salary Survey 2019 \(2\)](#)

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

Resolutions and Other Business

[19-0577](#)

A Resolution Approving the Purchase of a New Generator Base

Attachments: [Capital Purchase - Thompson Tractor Sourcewell Contract-032119-cat](#)
 [Thompson CAT Quote](#)
 [Budget Increase for generator base](#)

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: 19-1379-RES

[19-0638](#)

A Resolution to Waive the Fees for the Foley Civic Center for G.U.M.B.O.

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: 19-1380-RES

[19-0641](#)

A Resolution to increase the budget for a new website for Foley Sports Tourism.

Attachments: [Budget Increase Request - Website Sports Tourism Approval](#)

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: 19-1381-RES

[19-0644](#)

A Resolution Requesting to Memorialize the Application for the FY2020 Baker & Taylor Summer Reading Program Grant

Attachments: [Sample Application 2020 Baker & Taylor Summer Reading Grant](#)

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: 19-1382-RES

[19-0648](#)

A Resolution to Approve the Mel Roberts Bathroom Building Project

Attachments: [Capital Project Worksheet - Mel Roberts Bathroom Bldg.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: 19-1383-RES

[19-0649](#)

A Resolution to Approve the Inmate Calling Services Bid Recommendation

Attachments: [Foley PD Contract 2019 12-3-19](#)

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: 19-1384-RES

[19-0650](#)

A Resolution to Memorialize the Application for the ALDOT Rebuild Alabama Act Annual Grant Program.

Attachments: [Foley RAA Signalization Grant Application](#)

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: 19-1385-RES

[19-0654](#)

A Resolution Accepting an Unbudgeted Donation from Ascend Performance Materials for the Foley Fire Department 12-19

Attachments: [corrected donation receipt](#)

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: 19-1386-RES

[19-0655](#)

A Resolution to Approve Centennial Fountain Area Upgrades and Rose Trail Walking Connector Projects

Attachments: [Capital Project Worksheet - Centennial Plaza & Rose Trail Extension.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: 19-1387-RES

[19-0657](#)

A Resolution approving the cut off dates for Annexations and Certificates

of Occupancies for the purpose of Redistricting

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: 19-1388-RES

[19-0658](#)

(Second Reading) A Resolution Establishing The Use Of Electronic Vote Counting Devices

Attachments: [19-1263 RES](#)

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.

[19-0661](#)

A Resolution Authorizing Employees to Enter Upon the Property at 500 South Hickory Street for the Purpose of Abating the Public Nuisance.

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

[19-0663](#)

A Resolution Authorizing Employees to Enter Upon the Property along Peachtree Ave fence line of Live Oak Subdivision for the Purpose of Abating the Public Nuisance.

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

[19-0667](#)

A Resolution Approving the Senior Center Roof Replacement Project

Attachments: [Capital Project Worksheet - Senior Center Roof](#)
 [Dugger Quote](#)
 [Roof Doctors Quote](#)

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: 19-1389-RES

[19-0668](#)

A resolution modifying a job title within the Human Resources Division of the General Government Department

Attachments: [Pay Classification Plan - Effective 12-02-19](#)

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: 19-1390-RES

[19-0672](#)

A Resolution Approving the Application for a Highway Safety Improvement Program Grant for Foley Beach Express Safety Improvements

Attachments: [HSIP Application](#)

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: 19-1391-RES

[19-0676](#)

A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$256.24

Attachments: [November 2019 Sanitation Write Offs](#)

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: 19-1392-RES

[19-0678](#)

A Resolution Requesting Approval for Ecumenical Ministries, Inc. Advertisement Banner Placement

Attachments: [Ecumenical Ministries, INC Request](#)

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: 19-1393-RES

[19-0680](#)

A Resolution Approving the Facade Grant for Gulf Coast Occupational, Sports and Pain Medicine

Attachments: [222 S Alston St Grant Recommendation](#)

Council President Trawick turned the meeting over to President Pro-tem Hellmich.

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 the following roll call vote: Council Member Ralph Hellmich, aye; President Trawick, abstained; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The motion carried by a majority vote.

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

Aye: 3 - Council Member Hellmich, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - President Trawick

Enactment No: 19-1394-RES

[19-0670](#)

A Resolution Approving A Firefighter Cancer Policy

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: 19-1395-RES

[19-0681](#)

A Resolution to Approve a One Time Donation to the Foley High School Choir

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: 19-1396-RES

[19-0675](#)

ABC License: 011 - Lounge Retail Liquor - Class II (PACKAGE) for Jeanna Foote Smith, applicant operating under the trade name Gulf Liquor located at 7525 HWY 59 Suite B Foley, Alabama.

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

Fire Chief Joey Darby reported that he could not make a recommendation to move forward with the ABC License at this time.

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to carry over the ABC License to January 6, 2020. The motion carried by an unanimous vote.

Mayor's Comments

There were no comments to report.

Visitor Comments

Mildred Miller, who resides on Myrtle Avenue addressed her concerns with the Black Hat Society's Witches Ride. She reported that the members of the Black Hat Society were practicing witches and she requested Council to not allow the Witches Ride to take place in the City.

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 6:00 p.m.