



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, February 3, 2020

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: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Tony Nelson, Thurston Bullock, Chad Brewer, Fletcher McKinney, Jessica Vaughn, Brenda Shambo, John Jackson, Russ Moore, Michelle Moore, Danny McDuffie, Shannon McCurdy, Gary Pitts, James Wallace, Deborah Mixon, Forrest Mixon, Jeannie Harper, Chandler Dunaway, Susan Loy, Rocky Moore, Casey Pipes, Sylvia Smith, Ephraim Kadish, and the Foley High School Girls Basketball Team.

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

Foley High School Girls Basketball Team Presentation

The Foley High School Girls Basketball team invited Mayor and Council to the basketball tournament and handed out Foley Basketball tee-shirts.

Senator Chris Elliott Presentation

On behalf of Senator Chris Elliott, Mayor Koniar presented all four Foley Schools with a \$2,800.00 check from the Community Services Grant.

Mayor's Presentation

[20-0040](#)

Proclamation: Arbor Day

Attachments: [Arbor Day 2020 Proclamation](#)

Mayor presented the 2020 Arbor Day Proclamation.

[20-0044](#)

2020 Arbor Day Book Donations

Mayor Koniar presented the donated books to the Foley librarians.

Approval of the Minutes

[20-0047](#)

Work Session Minutes of January 21, 2020

Attachments: [01-21-2020 Work Session Minutes - DRAFT](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to approve the January 21, 2020 Work Session Minutes. The motion carried by an unanimous vote.

[20-0048](#)

Council Meeting Minutes of January 21, 2020

Attachments: [01-21-2020 Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, to approve the Council Meeting Minutes of January 21, 2020. The motion carried by an unanimous vote.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to add item 20-0036 to the agenda. The motion carried by an unanimous vote.

Ordinances

[20-0037](#)

(Second Reading) An Ordinance to Amend The Zoning Ordinance

Attachments: [Zoning Amend Recommendation](#)
 [Amendment to B2](#)

A motion was made by Council Member Hellmich, seconded by Council Member Quaites, that this Ordinance be approved on the first reading. 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 Ebertt, III., Nay. The motion carried with a majority vote.

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

Nay: 1 - Council Member Ebert III

Resolutions and Other Business

[20-0021](#)

A Resolution to Increase & Appropriate Funds for Road Building Project From Pride Dr North Round-About to S. Pecan

Attachments: [S Pecan Rd Bldg Cap. Proj. Wrksht.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: 20-1022-RES

[20-0034](#)

A Resolution to Enter Into a 5 Year Agreement with Volkert, Inc. for Professional Services related to the Foley Municipal Airport.

Attachments: [Contract for Professional Services - Volkert.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: 20-1023-RES

[20-0038](#)

A Resolution to Apply for the Dollar General Summer Reading Program Grant

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

Enactment No: 20-1024-RES

[20-0039](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 919 W MICHIGAN AVE

Attachments: [SKM_C250i20012213210](#)

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: 20-1025-RES

[20-0041](#)

A Resolution Amending the Pay Classification Plan for a Job Title Change in the Clerk's Office, Administrative Division of General Government, to better align with the current job duties of that position which contains a wider breadth of administrative tasks than just the Clerk's Office duties. This is a job title change only with no other changes to the position. Therefore, the resolution is budget neutral.

Attachments: [Pay Classification Plan - Effective 1-21-20](#)

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: 20-1026-RES

[20-0042](#)

A RESOLUTION MEMORIALIZING E-J BUILDERS' CHANGE ORDER #1 FOR PINE STREET & HWY 98 CORNERS PROJECT

Attachments: [Budget Increase Request Pine 98 Corners](#)
 [CO#1 Letter](#)
 [Unit Cost 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 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 motion carried 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: 20-1027-RES

[20-0043](#)

A Resolution Approving the Purchase of a 2020 Boom Mower with Attachments

Attachments: [Boom Mower Cap Pur Wrsht.pdf](#)
 [Boom Mower Quote.pdf](#)

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

Enactment No: 20-1028-RES

[20-0045](#)

A Resolution to allow Sports Tourism to go to bid for floor covering for the Foley Event Center..

Attachments: [Floor Covering Capital](#)

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: 20-1029-RES

[20-0046](#)

A Resolution Appropriating Funds for Acoustical Dampening and a PA solution for the Foley Event Center.

Attachments: [Sound Request](#)

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: 20-1030-RES

[20-0049](#)

A Resolution Appropriating Project Funds for Traffic Signal Preemption System, Phase II

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: 20-1031-RES

[20-0051](#)

A Resolution Accepting Costs for Weed Abatement at property located off Cedar Street, East of 5th Ave. (PPIN#024901) and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [Costs PPIN# 024901](#)

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: 20-1032-RES

[20-0052](#)

A Resolution Accepting Costs for Weed Abatement at 12767 Springsteen Lane and Authorizing a Copy to be Sent to the Baldwin County Tax Collector

Attachments: [Costs 12767 Springsteen](#)

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: 20-1033-RES

[20-0055](#)

A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$358.00

Attachments: [February Sanitation Write Offs](#)

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: 20-1034-RES

[20-0056](#)

A Resolution to Reappoint Jeannie Harper to the Foley Revitalization and Beautification Advisory Board.

Attachments: [Beautification Board Member List_JHarper](#)

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: 20-1035-RES

[20-0057](#)

A Resolution to Reappoint Otis Gatlin to the Construction Board of Adjustments and Appeals

Attachments: [Const. BAA Member List_OGatlin](#)

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

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 the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, aye; President Wayne 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: 4 - Council Member Quaites, Council Member Hellmich, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - President Trawick

Enactment No: 20-1036-RES

[20-0058](#)

A Resolution Requesting To Waive Fees To Minimum For Summit Church

Attachments: [Summit Church Letter](#)

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: 20-1037-RES

[20-0053](#)

ABC License: 020 - Restaurant Retail Liquor for Local and Company Hospitality LLC, Applicant operating under the trade name Local and Company Hospitality located at 812 N McKenzie Street Foley, Alabama.

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

The Foley Police and Fire Departments made recommendations to move forward with the ABC License.

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

vote.

[20-0036](#)

A Resolution Approving a One-Time Payment to Davison Fuels, Inc.

Attachments: [Valvtect](#)
[Davidson credits](#)

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: 20-1038-RES

Mayor's Comments

There were no comments to report.

Visitor Comments

There were no comments to report.

Executive Session

City Administrator Mike Thompson reported there is a need to go into Executive Session to discuss with the City's attorney the legal ramifications and legal options concerning a certain matter. He reported the Executive Session will last approximately 20 minutes and there will be no need for Council to return for a vote.

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell to go into Executive Session. 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 motion carried by a unanimous vote.

The Council Meeting recessed at 5:57 p.m.

The Council Meeting reconvened at 6:50 p.m.

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson and Casey Pipes.

There was no further business to conduct.

Adjournment

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

The meeting adjourned at 6:50 p.m.