



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final City Council

Monday, February 17, 2014

4:00 PM

Conference Room

Work Session

Call to Order

Council President Wayne Trawick called the Work Session to order at 4:00 p.m.

Present: 5 - President Wayne Trawick, Council Member Vera Quaites, Council Member Ralph Hellmich, Council Member Rick Blackwell and Council Member Charles Ebert III

Roll Call

All Council members were present. Others present: Mayor John Koniar, Mike Thompson, Vickey Southern, Katy Taylor, David Wilson, LaDonna Hinesley, Heather Pritchard, Steven Smith, David White, Thurston Bullock, Butch Stokes, Taylor Davis, Janet Ripp, Leslie Gahagan, Christina Still, Suzanne Kellems, David Thompson, Joey Darby, Theresa Gillaspie, Meg Hellmich, Sue Steigerwald, Jeff Rouzie, David Vosloh and Cathy Higgins (Foley Onlooker).

Present: 5 - President Wayne Trawick, Council Member Vera Quaites, Council Member Ralph Hellmich, Council Member Rick Blackwell and Council Member Charles Ebert III

Discussion Items

[14-0118](#)

Request to hold Foley 3rd Friday Art Walk

Attachments: [4 Elements Art Walk Request 2-17-14000.pdf](#)

Theresa Gillespie of 4-Elements was present and requested permission to start an Art Walk every third Friday of each month. Twenty-six merchants want to participate and are requesting Council to lower the fees. City Revenue Officer Meg Hellmich recommended treating these vendors similar to the vendors at the Coastal Alabama Farmers and Fishermens Market. The annual business license fee would be \$20 plus any applicable issuance fee. A resolution can be done under the same file ID number and an ordinance amending the business license fees can be brought back to Council for consideration at the next Council meeting. Ms. Gillespie requested merchants to have a Mardi Gras theme with music and to have someone outside the merchant's door so passersby can have a visual of the artwork displayed. She noted some concerns some of the merchants have with people crossing Hwy. 59. A resolution approving the annual \$20 business license fee plus any applicable issuance fee was moved to the Council meeting agenda.

Enactment No: 14-0055-RES

Discuss Council Meeting Agenda for February 17, 2014

14-0031 Arbor Day Book - The presentation under file ID 14-0031 will be moved under the Mayor's Presentations. These are the annual Arbor Day Books that are presented to the Foley Schools librarians.

14-0130 - Correction of August 5, 2013 Council Meeting Minutes - It was noted that under File ID 13-0867 the date noted for the public hearing was incorrect. The date listed was July 25, 2013 and should have been July 15, 2013. This item remained on the Council agenda.

14-0129 January 2014 Sales, Lodging and Rental Tax Reports - It was noted that there were three days retail shops were closed the last of January due to bad weather. We don't see the result of those days until next month's report is out. The Sales and Lodging Tax were up and the Rental Tax was down and overall the report was very good.

14-0100 Approving Emmanuel's Place Request to Hold a 5K Run Fundraiser on June 28, 2014. - The Police Department came up with a route agreeable to all parties. This item remained on the Council meeting agenda.

14-0020 Accept USDA Grant for Farmers Market - Suzanne reported the City was awarded \$100,000 grant to be used on equipment for the Farmers Market. Heather Pritchard distributed copies of a list of items they are requesting. Most of the items are for comfort and for items in case of renting out the facility for events. This item remained on the Council agenda.

14-0104 (First Reading) An Ordinance Regulating Parades and Demonstrations on Public Property in the City of Foley - Chief Wilson reported the ordinance is to formalize regulations for parades or groups, and to give guidance in how to handle parades or groups without hindering the City's sidewalks and roads. It is not an attempt to test freedom of speech. The ordinance was carefully put together by the City's attorney and City Prosecutor. This item remained on the Council agenda.

14-0105 A Resolution Accepting Quote from Callihan Dearborn Construction for Abating Weeds at 510 S. Hickory Street - Staff (Leslie or Dan) will coordinate with the company to ensure they know that when they take the fence down to clear the weed abatement that the fencing materials will be stored properly until such time the fencing is put back up. This item remained on the Council agenda.

14-0107 Accepts Proposal for Asbestos Survey, Limited Lead Paint Chip Sampling & Limited Visual Observation for Mold for Cactus Cafe' Building - Jeff Rouzie reported that they are trying to get a feel on what the City has and to look at maybe obtaining grant money to pay for the valuation to have work related to health and safety done on the property. If the City gets a grant then the previous owners, if they wanted the building back after the years are up, would have to repay the grant funds plus any costs the City had out of pocket. This item remained on the Council agenda.

14-0109 Coastal Wildlife Rescue Center request to hold Earth Day - Ms. Leslie Gahagan reported the City's Earth Day Program was well attended last year

and the Coastal Wildlife Rescue Center is interested in holding it this year. Ms. Ripp stated their festival in November went very well and they would like to hold the event this year. There is a symposium to be held that will assist them on how to obtain insurance and when she finishes attending should be able to obtain the insurance needed for the event. Ms. Christina Still distributed a Federal Bird Data 2013 report. They took in 30 animals to date. Mr. Thompson asked her what they did with mammals. Ms. Ripp reported they give advice on how to handle the babies and they are handled through a mediation process. The mammals are sent over to a team leader and sent off to someone knowledgeable on the mammal as they have various people that are more knowledgeable on various kinds of mammals. This item remained on the Council agenda contingent upon her gaining insurance.

14-0119 Approve Centennial Bank Financing Agreement - It was noted that Foley Square was listed on the documents and it should state McKenzie Village. This item remained on the Council agenda contingent upon correcting the name of Foley Square to Foley Village. This is a funding arrangement for a loan at 3.6% for 84 months based upon \$12 million in sales amortized over ten years. The retail tax collected will pay off the loan in six years. This item remained on the Council agenda.

14-0120 Approve Maintenance Work on the Peavey Building rood and HVAC System - This is actually approving the funding transferred to the PFCD to have the repairs done. This item remained on the Council agenda.

14-0122 Approves Contract for Maintaining Fire Suppression System at the Peavey Building - The City has a lease agreement for the Peavey building but before they can move in the fire suppression system needs to be inspected and a monitoring system put in place. Hunter Security has submitted a quote for the fire monitoring system and Mechanical Fire Protection Suppression has submitted a quote in the amount of \$225 for inspecting the suppression system. This item remained on the Council agenda. The total amount including the suppression quote is a total of \$5510.

ADD ON's: The following items were added on to the City Council Agenda. File ID 14-0134 Beck Road Transfer from Baldwin County to the City of Foley - This is the portion of Beck Road running from Juniper Street to CR 20 partially located within the City's corporate limits. This item will also be on the County Commission's agenda as well.

File ID 14-0135 A Resolution Authorizing a Project User Fee Agreement by the City of Foley, Alabama and the City of Foley Public Facilities Cooperative District - This is for the Hobby Lobby and Big Lots project. It was noted that the documents had Foley Square and File ID 14-0136 had McKenzie Village LLC on them. To clarify both documents should state McKenzie Village LLC.

File ID 14-0136 A Resolution Authorizing a Special Economic Development Grant Agreement by the City of Foley, Alabama and McKenzie Village LLC

Mayor's Comments

Mayor Koniar reported that he will be joining the mayors from Gulf Shores and Orange Beach on Wednesday and Thursday to meet with elected officials, such as Representatives and Senators, Luther Strange and Hunter Guy on various topics important to Foley.

Visitor's Comments

Councilman Hellmich asked about the rocks that are located at the intersections and if they were going to be put back. City Engineer Butch Stokes reported they had concerns about dowels being in the curbing. They received the plans from Volkert and they do not show dowels so they will be moved back in the near future. There were no other comments to report.

Adjourn

Hearing no further comments the meeting adjourned at 5:00 p.m.