



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, May 18, 2020

4:00 PM

Foley Civic Center

Work Session/Council Meeting

Call to Order

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

Roll Call

All Council Members were present with the exception of Council Member Vera Quaites. Also Present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Chief David Wilson, Chief Joey Darby, Wynter Plaski, LaDonna Hinesley, Leslie Gahagan, Rachel Keith, Darrell Russell, Sandra Pate, Sue Steigerwald, Logan Eberly, Steve Solomon, James Wallace, Tom Conerly, Francis Holk-Jones, Lenora Lockwood and press representative Jessica Vaughn.

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

Discussion Items

[20-0227](#)

A Resolution to Approve & Appropriate Funds for Road Building Project on Farmer's Market Road

Attachments: [Farmer's Market Road Wrksht.PDF](#)

[20-1022 RES.pdf](#)

Public Works Superintendent Darrell Russell reported to Council that there have been issues dealing with the approved Pecan Street renovations and would like to discuss using those funds for a project on Farmer's Market Road instead. Council Member Ralph Hellmich confirmed with Mr. Russell that the Farmer's Market Road project is a smaller project than the Pecan Street project and would in fact save the city approximately \$100,000 this fiscal year. There was a consensus to add this item to the Resolution section of the agenda for a vote.

Enactment No: 20-1143-RES

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to move item 20-0227 to the Resolutions section of the agenda for a vote. The motion carried by an unanimous vote.

Consent Agenda

[20-0217](#)

Report of Prior Month Approved & Paid Bills for the Records - April 30, 2020.

Attachments: [2020-04 Approved & Paid Bills.Expense Approval Report](#)

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

[20-0222](#)

Departmental Reports

Attachments: [April 2020 Bid Awards](#)
 [Tax Report April 2020](#)
 [Corrections GAS Tax April 2020](#)
 [April 2020 CDD Report for Council](#)
 [Marketing Quarterly Report 2020 Jan - March](#)
 [April 2020 PD Report](#)
 [February 2020 FD Report](#)
 [March 2020 FD Report](#)
 [April 2020 FD Report](#)

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

[20-0223](#)

Work Session/Council Meeting Minutes of May 4, 2020

Attachments: [05-04-2020 Work Session & Council Meeting Minutes](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to approve the Work Session/Council Meeting Minutes of May 4, 2020. The motion carried by an unanimous vote.

Ordinances

[20-0224](#)

An Ordinance to Relocate the Polling Place for the 2020 City of Foley Municipal Election

Council President Wayne Trawick reported that the polling place for the August 2020 Municipal Election is being changed from the Foley Civic Center to the Foley Event Center. The Event Center is having a new UV system installed that will kill 99.99% of pathogens, and the Event Center has enough space to be able to use higher social distancing guidelines. He also reported the deadline to change the polling place is May 25, 2020 so Council will have to suspend the rules for the immediate adoption of the ordinance.

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 Administrator Mike Thompson took the following roll call vote: 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 an unanimous vote.

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

Enactment No: 20-2010-ORD

Resolutions and Other Business

[20-0213](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT PINE PLACE II DETENTION POND

Attachments: [Pine Place II complaint.4.20](#)

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: 20-1127-RES

[20-0215](#)

A Resolution Approving Application for FY 2020 Bulletproof Vest Partnership Grant.

Attachments: [FY2020 Vest Application Email](#)

Logan Eberly reported to Council that the Foley Police Department would like to apply for this 50/50 grant. Ms. Eberly is requesting \$10,215 from council and the grant would match \$5,107.50. According to Ms. Eberly this will supply the Police Department with 15 bullet proof vests.

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: 20-1128-RES

[20-0216](#)

A Resolution Waiving all Fees for the Use of Max Griffin Park for the American Legion Post 99.

Attachments: [American Legion Post 99 Rental 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: 20-1129-RES

[20-0218](#)

A Resolution to Reappoint Donna Turbyfill to the Foley Historic Commission.

Attachments: [Hist Comm Member List](#)

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: 20-1130-RES

[20-0219](#)

A Resolution Waiving Horse Arena Fees for Jennifer Claire Moore Foundation Annual Rodeo

Attachments: [Jennifer Claire Moore Foundation Request](#)

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: 20-1131-RES

[20-0220](#)

A Resolution to Reappoint Justin Shanks to the Foley Historical Commission.

Attachments: [Historical Comm Member List](#)

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: 20-1132-RES

[20-0221](#)

A Resolution to Reappoint John Shelton Penton, Sr. to the Foley Library Advisory Board.

Attachments: [Library Brd Member List](#)

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: 20-1133-RES

[20-0225](#)

A Resolution to Appoint Proxy for AMIC's Annual Meeting

Attachments: [Proxy Form](#)

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: 20-1134-RES

[20-0228](#)

A Resolution Amending the Pay Classification Plan to Upgrade the Position of Sports Tourism Field Superintendent to Sports Tourism Field Superintendent/Agronomist and authorizing the transfer of funds to support this action.

Attachments: [Pay Classification Plan - Effective 05-04-20](#)
 [Job Analysis](#)

Sandra Pate reported to Council that there is a currently an employee who has received certain certifications to care for the sports fields. This does increase the employee's pay grade and Ms. Pate is requesting approximately \$2,000 for the remainder of this fiscal year.

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: 20-1135-RES

[20-0229](#)

A Resolution to Support the Safe Harbor Animal Coalition

Attachments: [Budget Increase and Transfer Request Forms](#)

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: 20-1136-RES

[20-0230](#)

A Resolution to Approve the Transfer of a Water Distribution System on the South Apron at the Foley Municipal Airport to The Utilities Board of the City of Foley and Authorize Execution of the Contract.

Attachments: [Conveyance of Water Line to Riviera Utilities Contract.pdf](#)
 [538802 - Schedule of Final Quantities](#)

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

Enactment No: 20-1137-RES

[20-0231](#)

Resolution approving the re-filling of position vacancies and other miscellaneous personnel housekeeping actions. All action in this resolution is budget neutral.

Attachments: [Pay Classification Plan - Effective 05-04-20](#)
 [Res #20-1116](#)

Sandra Pate reported to Council that a job position of a Street Sweeper was approved for this year's budget, and this resolution allows the position to be filled. Public Works has two other positions that will need to be filled as well.

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: 20-1138-RES

[20-0232](#)

Request to Approve the Full Application and Memorialize the Pre-Application for National Fish and Wildlife Foundation - Alabama Gulf Environmental Benefit Fund 2021, Bon Secour Water Quality Improvement Project Phase II

Leslie Gahagan reported to Council that this phase would start construction on this project roughly around October 2020. Mrs. Gahagan reported that this is a \$5.1 million project that would be 100% funded.

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: 20-1139-RES

[20-0233](#)

Request to Approve the Full Application and Memorialize the Pre-Application for the National Fish and Wildlife Foundation - Alabama Gulf Environmental Benefit Fund 2021 for the Wolf Creek Headwaters Restoration Improvement Project - Phase I

Leslie Gahagan reported to Council that the State of Alabama requested this project. It would involve restoration from Doc McDuffie Road to Swift Church Road. The project still needs to undergo approval and engineering but would be approximately \$500,000 and fully funded.

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: 20-1140-RES

[20-0236](#)

A Resolution Approving Application for the FY2020 IMLS CARES Act Grant for Museums and Libraries

Attachments: [FY 2020 IMLS CARES Act Grants for Museums and Libraries Notice of Funding Opportunity](#)

Logan Eberly reported to Council that this is a shared grant between the museum and the depot for up to \$25,000. This grant is for use as response to the COVID-19 pandemic.

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: 20-1141-RES

[20-0237](#)

A Resolution Approving Application for the FY2020 PWEAA NOFO for the EDA's CARES Act Recovery Assistance

Attachments: [Addendum FY20 PWEAA NOFO including NCC and CARES](#)

Logan Eberly reported to Council that this grant is up to 100% fully funded for the recovery of the COVID-19 pandemic.

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: 20-1142-RES

[20-0227](#)

A Resolution to Approve & Appropriate Funds for Road Building Project on Farmer's Market Road

Attachments: [Farmer's Market Road Wrksht.PDF](#)
[20-1022 RES.pdf](#)

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: 20-1143-RES

Mayor's Comments

There were no comments to report.

Visitor's Comments

Lenora Lockwood, who is a resident of Ashford Park subdivision addressed Council with her concern about the retention pond near her house. She reported the weeds are as tall as her fence causing it to not drain properly. Council Member Hellmich reported this as been an on going issue with that pond for many years due to the regulations that were in place at the time of construction of the subdivision and ponds. He reported the City has tried and continues to try unsuccessfully to obtain easement agreements from the two existing property owners in order for the City to gain access to the pond to repair it.

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 4:50 pm.