



Meeting Minutes - Draft

City Council

Monday, November 15, 2021

4:00 PM

Council Chambers

Work Session/Council Meeting

Call to Order

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

Roll Call

All Council Members were present. Also present : Mayor Ralph Hellmich, City Administrator Mike Thompson, City Clerk Katy Taylor, Wynter Metz, Fay Krehling, David Wilson, John Graham, Pam Harris, Angie Eckman, John Jackson, Logan Eberly, Suzanne Kellams, Chad Christian, David Thompson, Miriam Boone, Joey Darby, Jamie Smith, Darrell Russell, Thurston Bullock, Larry Dearing, Jeff Phillips, Chad Brewer, Joan Hill, Pamela Monroe, Dennis Kriegh, David Vosloh, Andrew Goross, James Wallace, Bill Roberts, Thomas Lang, Bud Sprouse and press representative Jessica Vaughn.

Present: 5 - Council Member Richard Dayton, Council Member Rick Blackwell, Council Member Charles Ebert III, Vera Quaites and Wayne Trawick

Moment of Silence

A moment of silence was observed.

Pledge of Allegiance

Discussion Items

[21-0678](#)

A Resolution Authorizing A Cost of Living Adjustment (COLA) Effective January 2022

Attachments: [Cost of Living Adjustment Cost Comparison](#)

Human Resources Director Suzanne Kellams reported to Council that the HR Department conducted an analysis for the Cost of Living Adjustment [COLA]. The HR Department also noticed that some employees have topped out in their merit raises. Mrs. Kellams recommends 3.0% for all permanent full time and permanent part time employees. Council Member Ebert, III, feels confident in the 3.5% and that the city's revenue has been extremely strong. Mr. Ebert, III, also reported that this is a way to be competitive and to show how much the city values employees. Mayor Hellmich reported that the Cost of Living

Adjustment will contribute to your retirement but giving a bonus will not. City Administrator Mike Thompson stated that giving out a bonus does not keep the city in a competitive market like COLA. Council Member Dayton reported that he does not want the city to be in danger of losing valued employees and he also agrees with Council Member Ebert, Mayor Hellmich, and City Administrator Mike Thompson.

There was a consensus to move this item to the Resolution portion of the agenda for a vote.

Enactment No: 21-1447-RES

[21-0693](#)

A Resolution to Appoint a New Member to the Housing Authority Board.

Attachments: [Joan Hill General Biography](#)
[Pamela Monroe](#)

City Clerk Katy Taylor introduced Joan Hill and Pamela Monroe, who are both interested in serving on City Boards.

Joan Hill reported that she is a recently retired lawyer of twenty years and she will be honored to serve on the Foley Housing Authority Board.

Pamela Monroe reported that she is retired from the housing environment. She has been involved in property management for many years and her heart lies in affordable housing. She also has experience working with HUD and low income housing.

Council Member Vera Quaites reported that Ms. Monroe's experience will be valuable to the Foley Housing Authority Board and recommended Council appoint her to the Board.

There was a consensus to move this item to the Resolution portion of the agenda for a vote.

Enactment No: 21-1448-RES

Consent Agenda

[21-0679](#)

Work Session/Council Meeting Minutes of November 1, 2021

Attachments: [11-01-21 Work Session.Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert III, to approve the November 1, 2021 Work Session/Council Meeting Minutes. The motion was carried by an unanimous vote.

[21-0674](#)

Report of October, 2021, Approved and Paid Bills for the Record

Attachments: [2021-10 Approved & Paid Bills.Expense Approval Report](#)

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

[21-0680](#)

Departmental Reports

Attachments: [Tax Report and Permit-Plan Review Oct 2021](#)

[October 2021 CDD Report](#)

[October 2021 PD Report](#)

[October 2021 FD Report](#)

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

Additions/Removals/Carry-Overs

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to add items 21-1447 and 21-1448 to the agenda, and to remove item 21-1438 from the agenda. The motion carried by an unanimous vote.

Ordinances

[21-0673](#)

(First Reading) AN ORDINANCE APPROVING A STREET NAME (TANGER WAY) FOR AN EXISTING RIGHT-OF-WAY

Attachments: [City of Foley Mail - RE ROAD LEADING INTO TANGER OUTLET CENTER TURNAROUND.pdf](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Resolutions and Other Business

[21-0675](#)

ABC License: 050 - Retail Beer (Off Premises Only); 070 - Retail Table Wine (Off Premises Only) for YOGESHWARI LLC, applicant, operating under the trade name FOLEY C STORE located at 609 N MCKENZIE ST in Foley, Alabama.

Attachments: [Foley C Store ABC Application](#)

Foley Fire and Police Department made the recommendation to move forward with the license.

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

[21-0677](#)

Pre-Approval of ABC License: 160 - Special Retail for Sunshine RI1, LLC., applicant, operating under the trade name Pub at Glen Lakes located at 9530 Clubhouse Drive, Foley, Alabama.

Attachments: [ABC Board Email](#)

Foley Fire and Police Department made recommendation to move forward with the license.

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

[21-0672](#)

A Resolution Accepting the IMLS Award for the FY2022 American Rescue Plan Grant Program

Attachments: [Budget Increase Form](#)
[IMLS - Grant Agreement](#)

Logan Eberly reported to Council that this agreement will grant the Library \$17,582 to expand digital services from the American Rescue Plan Grant Program. Library Director John Jackson reported that this grant would serve our growing community with the additions of digital services. Mr. Jackson also stated that with the expansion of digital services the Library will offer more hotspots to patrons. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert,III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1430-RES

[21-0676](#)

A Resolution to Approve A Contract For the City's Reinsurance/Stop Loss for the 2022 Calendar Year.

Attachments: [2022 City of Foley stop loss comparison](#)
[Medical & Rx Plan Projection \(City of Foley\)](#)

Human Resource Director Suzanne Kellams reported to Council that Symetra offered the best quote out of several reinsurance/stop loss coverage company's. Mrs. Kellams reported that with Symetra, there's a saving on cost of 20%. Mrs. Kellams made a recommendation for Council to accept the contract with Symetra for 2022. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1431-RES

[21-0681](#)

Resolution to approve going to bid for a new comfort station in John B. Foley Park

Attachments: [American Rescue Plan Proposed Projects](#)
[Bathroom Facility Proposal \(1\)](#)
[Comfort Station sketch](#)
[Preliminary Cost Estimate for Comfort Station in John B. Foley Park](#)
[Capital Project Funding Request - Comfort Station](#)
[M. Thompson W Trawick approval Comfort Station request for agenda](#)

Jeff Phillips reported to Council that the Engineering Department is ready to begin the bid for contractors for the new comfort station in John B. Foley Park. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1432-RES

[21-0684](#)

A Resolution Approving the Increase of Departmental Budget Dollars Using Restricted Cash from Local Drug Fund Account # 100-1064 in the Amount of \$5,000.00.

Attachments: [Request to Increase Departmental Budget Form, Approval email from Mike Thompson, Software quote](#)

Police Chief Thurston Bullock reported to Council that the budget needs to be amended to reflect the purchase of a new wireless messaging software. Chief Thurston reported that this new software can be used with the current CAD/MDIS systems. Chief Thurston also stated that this software will be beneficial with Communication Officers. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1433-RES

[21-0685](#)

A Resolution Approving Electric Charging Station for City Hall and CDD

Attachments: [Gilbarco Series 7 Charging Stations](#)
[JM Ellsworth Co. Quote EV Stations](#)
[Owen Electrical Services Quote CDD](#)
[Owen Electrical Services Quote City Hall](#)

Jeff Phillips reported to Council that the city received several quotes for the electric charging station for City Hall and CDD. Mr. Phillips reported that the quote for the charging stations for City Hall and CDD is from JM Ellsworth

Company in the amount of \$4,942 each. Mr. Phillips also reported that the quote from Owns Electrical to install for City Hall is in the amount of \$1,900 and the quote for CDD is in the amount of \$1,700. Mr. Phillips reported to Council that Rivera Utilities will also be involved in this project to help cut cost.

Council Member Charles Ebert, III, asked Mr. Phillips if the charging stations are open to the public and he reported it will not be available for public use at this time. The charging stations are for city vehicles only.

City Administrator Mike Thompson reported that this could be something to consider for the future with electric vehicles becoming more popular. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1434-RES

[21-0686](#)

A Resolution Approving Peteet Building Repairs

Attachments: [Bluewater Exteriors Option 1](#)
[Bluewater Exteriors Option 2](#)
[Prelim Cost Estimate](#)

Jeff Phillips reported to Council that the Peteet Building is in need of repairs. He reported that considering the age of the building, he recommended the option of having the gutters look like the original, which is the round gutter pipes. Council Member Charles Ebert, III, agreed. Estimated cost for this project is \$16,000. Mr. Phillips also stated that with the addition of the new gutters this will help preserve this historical building. There was no further discussion on this item.

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: 21-1435-RES

[21-0687](#)

A Resolution Approving Funds For Engineering Department Move

City Engineer Chad Christian reported to Council that the Engineering Department is requesting approval to hire a moving company to help them move heavier items into their new office location. City Administrator Mike Thompson asked Mr. Christian if is there a moving date and if he had an update from the IT Department. Mr. Christian reported that IT will be on the next Agenda and they are waiting on keys to begin moving. Mayor Hellmich reported that the new location will referred to as the 200 Laurel Building and the City is in the process of an agreement for public parking. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1436-RES

[21-0688](#)

A Resolution Approving New Large Format Plotter for Engineering Department

Attachments: [C1E Solution Quote](#)
 [Ricoh Sales Agreement Plotter](#)
 [Budget Increase Request Form](#)

City Engineer Chad Christian reported to Council that the Engineering Department needs to purchase a new large plotter. He reported that this is a budgeted purchase, and the IT Department quoted the cost for the internet connection in the amount of \$1,800. There was no further discussion on this item.

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: 21-1437-RES

[21-0689](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT

Attachments: [1157 S. Mckenzie grass complaint](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, to remove this item from the agenda. The motion carried by an unanimous vote.

Enactment No: 21-1438-RES

[21-0690](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT

Attachments: [SKM_C250i21110611120](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried by an unanimous vote.

Enactment No: 21-1439-RES

[21-0691](#)

A Resolution Amending The Pay Classification Plan To Convert/Upgrade A Position In the Leisure Services Division

Attachments: [Job analysis - Dir of Parks and Rec](#)

Human Resource Director Suzanne Kellams reported to Council that a job analysis was performed in the Leisure Services Division. During this analysis, it was discovered that there was a need to convert this position to Director of Parks and Recreation. Mrs. Kellams reported that this conversion resulted in a grade of 250. She also reported that the City is anticipating a retirement in the Parks Department. There was no further discussion on this item.

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: 21-1440-RES

[21-0692](#)

A Resolution Approving R & S Paving to Reseal and Restripe Wolf Bay Lodge Parking Lot

Attachments: [R&S Paving Quote](#)

City Engineer Chad Christian reported to Council there is a need to pave and reseal the parking lot of Wolf Bay Lodge. Mr. Christian reported that this project was not yet been completed. This project costs will be paid for with the Project User Fees. There is no further discussion on this item.

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

Enactment No: 21-1441-RES

[21-0694](#)

A Resolution to Accept for the FY2022 Alabama Historic Commission Historic Sites Grant Program

Attachments: [Foley Railroad Museum Grant Agreement](#)
[Budget Increase Form](#)

Logan Eberly reported to Council that the Depot Museum was awarded \$6,200 from the Historical Commission. She also reported that the funds will be used to upgrade the lighting at the Depot Museum. There was no further discussion on this item.

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

Enactment No: 21-1442-RES

[21-0695](#)

A Resolution Approving the Street Department Purchase of Compact Loader

Attachments: [Quote for ST CONSTR \(3011 2022 JD Compact Loader.docx](#)
[ST CNSTR \(3011\) 2022 JD 324L Compact Loader Cap Purch Wrksht \(3\).xlsx](#)
[ST CNSTR Approval email for 2022 Compact Loader.PDF](#)

Public Works Superintendent Darrell Russell reported to Council the need to purchase a new 2022 compact loader. This compact loader would replace the 2004 backhoe that needs to be retired. Mr. Russell reported that he would like to order the compact loader as soon as possible due to a large price increase in January. He also reported that the City would be saving \$11,000 and the compact loader should arrive before Christmas. There was no further discussion on this item.

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

Enactment No: 21-1443-RES

[21-0696](#)

A Resolution Approving the Street Department Purchase of Stand On Blower

Attachments: [ST SDWLKS \(3013\) 2022 Stand on Blower Cap Purch Wrksht \(1\).xlsx](#)
[Robertsdale Power Equipment BLower Quote \(2\).pdf](#)
[G & J Pwer Equipment Blower Quote \(1\).pdf](#)
[ST SDWLK Approval email for 2022 Ride on Blower.PDF](#)

Public Works Director Darrell Russell reported to Council to accept approval to purchase a new stand on blower with a pto drive from Robertsdale Power Equipment. Mr. Russell stated that this purchase is under budget. Council Member Charles Ebert, III asked if this blower has a variable blowing speed and Mr. Russell stated that it does. There was no further discussion on this item.

A motion was made by Council Member Charles Ebert, III , seconded by Council Member Richard Dayton, that this Resolution be adopted. The motion carried. by an unanimous vote.

Enactment No: 21-1444-RES

[21-0697](#)

A RESOLUTION APPROVING ENTERING INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE UTILITIES BOARD OF THE CITY OF FOLEY d/b/a RIVIERA UTILITIES AND THE CITY OF FOLEY, ALABAMA, REGARDING THE MAINTENANCE OF CERTAIN HIGHWAY LIGHTING INSTALLATIONS

Attachments: [MOU OWA Lighting](#)

City Engineer Chad Christian reported to Council that the Memorandum will allow Riviera Utilities to maintain certain traffic lights. He recommended the Memorandum to automatically renew. Mayor Hellmich also agreed and reported that this came up due to the lighting problems that the city has experienced. There was no further discussion on this item.

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: 21-1445-RES

[21-0699](#)

A Resolution Approving the Sanitation (4011) Purchase of a Limb Truck

Attachments: [SANI \(4011\) 2022 Liimb Truck Cap Purch Wrksht.xlsx](#)
[SANI \(4011\) 2022 Limb Truck Quote.pdf](#)
[SANI \(4011\) 2022 Limb Truck Approval Email .PDF](#)

Public Works Superintendent Darrell Russell reported to Council the need to purchase a 2022 limb truck. This purchase would be a budgeted item. He reported that because of supply issues, he would like to move forward on this item and that the new limb truck is an addition and that there will be five trucks operating daily. There was no further discussion on this item.

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

Enactment No: 21-1446-RES

[21-0678](#)

A Resolution Authorizing A Cost of Living Adjustment (COLA) Effective January 2022

Attachments: [Cost of Living Adjustment Cost Comparison](#)

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

Enactment No: 21-1447-RES

[21-0693](#)

A Resolution to Appoint a New Member to the Housing Authority Board.

Attachments: [Joan Hill General Biography](#)
[Pamela Monroe](#)

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: 21-1448-RES

Mayor's Comments

Mayor Ralph Hellmich thanked Council for the approval of the cost of living adjustment. It shows how much the Council appreciates all of the hard work from the city employees.

He reported that the Veteran's Day Parade was successful and there was an excellent turnout. He also reported some of the light poles didn't have brackets to hold the flags and that the City will be expanding the flag program to honor the Veterans.

Council Member Charles Ebert, III, recommended that the flags be extended on Highway 98 past City Hall.

Mayor Hellmich reported that the City is working with a contractor for the drainage projects and moving forward on the bigger projects. He also reported all of the Christmas decorations are going up around the City. The Christmas Village has expanded and local businesses have participated in it. He also reported the Christmas Parade is December 4th.

Mayor Hellmich wanted to inform the citizens of Foley about the survey to modernize the parks in the City and this will be a positive way to get good feedback.

Visitor Comments

Bill Roberts, Thomas Lang, and Shawn Gavin, who are residents of River Trace Subdivision addressed Council with their drainage issue concerns. The residents of River Trace have had issues with water overflowing onto the properties. Mr. Roberts reported one problem is that Bon Secour Creek was not completely cleared out and the water can not flow properly. Also, the retaining pond for the subdivision that is East of South Hickory is not sloped correctly. Mr. Lang reported that if those issues were corrected, it would be helpful with part of the problem. City Engineer Chad Christian reported to Council that he would do a follow up visit and assess the situation. Mayor Hellmich reported that River Trace Subdivision was built on the old flood map while the property was still in the County.

Robertsdale resident Dennis Kriegh addressed the Council with his concerns of the tennis courts needing to be modernize. Mr. Kriegh presented to Council pictures of neighboring cities' tennis courts. Mayor Hellmich stated that we do need to modernize the tennis courts and that would be concerted in the future.

Police Chief Bullock and Fire Chief Joey Darby thanked City Council for the cost of living adjustment on the behalf of the Police and Fire Departments. Chief Darby also reported with the growth of the city, this is how we can be competitive.

Adjournment

A motion was made by Council Member Rick Blackwell, seconded by Council Member Richard Dayton to adjourn the meeting. The motion carried by and unanimous vote.

The meeting was adjourned at 5:24 p.m.