



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, March 16, 2020

4:00 PM

Council Chambers

Work Session

Call to Order

Council President Wayne Trawick called the March 16, 2020 Work Session to order at 4:00 p.m.

Roll Call

All Council Members were present. Also Present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Sandra Pate, Wynter Plaski, Joey Darby, David Wilson, Kevin Carnley, Darrell Russell, Leslie Gahagan, Jenny Williams, Gerry McGinnis, David Vosloh, Logan Eberly, John Jackson, Sue Steigerwald, Rachel Keith, Roger Watkins, TJ Zoltak, Frances Holk-Jones, David Thompson, Margaret Roley, LaDonna Hinesley, and James Wallace.

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

[20-0161](#)

Report: South Baldwin Regional Medical Center - Coronavirus

Chief Nursing Officer Margaret Roley reported to the Council that South Baldwin Regional Medical Center has a very organized task force that is working very closely with the Alabama Department of Public Health and the Center for Disease Control for containment and treatment of the virus. At this point, South Baldwin is taking precautions by limiting visitors and screening them for symptoms. Test kits for COVID-19 are scarce across the entire country. Following CDC guidelines, there is a very strict criteria a person would have to meet before being able to be tested for COVID-19.

There was no further discussion on this item.

[20-0160](#)

Angela Grace Caine to Discuss The Bully Proof Foundation

Attachments: [Agenda Request Form](#)

A representative from The Bully Proof Foundation requested this item be removed from the Agenda at this time.

[20-0151](#)

A Resolution to Amend the Airport Franchise and License Agreement with the Current Fixed Based Operator Under a New Business Name and Partnership

Attachments: [FBO Lease Extension Request](#)
 [Airport Franchise Lease Agreement Amendment.pdf](#)

Rachel Keith reported to Council that Roger Watkins has been the manager of Lightening Aviation for the past seven years. Mr. Watkins currently has a contract with the City of Foley that runs until July 2021. Mr. Watkins would like to partner with TJ Zoltak and re-brand the flight school. A new 5 year contract is requested upon the new partnership. Mr. Watkins reported to Council that he is wanting Council's approval before moving ahead with the partnership. City Administrator Mike Thompson recommended to Council to amend the current lease agreement and work out the details from there.

There was no further discussion on this item.

[20-0152](#)

A Resolution to Approve the City's Pandemic Continuity of Operations Plan (COOP) and Give the Mayor Approval to Make Decisions in Regard to the Protocols and Procedures of this Plan in the Event of an Influenza or Other type of Pandemic.

Attachments: [City of Foley Pandemic Continuity of Operations Plan - Mar 12 2020](#)

City Administrator Mike Thompson reported to the Council this plan was established 10 years ago for a previous pandemic and has been updated under the new circumstances. This authorizes the Mayor to deal with issues on a case by case basis. Mr. Thompson recommended rolling this item over to the Council Meeting Agenda. There was a consensus to add this item to the Council Meeting Agenda.

There was no further discussion on this item.

Enactment No: 20-1096-RES

Discuss Council Meeting Agenda of March 16, 2020

20-0092 A Resolution Approving A Capital Purchase of Three Tahoes

Kevin Carnley reported to Council that this is budgeted for the Police Department's vehicle fleet for the year. This will complete the second phase of the purchase. This purchase will include 3 Tahoes; two patrol units and one is for CID. Officer Carnley reported the Tahoes will be replacing existing vehicles due to age and mileage.

There was no further discussion on this item and it remained on the agenda.

20-0121 A Resolution Waiving Fees for the Use of Heritage Park and Pavilion for Anchor Point Church

Council Member Ralph Hellmich asked City Administrator Mike Thompson if President Trump's Social Distancing Guidelines would effect this event. Mayor John Koniar stated that earlier that day the limit put in place changed from 50 people to 10 people. Mr. Thompson reported that all City of Foley events with more than 50 guests have been cancelled if the date falls before April 15, 2020. Council Member Ralph Hellmich reported that this is not a matter of approving the waiving of fees, but a safety issue due to the current pandemic. Mr. Thompson recommended carrying this item over to the next Council Meeting.

There was a consensus to carry this item over.

20-0122 A Resolution Memorializing John G. Walton Pay Request

City Engineer Chad Christian reported to Council that two streets in Beulah were paved with verbal approval from Council and Mayor. The final billing is approximately \$44,000.00. Mr. Christian reported that Riviera Utilities is to be billed for \$10,000.00 of it.

There was no further discussion on this item and it remained on the agenda.

20-0125 A Resolution Approving Applying for FY21 ACAMP Funding for a Coastal Flood Response Plan

Environmental Manager Leslie Gahagan reported to Council that this Grant is for Coastal Flooding and Resiliency for the Fiscal Year 2021 budget. She is asking for \$75,000.00 and will match half of that amount, and that will include some from In-kind Services.

There was no further discussion on this item and it remained on the agenda.

20-0127 A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$264.83

There was no discussion on this item and it remained on the agenda.

20-0128 A Resolution Approving the Surplus & Disposal of Sanitation Truck #401051 (Purch 2000)

Public Works Superintendent Darrell Russell reported to Council that he has a Dodge Dakota, purchased in 2000, with 139,000 miles that he would like to auction.

There was no further discussion on this item and it remained on the agenda.

20-0129 A Resolution Approving the Surplus & Disposal of Sanitation Truck #401062 (Purch 04/18/08)

Public Works Superintendent Darrell Russell reported to Council that he has a Rear-Loading Garbage truck that is constantly needing mechanical work. Mr. Russell reported that there is no permanent fix for the truck so he would like to auction it.

There was no further discussion on this item and it remained on the agenda.

20-0130 Request to Amend Resolution 19-1314 & De-Obligate Funds

Public Works Superintendent Darrell Russell reported to Council that in October 2019 he requested funds for a fuel system line repair quoted at \$13,000.00. Mr. Russell reported the repair only cost \$1,700.00. He would like to appropriate \$5,185.00 of the remaining funds for a panic button at Public Works.

There was no further discussion on this item and it remained on the agenda.

20-0134 Approval of Application for the FY2021 LSTA Grant

John Jackson reported to Council that the Grant for Library Service and Technology Act in the amount of \$15,000.00 with a \$3,750.00 match would be for the purchase of a large format scanner for the Geology Department.

There was no further discussion on this item and it remained on the agenda.

20-0138 A Resolution to reappoint Janay Dawson to the Foley Historical Commission

There was no discussion on this item and it remained on the agenda.

20-0139 A Resolution to reappoint Randy Arp to the Foley Historical Commission

There was no discussion on this item and it remained on the agenda.

20-0140 A Resolution to reappoint Virgil "Rip" Christensen, Jr. to the Museum-Archive Advisory Board

There was no discussion on this item and it remained on the agenda.

20-0146 A Resolution to Set a Public Hearing to Consider Planning Commission's Recommendation for the Initial Zoning of Property Owned by Larry Engle

There was no discussion on this item and it remained on the agenda.

20-0147 A Resolution Authorizing the Negotiation of a Franchise Agreement Between The City of Foley and Baldwin County Sewer Service

Council Member Ralph Hellmich asked Attorney Casey Pipes if the City of Foley would be able to negotiate in a franchise with Baldwin County Sewer Services since Foley has a Legacy System in place. Mr. Pipes reported that Foley would be able to negotiate with BCSS regarding fees, billing, city codes, and many more topics. Baldwin County Sewer Service Representative Jenny Williams reported to Council that they are capable of putting in legacy systems, gravity systems, and grinder pumps. They are not limited to grinder pumps.

There was a consensus to carry this item over.

20-0150 Resolution Amending the Pay Classification Plan to Add the Position of Assistant HR Director for a Limited Time Only and Authorize Funding

Human Resources Director Sandra Pate reported to Council that this new position for Assistant HR Director is for her replacement. She is retiring at the end of the year. The position would start sometime in June 2020. Once the Assistant transitions to the Director's position the assistant position would dissolve.

There was no further discussion on this item and it remained on the agenda.

20-0153 Resolution Amending the Pay Classification Plan to Convert the New, Fourth Quarter Position of the Permanent, Part-Time, Sanitation Worker III/Driver Operator (Approved in the FY20 Budget) to Sanitation Worker II

Public Works Superintendent Darrell Russell reported to Council that in the summer of 2019, this position was created but the circumstances no longer apply for that position.

There was no further discussion on this item and it remained on the agenda.

20-0154 A Resolution to Consider Voting Delegate for the ALM Annual Business Session

City Administrator Mike Thompson reported to Council that at this time the ALM Annual Business Session has not been cancelled.

There was no further discussion on this item and it remained on the agenda.

20-0156 Resolution Approving Prudential Renewal of Life, AD&D, and short and Long Term Disability Coverage for City Employees at Current rates with a 2-Year Rate Guarantee

Human Resources Director Sandra Pate reported to Council that this resolution will approve the continuum of our contracts with these companies at our current rates for 2 years.

There was no further discussion on this item and it remained on the agenda.

20-0158 Resolution Modifying the City's Personnel System Policy to Include a Communicable Disease Policy

Human Resources Director Sandra Pate reported to Council that this policy will let City Employees know what to anticipate in the case of a communicable disease. Ms. Pate reported that this authorizes the City of Foley to send employees home, keep them home, and say when they can return to work.

There was no further discussion on this item and it remained on the agenda.

20-0157 ABC License: 160-Special Retail More Than 30 Days for Staffco LLC, applicant, operating under the trade name Alabama Gulf Coast Music Hall located at 12615 A Foley Beach Express in Foley, Alabama

Officer Kevin Carnley reported to Council the Police Department recommends moving forward. Fire Chief Joey Darby reported that he has made multiple attempts to meet with the owner and has not been able to get in touch with him. Chief Darby does not recommend moving forward at this time.

There was no further discussion on this item and there was a consensus to carry this item over.

20-0164 A Resolution Declaring Emergency Powers To The Mayor Or Council President During A World Wide Health Pandemic And/Or National Health Crisis

City Administrator Mike Thompson reported to Council that the State of Alabama and Baldwin County have both declared a State of Emergency in response to COVID-19. This resolution would put the City of Foley on the same level as them and open up capabilities that the City would not have unless in a State of Emergency.

There was no further discussion on this item and there was a consensus to add this item to the Council Meeting Agenda.

20-0152 A Resolution to Approve the City's Pandemic Continuity of Operations Plan (COOP) and Give the Mayor Approval to Make Decisions in Regard to the Protocols and Procedures of this Plan in the Event of an Influenza or Other type of Pandemic

City Administrator Mike Thompson reported to Council that due to the rapidly changing circumstances, this would authorize the Mayor to make executive decisions without going to Council for approval.

There was no further discussion on this item and there was a consensus to add this item to the Council Meeting Agenda.

Mayor's Comments

Mayor John Koniar thanked City Administrator Mike Thompson and Human Resource Director Sandra Pate for their help during this World Wide Pandemic.

Visitor Comments

James Wallace from Riviera Utilities reported to Council that Riviera Utilities was established by the City of Foley to serve the citizens of Foley. They want to reassure the citizens of Foley they are here to serve them.

Adjournment

Hearing no further comments, the Work Session Adjourned at 5:01 p.m.