



# City of Foley, AL

407 E. Laurel Avenue  
Foley, AL 36535

## Meeting Minutes - Final City Council

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Monday, October 21, 2013

4:00 PM

Conference Room

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### Work Session

#### Call to Order

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

#### Roll Call

Others present: City Administrator Mike Thompson, Vickey Southern, Sandra Pate, Katy Taylor, Joey Darby, David Wilson, Randy Kurtts, Jessica Middleton, Dan Hellmich, Meg Hellmich, Butch Stokes, Miriam Boutwell, Steve Smith, David Thompson, Jeff Rouzie, Pam Harris, David Vosloh, Jay Dickson, and press representatives Guy Busby and Cathy Higgins.

**Present:** 4 - President Wayne Trawick, Council Member Vera Quaites, Council Member Rick Blackwell and Council Member Charles Ebert III

**Absent:** 1 - Council Member Ralph Hellmich

#### Discussion Items

##### 13-1055

Accepts Quote From R&S Paving

**Attachments:** [R&SPavingBushCut.pdf](#)

City Administrator Mike Thompson reported the Economic Development Director Jeff Rouzie is interested in getting the top ten acres at the Coastal Alabama Farmers and Fishermens Market cleared. During the last meeting R&S Paving and Grading's quote (\$10,937.50) was discussed and it was noted that Dan Hellmich was to bring back a quote for renting forestry equipment. Thompson - The CAT Rental Store's quote was \$6,038.40, which included insurance, for one month's rent. Mr. Rouzie reported that at this point timing was not a factor. Public Works Director Dan Hellmich reported depending on the weather it could take approximately two to three weeks plus fuel costs anticipated to be between \$400-500.

President Trawick asked that this item be tabled until Council has more information, pending an item that might be discussed in a possible Executive Session.

This item was tabled.

##### 13-1063

Discussion item: Davis family requests a new sign to be purchased for Mel Roberts Park

Recreation Director David Thompson reported the plywood sign at Mel Roberts

Park (Home of Foley Bsaeball) has rotted and is in great need to be replaced with a HDPE sign. The sign needs to be visible at the corner of Section Avenue and Cedar Street. Mr. Thompson will be working with the Roberts' family to ensure the sign is what they want. This is a budgeted item but needs Council approval.

President Trawick asked if there was a need for smaller directional signs. Mr. Thompson reported City Engineer Butch Stokes is working with ALDOT on that as well.

There was a consensus to proceed.

## Discuss Council Meeting Agenda for October 21, 2013

All items remained on the agenda with the exception of the following items:

- 13-0848 Morris Annexation - Carried over
- 13-1081 Building Code Amendments - Carried over
- 13-1086 Alabama Festival of Flavor - Removed
- 13-1109 2013 Baldwin Cicycle Fest - Added

13-0848 Gene and Patricia Morris Annexation 2nd Reading - Mr. Thompson reported how the annexation process worked for single parcels. There was a discussion regarding annexing single parcels of property. Mrs. Southern reported that the Morris' were interested in finding out if the Council wanted to annex the other parcels and if they were could the zoning fee be wiaved. They had already spoken with a neighbor and they indicated to Mr. Morris that the zoning fee would be an issue since they were on a fixed income. Based on a conversation with Mr. Thompson, Mr. Morris was told that, at this time the Council was not looking at annexing parcels east of the Foley Beach Express along Miflin Road a/k/a CR 20. There are a total of 13 parcels, four of which are already located inside the City's corporate limits. The Morris' parcel is located in the center of all the parcels.

After further discussion Councilman Ebert recommended that the Council delay the second reading of the Ordinance to see if the Morris' would consider speaking with the other landowners located along the south side of CR 20 between Clubhouse Drive and Clarke Ridge Road to see if they would annex into the City's corporate limits. Staff will contact them to see if they will work with staff to get a meeting together with the other landowners.

Councilman Ebert requested that Council be informed of annexations prior to coming to Council Work Session. They will be included with the supervisors list when the City Clerk advises them that a Petition for Annexation has been submitted for review.

13-1064 Accept ATRIP Round III for Fern Avenue Extension - Mr. Thompson reported this resolution will accept the grant proposed to extend Fern Avenue from Hwy. 59 eastward to the Foley Beach Express, widen and repave Fern Avenue to the west of Hwy. 59 and allows a shared use path. There was a discussion regarding truck traffic through residential neighborhoods. Mr. Thompson reported there are a couple of options that could handle the problem. Option 1: Two way stop intersection could be changed to four-way stop intersection; or  
Option 2: "No Trucks" signs could be posted.

Councilman Ebert also expressed his concerns of having rumble strips, which are noisy, in a residential neighborhood.  
This item remained on the agenda.

**13-1081 Building Code Amendment** - City Planner Miriam Boutwell reported there are some changes that need to be made prior to moving forward with this item. Fire Chief Joey Darby reported some of the appendices were not included in the last adoption of the Fire Code and they have to be adopted separately to be included. These will be included with the changes.

President Trawick asked why people could not get a Certificate of Occupancy when the building has been remodeled and waiting to be leased prior to a facility being occupied, which often results in the CO not being issued. This also does not solve the problem when someone occupies the building and they place items in the fire lane or in front of an outlet. The Fire Inspector could do the inspections at any time after the building has been occupied. Ms. Boutwell and Chief Darby will look into getting this rectified. This item was carried over for revisions.

**13-1082 Flood Ordinance Amendments** - Ms. Boutwell reported the State of Alabama wants the ordinance to read a particular way and this amendment makes those changes. This item remained on the agenda.

**13-1086 2013 Alabama Festival of Flavor 140- Special Events Retail ABC License Application** - This item was removed.

**13-1097 Amendment to Ordinance No. 1018-07 (Business License Ordinance)** Mrs. Hellmich reported this amendment just formalizes what is currently being done. This item remained on the Council agenda.

**13-1103 Resolution amending Resolution 13-0486 Approving the Facade Improvement Incentive Program** - Ms. Boutwell reported she met with Mike Thompson, Sue Steigerwald, Chuck Lay, and Melissa Ringler to discuss changes in the program. A recommendation to make the following changes:

- 1) Article III Section A in the first sentence replace "National District" with "National Register and Local Downtown Districts." Amend the second sentence to The Historical Commission will review and make appropriate recommendations to the Foley City Council. City Council will make the final decision.
- 2) Article III Section F from "A separate \$500 fee must be allocated from property owner for an architectural consultation and rendering of the project." should read "A professional rendering of the project may be required at the owners expense."
- 3) Article IV Section A add "Certificate of Appropriateness" application, strike if applicable.
- 4) Article IV Section B Strike "Upon receipt of certificate of appropriateness, submit. Add "Submit Downtown Incentive Grant Application, Acknowledgement and Agreement."

Under Acknowledgement and Agreement under the first item delete the City of

Foley Planning Commission for projects within the Local District and replace with "...or the Local Downtown Districts."

There were a few changes to the title, "Incentive Grant Program" and "Process following the meeting".

ADD 13-1109 Event sponsorship in the amount of \$275 for the 2013 Baldwin Bicycle Fest - This item was added to the Council agenda.

### **Mayor's Comments**

The Mayor was out of town.

### **Staff/Visitor's Comments**

Council member Vera Quaites reported the Festival of Flavor was a very nice event.

### **Adjourn**

Hearing no further comments the meeting adjourned at 5:10 p.m.