



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, May 15, 2017

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[17-0236](#)

A Public Hearing to consider weeds to be a nuisance and to order its abatement located at PPIN# 2308 on Keller Road.

Council President Wayne Trawick opened the public hearing at 5:30 pm. He asked for comments from the public. Hearing no comments, he closed the public hearing.

Call to Order

President Trawick called the meeting to order at 5:31 p.m.

Roll Call

All Council members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, City clerk Katy Taylor, Kate Embry, John Gleaton, David Wilson, Joey Darby, Miriam Boutwell, Chad Christian, Roddy Burkle and press representative Jessica Vaughn (Onlooker).

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

Pledge of Allegiance

Reports

[17-0267](#)

April 2017 Tax Reports

Attachments: [SALES TAX REPORT](#)

City Administrator Mike Thompson presented the April 2017 Tax Reports, which are attached as back up to the minutes.

[17-0274](#)

CDD APRIL 2017 REPORT

Attachments: [CDD April 2017 Report for Council.pdf](#)

City Planner Miriam Boutwell present the April 2-17 CDD Report, which is attached as back up to the minutes.

[17-0280](#)

Fire Department Monthly Report April 2017

Attachments: [Council April 17 5-17](#)

Fire Chief Joey Darby presented the April 2017 Fire Department Report, which is attached as back up to the minutes.

[17-0278](#)

Foley Police End of Month Report April 2017

Attachments: [20170508154917056](#)

Police Chief David Wilson presented the April 2017 Police Department Report, which is attached as back up to the minutes.

Audit the Accounts

[17-0287](#)

Audit the Accounts of April 2017

A motion was made by Council Member Ralph Hellmich to approve the accounts for payment. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Additions and Removals

A motion was made by Council Member Ebert, III, seconded by Council Member Blackwell to add items 17-0292 and 17-0284 to the agenda. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; Council President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaites, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Hellmich

Approval of the Minutes

[17-0277](#)

Special Called Council Meeting - Audit Reading Minutes of May 1, 2017

Attachments: [5-1-17 Special Called Meeting Minutes](#)

A motion was made by Council Member Ralph Hellmich to approve the Special Called Council Meeting Audit Reading Minutes of May 1, 2017. The motion was

seconded by Council Member Vera Quaites and carried by an unanimous vote.

[17-0276](#)

Work Session Meeting Minutes of May 1, 2017

Attachments: [5-1-17 Work Session Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III to approve the Work Session Minutes of May 1, 2017. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

[17-0275](#)

Council Meeting Minutes of May 1, 2017

Attachments: [5-1-17 Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell to approve the Council Meeting Minutes of May 1, 2017. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Ordinances

Resolutions and Other Business

[17-0237](#)

Resolution authorizing employees to enter upon the property at pin number 2308 for the purpose of abating the public nuisance.

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: 17-1130-RES

[17-0263](#)

A Resolution Approving a Performance Contract with Coastal Alabama Farmers' and Fishermen's Market, Inc.

Attachments: [2017 05 01 COF Performance Contract](#)

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: 17-1131-RES

[17-0266](#)

Resolution to Support the AL Bicentennial Commission & Form a Community Celebration Committee to Promote Events

Attachments: [AL Bicentennial Info for Council.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: 17-1132-RES

[17-0268](#)

Request for an intern for Municipal Court

Attachments: [Request to Increase Dept Budget.pdf](#)
[Municipal Court Use of Restricted Account Approval Letter.pdf](#)

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: 17-1133-RES

[17-0269](#)

James Road Paving Between CR 12 South and Brinks Willis Road

Attachments: [20170509110834634](#)

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: 17-1134-RES

[17-0270](#)

Request to use Beulah Heights Park for May Day

Attachments: [20170505105636207](#)

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: 17-1135-RES

[17-0271](#)

Request to use Aaronville Park for May Day

Attachments: [20170505132748138](#)

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: 17-1136-RES

[17-0272](#)

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

Attachments: [Historic Commission Member List](#)

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

Enactment No: 17-1137-RES

[17-0273](#)

Waive the fees of the Interpretive Center for Precinct 33 Polling Place

Attachments: [Baldwin County Email](#)

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: 17-1138-RES

17-0279

Resolution Approving City of Foley Safety Policies and Procedures Manual

Attachments: [Safety Policies and Procedures 05-2017](#)

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

Enactment No: 17-1139-RES

17-0288

Resolution Authorizing a Lease Agreement with the
Public Cultural and Entertainment Facilities
Cooperative District

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: 17-1140-RES

17-0291

WAIVING FEES FOR GRAHAM CREEK INTERPRETIVE CENTER

Attachments: [image000000](#)

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: 17-1141-RES

17-0293

ABC License: 160 - Special Retail - More Than 30 Days for YMC
Enterprise, LLC, applicant operating under the trade name Towne
Place Suites By Marriott located at 1070 North OWA BLVD, Foley, AL.

Attachments: Towne Place Suites

Police Chief David Wilson and Fire Chief Joey Darby made recommendations to move forward with the ABC License.

A motion was made by Council Member Ebert, III, seconded by Council Member Blackwell, that this Agenda Item be approved. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; Council President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaite, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Hellmich

[17-0294](#)

ABC License: 160 - Special Retail - More Than 30 Days for Park At Owa, LLC, applicant operating under the trade name Park At Owa located at 1501 SOUTH OWA BLVD, Foley, AL.

Attachments: [Park At Owa](#)

Police Chief David Wilson and Fire Chief Joey Darby made recommendations to move forward with the ABC License.

A motion was made by Council Member Quaites, seconded by Council Member Ebert, III, that this Agenda Item be approved. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; Council President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaites, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Hellmich

[17-0284](#)

Resolution to Approve the Placement of Signage

Attachments: [OWA-Pylon-8.1.3](#)

A motion was made by Council Member Blackwell, seconded by Council Member Quaites, that this Resolution be adopted. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; Council President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaites, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Hellmich

Enactment No: 17-1143-RES

[17-0292](#)

Amendment to Tax Abatement Agreement By City of Foley, Alabama and Park at owa, LLC and Shops at Owa at Owa, LLC.

A motion was made by Council Member Ebert, III, seconded by Council Member Blackwell, that this Resolution be adopted. The motion carried by the following vote: Council Member Vera Quaites, aye; Council Member Ralph Hellmich, abstained; Council President Wayne Trawick, aye; Council Member Rick Blackwell, aye and Council Member Charles Ebert, III, aye. The vote passed by a majority vote.

Aye: 4 - President Trawick, Council Member Quaites, Council Member Blackwell and Council Member Ebert III

Abstain: 1 - Council Member Hellmich

Enactment No: 17-1142-RES

Mayor's Comments

No comments to report.

Visitor's Comments

Roddy Burkle reported that he had several citizens inform him that balusters on the west side of HWY 59 are missing the end caps and are very sharp. City Engineer Chad Christian reported he has taken note of it and will have new caps placed on them.

Adjournment

A motion was made by Council Member Ralph Hellmich to adjourn the meeting. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.