



Meeting Agenda - Final

City Council

Monday, June 6, 2022

4:00 PM

Council Chambers

Work Session/Council Meeting

Public Hearing

[22-0319](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Gopher Fork Investments from B1-A (Extended Business District) to R-3 (Residential Multi-Family District). Property is located east of State HWY 59 and south of Keller Road. Applicant is Smith & Clark Associates, LLC.

[22-0320](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Magnolia Landing, LLC from B-2 (Neighborhood Business District) and R-1D (Residential Single Family) to PUD (Planned Unit Development). Property is located west of Hickory Street and north of County Road 12. Applicant is Jade Consulting.

[22-0321](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Kenneth Teem from A-O (Agricultural Open Space) to PUD (Planned Unit Development). Property is located at the south-east corner of County Road 20 and South Hickory Street. Applicant is WAS Designs.

[22-0322](#)

Public Hearing to Consider an Ordinance Approving the Rezoning of Property Owned by Sam and Lidia Gerges from PUD (Planned Unit Development) to R-3 (Residential Multi-Family District). Property is located north of County Road 20 and east of South Pine Street. Applicant is Sam Gerges.

[22-0341](#)

Public Hearing to consider adopting a new ordinance for Land Development and to Rescind Ordinances 371-86, No. 993-07, No. 1024-08, No. 15-1003, No. 17-2039 and 19-2023.

Call to Order

Moment of Reflection

Pledge of Allegiance

Presentation

[22-0323](#)

Presentation By Kelly O'Donnell: Southwest Alabama Partnership for Training and Employment

Attachments: [Kip Garner](#)

Consent Agenda

[22-0310](#)

Work Session/Council Meeting Minutes of May 16, 2022

Attachments: [05-16-2022 Work Session.Council Meeting Minutes](#)

Additions/Removals/Carry-Overs

Ordinances

[22-0313](#)

(First Reading) AN ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY DOWNEY FAMILY LIMITED FROM AO TO PUD

Attachments: [Downey Rezoning Recommendation.pdf](#)

[22-0314](#)

(First Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY GREY CONTRACTING OF GREENVILLE LLC FROM R4 RESIDENTIAL SINGLE FAMILY & DUPLEX AND B1A EXTENDED BUSINESS DISTRICT TO R2 RESIDENTIAL SINGLE FAMILY & DUPLEX

Attachments: [Grey Contracting LLC Rezone Recommendation.pdf](#)

[22-0315](#)

(First Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87
REZONING PROPERTY OWNED BY LUIS TABARES FROM RV - RV PARK
ZONE TO R2 - RESIDENTIAL SINGLE FAMILY & DUPLEX

Attachments: [Luis Tabares Rezoning Recommendation.pdf](#)

[22-0335](#)

(First Reading) An Ordinance Amending Ordinance No. 1018-07
(Business License Ordinance) to Add Section 5-25(J) - Short-Term
Rental(s)

Attachments: [City of Foley Short Term Rental Ordinance Draft - CTC Redline 2](#)

[22-0240](#)

**(Second Reading) ORDINANCE AMENDING ORDINANCE NO. 387-87
REZONING PROPERTY OWNED BY GOPHER FORK INVESTMENTS
FROM B1A - EXTENDED BUSINESS DISTRICT TO R3 - RESIDENTIAL
MULTI-FAMILY DISTRICT**

Attachments: [Gopher Fork Recommendation Info.pdf](#)

Legislative History

5/2/22 City Council approved on first reading

[22-0241](#)

**(Second Reading) Magnolia Landing LLC Rezoning from B2 -
Neighborhood Business District and R1D - Residential Single
Family to PUD - Planned Unit Development**

Attachments: [Magnolia Landing Recommendation Info.pdf](#)

Legislative History

5/2/22 City Council approved on first reading

[22-0242](#)

**(Second Reading) ORDINANCE AMENDING ORDINANCE NO.
387-87 REZONING PROPERTY
OWNED BY KENNETH M TEEM POA FOR KENNETH E TEEM FROM
AO - AGRICULTURAL OPEN SPACE TO PUD - PLANNED UNIT
DEVELOPMENT**

Attachments: [Kenneth Teem Recommendation Info.pdf](#)

Legislative History

5/2/22 City Council approved on first reading

[22-0243](#) **(Second Reading) ORDINANCE AMENDING ORDINANCE NO.
387-87 REZONING PROPERTY OWNED BY SAM AND LIDIA
GERGES FROM PUD - PLANNED UNIT DEVELOPMENT TO R3 -
RESIDENTIAL MULTI-FAMILY DISTRICT**

Attachments: [Sam Gerges Recommendation Info.pdf](#)

Legislative History

5/2/22 City Council approved on first reading

[22-0280](#) (Second Reading) An Ordinance for Land Development and to Rescind
Ordinances 371-86, No. 993-07, No. 1024-08, No. 15-1003, No. 17-2039
and 19-2023

Attachments: [371-86 ORD](#)

[0993-07 ORD](#)

[1024-08 ORD](#)

[15-1003 ORD](#)

[17-2039 ORD](#)

[19-2023 ORD](#)

[Proposed Land Development Ordinance](#)

Legislative History

5/16/22 City Council approved on first reading

Resolutions and Other Business

[22-0331](#) ABC License: 010 - Lounge Retail Liquor - Class 1 for Todd A. Hamill,
applicant, operating under the trade name 3rd Base located at 16972 US
HWY 98 in Foley, Alabama.

Attachments: [3rd Base ABC Application](#)

[22-0286](#) Resolution to Approve a New GASB 87 Lease for Envelope Folding/Stuff
Machine at City Hall

Attachments: [20220509112902](#)

[22-0297](#) A Resolution to Allow Lightning Aviation to Increase Foley Municipal
Airport Tie-Down Fees

[22-0300](#) A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS
TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT
510 E. MYRTLE AVENUE

Attachments: [510 East Myrtle](#)

- [22-0301](#) A Resolution Requesting to Purchase & Equip Four (4) Support Service Technician Trucks
Attachments: [SIGNED CAPITAL WORKSHEET](#)
[SIGNED INCREASE WORKSHEET](#)
- [22-0302](#) A Resolution to Appropriate Funds to the Miracle League of Coastal Alabama
- [22-0303](#) A Resolution to Reappoint John Shelton Penton, Sr. to the Library Advisory Board.
Attachments: [John Shelton Penton, Sr.](#)
- [22-0304](#) A Resolution to Accept and Use Unbudgeted Donation Funds issued to the Foley Police Department.
Attachments: [Walmart donation paperwork](#)
- [22-0305](#) **A Resolution to Approving St. Paul's Episcopal Church the Use of Max Griffin Park (area around the kids park) to Host Their Summer Feed and Recreation Program**
Attachments: [Brent Norris - St. Pauls Episcopal Church](#)
- [22-0306](#) A Resolution Approving Pines Disc Golf Course Capital Project
Attachments: [Disc Golf Course Request Form](#)
[Disc Golf Basket Quote](#)
- [22-0307](#) A Resolution to Accept the Donation of 600 Stackable Chairs from the City of Orange Beach
- [22-0308](#) A Resolution to Approve Advertisement for Public Hearing for FY22 Community Development Block Grant
Attachments: [Foley CDBG FY22 Public Hearing Notice](#)
- [22-0309](#) A Resolution to Rescind Resolution #22-1150 and to Approve the Maintenance Pole Barn for Nature Parks
Attachments: [20220425111635](#)
- [22-0311](#) A Resolution Authorizing Budget Transfers Between Departments For A Paid Internship
Attachments: [Budget Transfer Request - Street to Engineering](#)
- [22-0312](#) A Resolution Approving Application for FY 2022 Bulletproof Vest Partnership Grant
Attachments: [Vest Application email](#)

- [22-0316](#) A Resolution Setting a Public Hearing to Consider the Rezoning of 10+/- acres from R-4 (Residential Single Family and Duplex) and B-1A (Extended Business District) to R-2 (Residential Single Family and Duplex)
- [22-0317](#) A Resolution Setting a Public Hearing to consider the rezoning of 20+/- acres from Recreational Vehicle (RV) Park District to R-2 (Residential Single Family and Duplex)
- [22-0318](#) A Resolution Setting a Public Hearing to Consider the Rezoning of 93+/- Acres from AO (Agricultural Open Space) to PUD (Planned Unit Development) Owned by Downey Family Limited
- [22-0324](#) A Resolution To Waive Fees To Minimum For New Fellowship Church
- [22-0325](#) A Resolution to Reappoint Ralph Hellmich to the Riviera Utilities Board.
- [22-0326](#) A Resolution to Approve the Purchase of a New Electronic Sign (Electronic Message Center)
Attachments: [Capital Purchase - Electronic Sign](#)
[Budget Increase Request - Electronic Sign](#)
- [22-0327](#) A RESOLUTION TO AMEND SECTION 4 OF RESOLUTION 3746-09 AMENDING RESOLUTION 319-85 AND DEFINING THE SCOPE OF THE REVITALIZATION AND BEAUTIFICATION ADVISORY BOARD
Attachments: [3746-09 RES](#)
- [22-0328](#) A Resolution Approving the Increase of Departmental Budget Dollars using restricted cash from the Local Drug Fund Account #100-1064 in the Amount of \$13,938.00.
Attachments: [Quotes Budget Forms approval emails](#)
- [22-0329](#) A Resolution Requesting Permission to Increase the United Bank VISA Credit Card Limit
- [22-0332](#) A Resolution Approving the Addition of a Street Light
Attachments: [Email Street Light at 435 E Peachtree](#)
- [22-0333](#) A Resolution Authorizing the Mayor to Execute Various Grant Applications and Funding Agreements
- [22-0334](#) A Resolution to Increase Budget and Acquire Software Subscription for Revenue Department
Attachments: [Quote for Software Granicus](#)
[Budget Increase Request Software Subscription](#)

[22-0336](#) A Resolution Approving Market Area Property Improvements Including Design Work, Building a Road, and Pickleball Courts Using Impact Fees.

Attachments: [MW Approval - Pickleball](#)

[Plan View](#)

[DOC092](#)

[22-0337](#) A Resolution appropriating funds for a Cushman hauler for Foley Sports Tourism fields.

Attachments: [image005](#)

[MW Cushman Approval](#)

[22-0338](#) A Resolution Amending The Pay Classification Plan In The Parks Department

Attachments: [Pay Classification Plan - Effective 05-16-22](#)

[22-0339](#)

A RESOLUTION
AUTHORIZING AND CONFIRMING
AN APPROPRIATION BY THE CITY OF FOLEY TO THE
SOUTH BALDWIN REGIONAL WORKFORCE DEVELOPMENT AUTHORITY
TO SUPPORT PLANNING EFFORTS FOR THE DEVELOPMENT OF THE
SOUTH BALDWIN WORKFORCE DEVELOPMENT CAMPUS
IN AN AMOUNT NOT TO EXCEED \$100,000.00

Attachments: [Formal Funding Request](#)

[Budget Increase Form2.pdf](#)

[22-0340](#) A Resolution Setting a Public Hearing to Consider An Ordinance Amending Ordinance No. 1018-07 (Business License Ordinance) to Add Section 5-25(J) - Short-Term Rental(s)

Mayor's Comments

Visitor Comments

Adjournment