



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, March 4, 2019

5:30 PM

Council Chambers

Council Meeting

Public Hearings

[19-0128](#)

Public Hearing to Consider Planning Commission's Recommendation to Adopt an Ordinance Approving the Initial Zoning of Property As B-1A (Extended Business District) Owned By Various Owners (Barnwell Property)

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.

[19-0129](#)

Public Hearing to Consider Planning Commission's Recommendation to Adopt an Ordinance Approving the Rezoning of Property From GPH1 and R-1C to PUD (Planned Unit Development) Owned By Southern Lifestyle Development, LLC.

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

[19-0132](#)

Public Hearing to Consider Adopting an Ordinance to Amend the City of Foley Zoning Ordinance.

President Trawick opened the public hearing at 5:31 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 5:32 pm.

Roll Call

All Council Members were present with the exception of Council Member Charles Ebert, III, who was out of town. Also present, Mayor John Koniar, City Clerk Katy Taylor, Joey Darby and Caleb Bibby.

Present: 4 - President Wayne Trawick, Council Member Vera Quaites, Council Member Ralph Hellmich and Council Member Rick Blackwell

Absent: 1 - Council Member Charles Ebert III

Pledge of Allegiance

Approval of the Minutes

[19-0126](#)

Work Session Minutes of February 18, 2019

Attachments: [02-18-2019 Work Session Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, to approve the Work Session Minutes of February 18, 2019. The motion carried by an unanimous vote.

[19-0127](#)

Council Meeting Minutes of February 18, 2019

Attachments: [02-18-2019 Council Meeting Minutes](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaites, to approve the Council Meeting Minutes of February 18, 2019. The motion carried by an unanimous vote.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, to add item 19-0113 to the agenda and to carry over item 19-0118 to the March 18, 2019 Council Meeting Agenda. The motion carried by an unanimous vote.

Ordinances

[19-0063](#)

AN ORDINANCE APPROVING INITIAL ZONING OF PROPERTY OWNED BY THE MELTONS, ROCKSTALLS, DALTONS, CARLISLES AND BARNWELLS (Barnwell Property)

Attachments: [Initial Zoning Recommendation Barnwell, Melton, Dalton, Rockstall, Carlisle](#)

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

an unanimous vote.

Enactment No: 19-2005-ORD

[19-0068](#)

AN ORDINANCE AMENDING THE CITY OF FOLEY ZONING ORDINANCE

Attachments: [Zoning Ordinance Recommendation and Backup for Council](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that this Ordinance be adopted. The motion carried by an unanimous vote.

Enactment No: 19-2006-ORD

[19-0120](#)

(Second Reading) AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY BLUE MARLIN INVESTMENTS, LLC.

Attachments: [Blue Marlin Investments Annexation](#)
[PIN 259514 Austin \(1\)](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, that this Ordinance be approved on the first reading. The motion carried by an unanimous vote.

Resolutions and Other Business

[19-0095](#)

A Resolution Approving the increase of funds to the Small Tools Account # 205-2010-6053 from the Jail Corrections Fund in the amount of \$2,514.72.

Attachments: [Mobile Restraint Chair funds request](#)
[Restricted jail corrections funds money transfer approval](#)

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

Enactment No: 19-1062-RES

[19-0110](#)

A Resolution Approving the Parks Dept Purchase of a JD 1575 Mower

Attachments: [Parks 1575 Mower Quote.PDF](#)
[Parks Cap Purch Wrksht for 1575 Mower.PDF](#)

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

Enactment No: 19-1063-RES

[19-0111](#)

A Resolution Approving the Street Dept Purchase of a JD 1575 Mower

Attachments: [Street 1575 Mower Quote.PDF](#)
 [Street Cap Purch Wrksht for 1575 Mower.PDF](#)

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

Enactment No: 19-1064-RES

[19-0112](#)

A Resolution Approving the Street Dept Purchase of a Bush Hog

Attachments: [Street Quote for Bush Hog.PDF](#)
 [Street Cap Purch Wrksht for Bush Hog.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: 19-1065-RES

[19-0114](#)

A RESOLUTION WAIVING FEES FOR HERITAGE PARK FOR SWIFT PRESBYTERIAN CHURCH ON APRIL 13, 2019 FROM 10:00 AM UNTIL 3:00 PM.

Attachments: [20190215110120187](#)

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

Enactment No: 19-1066-RES

[19-0118](#)

A Resolution to Terminate the Alabama Festival of Flavor Performance Contract and Reallocate Funds to Chicago Street Supper Club

Attachments: [Festival of Flavor Contract](#)
 [Contract Revision Proposal \(1\)](#)
 [Request to City to reallocate funds \(1\)](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Rick Blackwell, that this Resolution be carried over to the City Council Meeting of March 18, 2019. The motion carried by an unanimous vote.

[19-0121](#)

A RESOLUTION APPROVING A BID AWARD FOR THE JUSTICE CENTER RENOVATION PROJECT AND APPROPRIATING ADDITIONAL FUNDS

Attachments: [Res 19-1029 Mun Court](#)
 [Bid Results](#)
 [Office Equipment of Mobile Quote](#)
 [Pre-Project Check list](#)
 [Budget Increase Forms - Justice Center Reno Project](#)

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: 19-1067-RES

[19-0122](#)

A Resolution to Approve Joining in Filing an Amicus Brief to the Alabama Supreme Court

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: 19-1068-RES

[19-0123](#)

**A RESOLUTION OF THE CITY OF FOLEY OPPOSING ANY ACTION BY
THE ALABAMA LEGISLATURE THAT WOULD RESTRICT OR REMOVE
MUNICIPAL POLICE OR PLANNING JURISDICTIONS**

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: 19-1069-RES

[19-0124](#)

A Resolution to reappoint Gary Pitts to the Revitalization and Beautification Board.

Attachments: [Beautification Board Member List - Gary Pitts](#)

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: 19-1070-RES

[19-0125](#)

A Resolution to Consider Approving South Baldwin Chamber of Commerce's Requests To Hold a Three-day Hot Air Balloon Festival at the Foley Sportsplex, May 3rd, 4th, and 5th, 2019.

Attachments: [SBCC Balloon Festival 2019](#)

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

Enactment No: 19-1071-RES

[19-0131](#)

A RESOLUTION ACCEPTING R&S PAVING'S QUOTE FOR THE WOLF BAY LODGE PAVING PROJECT

Attachments: [R & S Paving Quote](#)
 [18-1330 RES](#)

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: 19-1072-RES

[19-0133](#)

A Resolution to Set a Public Hearing to Consider Passage of an Ordinance Approving Petition for Annexation and Bringing Property in the Corporate Limits of the City of Foley Owned by Blue Marlin Investments, LLC

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: 19-1073-RES

[19-0113](#)

A RESOLUTION APPROVING ALDOT'S TRAFFIC SIGNAL MAINTENANCE AGREEMENT

Attachments: [ALDOT Permit Maintenance Agreement](#)
[ALDOT Baldwin County Agreement](#)
[Keller Road Bridge Agreement](#)

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: 19-1074-RES

Mayor's Comments

There were no comments to report.

Visitor's Comments

There were no comments to report.

Adjournment

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

The meeting adjourned at 5:40 pm.