



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, April 15, 2019

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[19-0229](#)

A Public Hearing to Consider Passage of an Ordinance Approving Petition for Annexation and Bringing Property into the Corporate Limits of the City of Foley Owned by David Vosloh.

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 5:30 pm.

Roll Call

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Daniel Hudson, David Wilson, Joey Darby and LaDonna Hinesley.

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

Mayor's Presentation

[19-0222](#)

Proclamation: National Safe Boating Week

Attachments: [National Safe Boating Week](#)

Mayor Koniar presented the proclamation.

[19-0223](#)

Proclamation: National Medical Laboratory Professionals Week

Attachments: [National Medical Laboratory Professionals Week](#)

Mayor Koniar presented the proclamation.

[19-0224](#)

Proclamation: Earth Day Mobile Bay

Attachments: [Earth Day Mobile Bay](#)

Mayor Koniar presented the proclamation.

Departmental Reports

[19-0216](#)

Department Reports

Attachments: [Tax Report - March 2019](#)
[Grant Status Report March 2019](#)
[March 2019 CDD Report](#)
[Monthly Bid Awards - February & March 2019](#)
[Marketing Dept. Quarterly Report](#)
[Updated FY2019 qtr 2 Welcome Center Stats](#)
[FD March 2019 Report](#)
[March 2019 PD Report](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to accept the reports as presented. The motion carried by an unanimous vote.

Audit the Accounts

[19-0217](#)

Audit the Accounts of March 2019

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that this Auditing Accounts be approved for payment. The motion carried by an unanimous vote.

Approval of the Minutes

[19-0220](#)

Work Session Minutes of April 1, 2019

Attachments: [04-01-2019 Work Session Minutes](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council

Member Vera Quaites, to approve the Work Session Minutes of April 1, 2019.
The motion carried by an unanimous vote.

[19-0221](#)

Council Meeting Minutes of April 1, 2019

Attachments: [04-01-2019 Council Meeting Minutes](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to approve the Council Meeting Minutes of April 1, 2019. The motion carried by an unanimous vote.

Additions and Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to add item 19-0232 to the agenda. The motion carried by an unanimous vote.

Ordinances

[19-0120](#)

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 \(1\)](#)
 [Initial Zoning Recommendation](#)

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

Enactment No: 19-2009-ORD

[19-0135](#)

AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY OWNED BY DAVID VOSLOH

Attachments: [Vosloh Annexation Petition](#)
 [PIN 291629 Vosloh](#)

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

Enactment No: 19-2010-ORD

[19-0183](#)

An Ordinance Approving the Sale of Property Owned by Riviera Utilities

Attachments: [Utilities Board Agenda Request](#)
 [Utilities Board Resolution # 190319-1](#)

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

Enactment No: 19-2011-ORD

[19-0090](#)

AN ORDINANCE AMENDING ORDINANCE 13-1044 PERTAINING TO FLOOD DAMAGE PREVENTION

Attachments: [2019 Flood ord Draft](#)
 [2019 Flood Damage Ordinance](#)

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: 19-2012-ORD

[19-0186](#)

(Second Reading) AN ORDINANCE PERMITTING AND REGULATING THE PLACEMENT AND OPERATION OF NEWSPAPER STANDS ON CERTAIN PUBLIC RIGHTS OF WAY WITHIN THE CITY OF FOLEY DOWNTOWN HISTORIC DISTRICT CITY UNDER CERTAIN RULES AND REGULATIONS

Attachments: [Figure A Map](#)

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

Resolutions and Other Business

[19-0181](#)

A Resolution requesting transfer of \$5k from Sanitation Salaries Account to General Government Contract Labor account to help fund temporary worker through the end of the fiscal year.

Attachments: [20190325170902541](#)

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: 19-1110-RES

[19-0189](#)

A Resolution Waiving Fees for the Use of Heritage Park and Pavilion for Anchor Point Church.

Attachments: [20190327084628678](#)

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: 19-1111-RES

[19-0195](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 317 W ORCHID AVE

Attachments: [Weed Abatement.317 W Orchid](#)

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: 19-1112-RES

[19-0196](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 243 WEST LAUREL AVE

Attachments: [Weed Abatement 243 W Laurel](#)

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: 19-1113-RES

[19-0199](#)

A Resolution Approving the Street Dept Purchase of a 2019 R1500 1/2 Ton Pickup Truck

Attachments: [Street Quote for 2019 R1500 Half Ton Truck.PDF](#)
 [Street Cap Purch Wrksht for 2019 R1500 Half Ton Truck.PDF](#)

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: 19-1114-RES

[19-0200](#)

A Resolution to Modify Residential Sanitation Collection Fees

Attachments: [13-1034 ORD](#)

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: 19-1115-RES

[19-0201](#)

A RESOLUTION APPROVING LOWERING SPEED LIMIT WITHIN WYNWOOD SUBDIVISION

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: 19-1116-RES

[19-0202](#)

A RESOLUTION APPROVING CHANGE ORDER #1 TO CUNNINGHAM DELANEY'S CONTRACT

Attachments: [CD Change Order #1](#)

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: 19-1117-RES

[19-0203](#)

A RESOLUTION APPROVING CHESTNUT STREET PIPE IMPROVEMENTS PROJECT

Attachments: [Capital Project Worksheet](#)

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: 19-1118-RES

[19-0204](#)

A Resolution Approving the Engagement of Shelter Planners of America to Provide a Comprehensive Needs Assessment Study for a Tri-City Animal Shelter

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: 19-1119-RES

[19-0205](#)

A Resolution Approving the Retirement of K9 Saban

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: 19-1120-RES

[19-0206](#)

A RESOLUTION APPROVING E-J BUILDERS' CHANGE ORDER #2 FOR JUSTICE CENTER RENOVATION PROJECT

Attachments: [Change Order #2 EJ - Mun Ct](#)

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: 19-1121-RES

[19-0207](#)

A Resolution Approving the ADA Memorial Trail Expansion

Attachments: [EST. 39116](#)
 [Capital Projects Request - ADA Memorial Tree Expansion](#)

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: 19-1122-RES

[19-0208](#)

A Resolution Approving Purchase of Front Mount Mower

Attachments: [city of foley 1575 quote 182019](#)
[Budget Transfer and Budget Increase Forms](#)
[Capital Purchase Request for Front Mount Mower](#)

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: 19-1123-RES

[19-0209](#)

A Resolution Approving the usage of Beulah Heights Park for May Day and to have fees waived for the stage.

Attachments: [20190405151420278](#)

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: 19-1124-RES

[19-0210](#)

A RESOLUTION TO APPROVE INCREASE IN FY18-19 SPORTS TOURISM BUDGET

Attachments: [Sports Tourism Budget Increase](#)

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: 19-1125-RES

[19-0211](#)

A Resolution appropriating funds for a robotic line painter for Foley Sports Tourism.

Attachments: [Sports Tourism - Robotic Painter](#)

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: 19-1126-RES

[19-0212](#)

A Resolution Requesting to Memorialize the Application for the FY2020 LSTA Grant.

Attachments: [FY2020 LSTA TECHNOLOGY appl FILL-IN \(1\)](#)

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: 19-1127-RES

[19-0213](#)

A Resolution appropriating funds for Ford Transit for Foley Recreation.

Attachments: [Recreation - Transit Request](#)

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: 19-1128-RES

[19-0214](#)

A Resolution appropriating funds for a Reel Mower for Foley Recreation.

Attachments: [Recreation Reel Mower Request](#)

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: 19-1129-RES

[19-0215](#)

A Resolution Appropriating Funds for a Maintenance Barn for Foley Recreation

Attachments: [Rec Capital Project - Barn Request](#)

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: 19-1130-RES

[19-0218](#)

A Resolution Waiving Horse Arena Fees for Jennifer Claire Moore Foundation Annual Rodeo

Attachments: [Jennifer Claire Moore Foundation Letter](#)

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: 19-1131-RES

[19-0232](#)

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF
FOLEY, ALABAMA IN OPPOSITION TO PROPOSED LEGISLATION**

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: 19-1132-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 Charles Ebert, III, to adjourn the meeting. The motion carried by an unanimous vote.

The meeting adjourned at 6:02 pm.