



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, March 16, 2020

5:30 PM

Council Chambers

Council Meeting

Public Hearing

[20-0148](#)

Public Hearing to Consider Weeds to be a Public Nuisance and to Order is Abatement located at 919 W. Michigan Avenue

Council President Wayne Trawick opened the public hearing at 5:30 pm. He reported the property has been abated by the owner and no further Council action is required. 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 pm.

Roll Call

All Council Members were present. Also present: City Administrator Mike Thompson, City Clerk Katy Taylor, Wynter Plaski, Jordan Cantrell, Joey Darby, David Wilson, Whisper Edwards, Darrelyn Dunmore, LaDonna Hinesley, James Wallace, Don Stafford and press representative Jessica Vaughn.

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

[20-0132](#)

Proclamation: Earth Day Mobile Bay

Attachments: [Earth Day Mobile Bay](#)

This Proclamation was presented.

[20-0135](#) Proclamation: Child Abuse Prevention Month

Attachments: [Child Abuse Prevention](#)

This Proclamation was presented

Departmental Reports

[20-0159](#) Department Reports

Attachments: [February 2020 Bid Awards](#)

[Tax Report](#)

[February 2020 CDD Report](#)

[Feb 2020 PD Report](#)

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

Record of Approved Bills

[20-0133](#) Report of Prior Month Approved/Paid Bills for the Records - February, 2020.

Attachments: [2020-02 Approved & Paid Bills.Expense Approval Report](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, that this Agenda Item be approved. The motion carried by an unanimous vote.

Approval of the Minutes

[20-0126](#) Work Session Minutes of March 2, 2020

Attachments: [03-02-2020 Work Session Minutes - Draft](#)

A motion was made by Council Member Vera Quaites, seconded by Council Member Ralph Hellmich, to approve the Work Session Minutes of March 2, 2020. The motion carried by an unanimous vote.

[20-0131](#) Council Meeting Minutes of March 2, 2020

Attachments: [03-02-2020 Council Meeting Minutes - Draft](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, to approve the Council Meeting Minutes of March 2, 2020. The motion carried by an unanimous vote.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to add items 20-0152 and 20-0164; to carry over items 20-0121 and 20-0147 and 20-0157. The motion carried by an unanimous vote.

Ordinances

[20-0144](#)

(Second Reading) AN ORDINANCE GRANTING 10 YEAR FRANCHISE TO MCIMETRO ACCESS TRANSMISSION SERVICES CORP D/B/A VERIZON ACCESS TRANSMISSION SERVICES TO CONSTRUCT, MAINTAIN AND OPERATE FIBER-BASED TELECOMMUNICATION AND COMMUNICATIONS SERVICES

Attachments: [MCImetro FA \(FINAL\)_03042020](#)

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.

[20-0145](#)

(Second Reading) ORDINANCE APPROVING INITIAL ZONING OF PROPERTY OWNED BY LARRY ENGLE

Attachments: [Engle Initial Zoning](#)

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

Resolutions and Other Business

[20-0092](#)

A Resolution Approving A Capital Purchase of Three Tahoes

Attachments: [DONOHOO QUOTE PT2](#)
 [DONOHOO CID QUOTE](#)
 [EMAIL APPROVAL](#)
 [2020 TAHOE WORKSHEET PT 2](#)

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: 20-1079-RES

[20-0121](#)

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

Attachments: [Anchor Point Church Request To Waive Fees](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that this Resolution be carried over to the City Council Meeting of April 6, 2020 due to the Covid-19 social distancing mandate. The motion carried by an unanimous vote.

[20-0122](#)

A Resolution Memorializing John G. Walton Pay Request

Attachments: [APPROVAL City of Foley Mail - Fwd_ Resurfacing project Beulah](#)
[Semi Final Pay App](#)
[Budget Increase Capital Project](#)
[Riviera Invoice](#)

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: 20-1080-RES

[20-0125](#)

A Resolution Approving Applying for FY21 ACAMP Funding for a Coastal Flood Response Plan

Attachments: [FY2021-ALABAMA COASTAL AREA MANAGEMENT](#)
[PROGRAM-RFP APPLICATION PACKAGE 0](#)

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: 20-1081-RES

[20-0127](#)

A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$264.83

Attachments: [Sanitation Write Offs](#)

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: 20-1082-RES

[20-0128](#)

A Resolution Approving the Surplus & Disposal of Sanitation Truck #401051 (Purch in 2000).

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: 20-1083-RES

[20-0129](#)

A Resolution Approving the Surplus & Disposal of Sanitation Truck #401062 (Purch 04/18/08).

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: 20-1084-RES

[20-0130](#)

Request to Amend Resolution 19-1314 & De-Obligate Funds

Attachments: [RES #19-1314, Orig Wiring Quote, & Cap Purch Sht.pdf](#)
[Mike Hoffman Final Invoice for Wiring Fix.pdf](#)
[Hurricane Quote for 2 Panic Buttons.pdf](#)

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: 20-1085-RES

[20-0134](#)

Approval of Application for the FY2021 LSTA Grant

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: 20-1086-RES

[20-0138](#)

A Resolution to reappoint Janay Dawson to the Foley Historic Commission.

Attachments: [Historic Commission Board](#)

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: 20-1087-RES

[20-0139](#)

A Resolution to reappoint Randy Arp to the Foley Historic Commission.

Attachments: [Historical Commission Member List](#)

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: 20-1088-RES

[20-0140](#)

A Resolution to Reappoint Virgil "Rip" Christensen, Jr. to the

Museum-Archive Advisory Board

Attachments: [Museum Brd. Member List](#)

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: 20-1089-RES

[20-0146](#)

A Resolution to Set a Public Hearing to Consider Planning Commission's Recommendation for Initial Zoning of Property Owned by Larry Engle

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: 20-1090-RES

[20-0147](#)

A RESOLUTION AUTHORIZING THE NEGOTIATION OF A FRANCHISE AGREEMENT BETWEEN THE CITY OF FOLEY AND BALDWIN COUNTY SEWER SERVICE

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that this Resolution be carried over to the City Council Meeting of April 6, 2020. The motion carried by an unanimous vote.

[20-0150](#)

Resolution Amending the Pay Classification Plan to Add the Position of Assistant HR Director for a Limited Time Only and Authorizing Funding.

Attachments: [Budget Increase Form & Email Approval](#)

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: 20-1091-RES

[20-0153](#)

Resolution Amending the Pay Classification Plan to Convert the New, Fourth Quarter Position of Permanent, Part-Time, Sanitation Worker III / Driver Operator (Approved in the FY20 Budget) to a Sanitation Worker II.

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: 20-1092-RES

[20-0154](#)

A Resolution to Consider Voting Delegate for the ALM Annual Business Session

Attachments: [Voting Delegate Authorization Form](#)

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: 20-1093-RES

[20-0156](#)

Resolution Approving Prudential Renewal of Life, AD&D, and Short and Long Term Disability Coverage for City Employees at Current Rates with a 2-Year Rate Guarantee.

Attachments: [Prudential Renewal](#)

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: 20-1094-RES

[20-0158](#)

Resolution Modifying the City's Personnel System Policy to Include a Communicable Diseases Policy.

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: 20-1095-RES

[20-0157](#)

ABC License: 160 - Special Retail More Than 30 Days for Staffco LLC, applicant, operating under the trade name Alabama Gulf Coast Music Hall located at 12615 A Foley Beach Express in Foley, Alabama.

Attachments: [AL. Gulf Coast Music Hall ABC License](#)

Police Chief David Wilson made a recommendation to move forward with the ABC License.

Fire Chief Joey Darby reported the Fire Department has been unable to make contact with Mr. Stafford in order to conduct a fire inspection on the building and he recommended not moving forward with the ABC License at this time.

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, that this Agenda Item be carried over to the Special Called City Council Meeting of March 19, 2020. The motion carried by an unanimous vote.

[20-0152](#)

A Resolution to Approve the City's Pandemic Continuity of Operations Plan (COOP) and Give the Mayor Approval to Make Decisions in Regard to the Protocols and Procedures of this Plan in the Event of an Influenza or Other type of Pandemic.

Attachments: [City of Foley Pandemic Continuity of Operations Plan - Mar 12 2020](#)

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: 20-1096-RES

[20-0164](#)

**A RESOLUTION DECLARING EMERGENCY POWERS TO THE MAYOR
OR COUNCIL PRESIDENT DURING A WORLD WIDE HEALTH
PANDEMIC AND/OR NATIONAL HEALTH CRISIS**

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: 20-1097-RES

Mayor's Comments

There were no comments to report.

Visitor 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 5:52 pm.