



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, September 16, 2019

5:30 PM

Council Chambers

Council Meeting

Public Hearings

[19-0494](#)

A PUBLIC HEARING TO CONSIDER PASSAGE OF AN ORDINANCE AMENDING ORDINANCE NO. 387-87 FOR INITIAL ZONING OF PROPERTIES ANNEXED VIA LEGISLATIVE ACT

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

[19-0495](#)

A PUBLIC HEARING TO CONSIDER PASSAGE OF AN ORDINANCE TO AMEND ORDINANCE NO. 17-2039 AMENDMENTS TO THE MANUAL FOR DESIGN AND CONSTRUCTION STANDARDS ORDINANCE

President Trawick opened the public hearing at 5:30 p.m. 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, Tommy Purdue, David Wilson, Joey Darby, LaDonna Hinesley, Heyward Hosch and Alec Barnett.

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

[19-0507](#)

Proclamation Family Day

Attachments: [Family Day Proclamation](#)

Mayor Koniar presented the Family Day Proclamation.

Departmental Reports

[19-0492](#)

Department Reports

Attachments: [August 2019 Bid Awards](#)
 [August 2019 Tax Collection Report](#)
 [August 2019 CDD Report](#)
 [August 2019 FD Report](#)
 [August 2019 PD Report](#)

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

Audit of the Accounts

[19-0493](#)

Audit the Accounts of August, 2019

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

Approval of the Minutes

[19-0499](#)

Work Session Minutes of September 3, 2019

Attachments: [09-03-2019 Work Session Meeting Minutes - DRAFT](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to approve the Work Session Minutes of September 3, 2019. The motion carried by an unanimous vote.

[19-0500](#)

Council Meeting Minutes of September 3, 2019

Attachments: [09-03-2019 Council Meeting Minutes](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, to approve the Council Meeting Minutes of September 3, 2019. 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 remove item 19-0420 from the agenda. The motion carried by an unanimous vote.

Ordinances

[19-0381](#)

AN ORDINANCE AMENDING ORDINANCE NO. 387-87 FOR INITIAL ZONING OF PROPERTIES ANNEXED VIA LEGISLATIVE ACT

Attachments: [Leg Annex Initial Zoning](#)

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

Enactment No: 19-2022-ORD

[19-0426](#)

An Ordinance to Amend Ordinance No. 17-2039 Amendments to the Manual For Design and Construction Standards Ordinance

Attachments: [17-2039 ORD](#)

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

Enactment No: 19-2023-ORD

[19-0503](#)

AN ORDINANCE AUTHORIZING THE ISSUANCE, AND MAKING PROVISION FOR THE PAYMENT, OF \$4,905,000 GENERAL OBLIGATION WARRANTS, SERIES 2019

Attachments: [Foley 2019. Warrant Ordinance \(05016200x80C68\)](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to suspend the rules for the immediate adoption of the ordinance. City Administrator Mike Thompson took the following roll call vote: Council Member Quaites, aye; Council Member Hellmich, aye; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried by an unanimous vote.

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: 19-2024-ORD

Resolutions and Other Business

[19-0420](#)

A Resolution Adopting Policies Related to Debt

Attachments: [Debt Policies FINAL \(04955555x80C68\) \(5\)](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to remove item 19-0420 from the agenda. The motion carried by an unanimous vote.

[19-0483](#)

A RESOLUTION APPROVING ALSTON STREET DRAINAGE STUDY

Attachments: [GMC Proposal](#)
[Capital Project Worksheet North Alston Drainage Study Phase 2](#)
[Budget Increase Alston St Drainage PH II](#)

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: 19-1286-RES

[19-0484](#)

A Resolution Requesting To Waive Fees To Minimum For Southside Baptist Church

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: 19-1287-RES

[19-0485](#)

A Resolution Requesting a transfer of funds for the Sanitation Department

Attachments: [Request to Transfer within Sanitation Dept.PDF](#)
[Request to Transfer from Street Dept to Sanitation Dept.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: 19-1288-RES

[19-0486](#)

A Resolution to Set a public hearing to consider the vacation of right of way on the Northwest Corner of Little Rock Road and County Road 65.

Attachments: [Vacation LITTLE.ROCK](#)
[STS Holdings Source Deed \(2\)](#)
[Proposed ROW Vacation MAP](#)

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: 19-1289-RES

[19-0487](#)

A Resolution Requesting To Waive Fees To Minimum For Anchor Point Church Construction Project

Attachments: [Anchor Point Request](#)

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: 19-1290-RES

[19-0488](#)

A Resolution to Approve the Installation of Automatic Doors at the Foley Post Office

Attachments: [Automatic Doors Post Office Request](#)

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Rick Blackwell, to amend the resolution to state an amount not to exceed \$13,000. The motion carried with the following vote: Council Member Quaites, aye; Council Member Hellmich, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried with one abstention.

A motion was made by Council Member Charles Ebert, III, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried with the following vote: Council Member Quaites, aye; Council Member Hellmich, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried with one abstention.

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

Abstain: 1 - Council Member Hellmich

Enactment No: 19-1291-RES

[19-0490](#)

A Resolution Authorizing Clean-Up Adjustments for Personnel Accounts in FY19 Budget. This is a housekeeping item and adjustments are budget neutral.

Attachments: [FY19 Clean Up Entries for Personnel Accounts](#)

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: 19-1292-RES

[19-0491](#)

A Resolution Authorizing OWA Contract for the City's 2020 Employee Appreciation Event to be Held on March 27, 2020.

Attachments: [OWA Contract FY20](#)
 [Signature Copy](#)
 [Signature Copy](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Vera Quaites, that this Resolution be adopted. The motion carried with the following vote: Council Member Quaites, aye; Council Member Hellmich, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried with one abstention.

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

Abstain: 1 - Council Member Hellmich

Enactment No: 19-1293-RES

[19-0496](#)

A RESOLUTION APPROVING AMMONS & BLACKMON'S CHANGE ORDER #2 FOR WOERNER COMMERCIAL PARK ACCESS PROJECT

Attachments: [Budget Increase Woerner Access A&B](#)
 [GeoCon](#)
 [OwnerChangeOrder #2](#)

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: 19-1294-RES

[19-0497](#)

A Resolution Approving Entering Into A Memorandum of Understanding between the City of Foley; Alabama Department of Revenue; Baldwin County and Foley Holdings LLC

Attachments: [MOU](#)

A motion was made by Council Member Ebert, III, seconded by Council Member Quaites, that this Resolution be adopted. The motion carried with the following vote: Council Member Quaites, aye; Council Member Hellmich, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried with one abstention.

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

Abstain: 1 - Council Member Hellmich

Enactment No: 19-1295-RES

[19-0498](#)

A Resolution to Reappoint Sandy Russell to the Museum Archive Advisory Board.

Attachments: [Museum Board Member List - SRussell](#)

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: 19-1296-RES

[19-0502](#)

A RESOLUTION ACCEPTING SAWGRASS CONSULTING'S PROPOSAL FOR PROFESSIONAL SERVICES FOR SOUTH PECAN STREET EXTENSION PROJECT

Attachments: [Pre-project Budget - S. Pecan Ext](#)
[Sawgrass Proposal S Pecan](#)
[Budget Increase - Sawgrass](#)

A motion was made by Council Member Rick Blackwell, seconded by Council Member Charles Ebert, III, that this Resolution be adopted. The motion carried with the following vote: Council Member Quaites, aye; Council Member Hellmich, abstained; President Trawick, aye; Council Member Blackwell, aye and Council Member Ebert, III, aye. The motion carried with one abstention.

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

Abstain: 1 - Council Member Hellmich

Enactment No: 19-1297-RES

Mayor's Comments

There were no comments to report.

Visitor's Comments

Alec Barnett thanked Council for allowing the Back to School Bash at Heritage Park. He said it was a great success.

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 5:50 p.m.