



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, July 6, 2020

4:00 PM

Foley Civic Center

Work Session/Council Meeting

Public Hearings

[20-0286](#)

Public Hearing to Consider Planning Commission's Recommendation to Adopt an Ordinance Approving the Rezoning of Property Owned by Sam and Lidia Gerges from B1A (Extended Business District) to PUD (Planned Unit Development). Property is located east of South Pine Street and north of County Road 20.

Council President Wayne Trawick opened the public hearing at 4:01 p.m. He asked for comments from the public. Hearing no comments, he closed the public hearing.

[20-0298](#)

Public Hearing to Discuss the City's Submission of an Application for the Fiscal Year 2020 Community Development Block Grant (CDBG) Program to Make Park Improvements Within the Aaronville Community.

President Wayne Trawick opened the public hearing at 4:02 p.m. He asked for comments from the public. Hearing no comments, he closed the public hearing.

Call to Order

President Wayne Trawick called the meeting to order at 4:02 p.m.

Roll Call

All Council Members were present with the exception of Council Member Rick Blackwell, who was out of town. Also present: Mayor John Koniar, City Administrator Mike Thompson, City Clerk Katy Taylor, Brenda Shambo, Leslie Gahagan, Debra Mixon, Forrest Mixon, Darrelyn Dunmore, Thurston Bullock, Joey Darby, Ellis Williams, Pat Davis, Pam Harris, Charles Webber, LaDonna Hinesley, Sue Steigerwald, Sherry Sullivan, David Thompson, Logan Eberly, Chad Christian, Casey Rodden, Miriam Boutwell, Rachel Keith, Ron Taylor, Frances Holk-Jones, Stacey McKeon, Lorinzo Johnson and Shirley Johnson

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

Discussion Items

[20-0301](#)

Discuss Installing Bike Racks In Downtown Foley

Attachments: [Proposal Bike Racks Foley Main Street 7.6.2020](#)

Sherry Sullivan reported Foley Main Street received a grant of \$800 donated by Baldwin County Trail Blazers to be used to install bike racks in downtown Foley. They are asking permission to install the bike racks near the corner of Pine Street and US Highway 98 East; near proposed butterfly park located off the alley between South Chicago Street and Highway 59, near Copper Kettle Tea Bar on Chicago Street and near the entry of the pedestrian bridge on Highway 59.

Enactment No: 20-1192-RES

[20-0306](#)

Discuss New Flag and Flag Pole Project

Attachments: [Flag Info and Quote](#)

Brenda Shambo reported that the Beautification Board would like to move the City's 20' X 30' American Flag and flag pole that is currently located in the public parking lot next to the old Wright's Drugs Pharmacy building to the Foley Event Center or to the Foley Sports Complex. Riviera Utilities has agreed to move the flag pole.

The Beautification Board is also asking permission to purchase 130' pole to fly a 40' X 80' flag and to place it on the east side of the Pedestrian Bridge. A quote was received for the pole, flag, lights and installation in the amount of \$55,211.00.

There was much discussion on the locations to install both flags. Council Member Charles Ebert, III had a concern about a large flag being installed near the Pedestrian Bridge, especially when there are orders to fly flags at half mast.

There was a consensus to get more information and select other possible locations for the placement of the flags and bring back to Council at a later date.

Additions/Removals

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Charles Ebert, III, to add item 20-0301 to the agenda to approve the installation locations of four bike racks. The motion carried by an unanimous vote.

Consent Agenda

[20-0288](#)

Work Session/Council Meeting Minutes of June 15, 2020

Attachments: [June 15, 2020 WS & Council Meeting Minutes](#)

A motion was made by Council Member Ralph Hellmich, seconded by Council Member Vera Quaites, to approve the Work Session/Council Meeting Minutes of July 6, 2020. The motion carried by an unanimous vote.

[20-0277](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 1605 S MCKENZIE ST

Attachments: [IHOP Weed Abatement.6.2020](#)

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: 20-1168-RES

[20-0278](#)

A Resolution Waiving Fees for the Use of Heritage Park and Pavilion for Kiwanis Club.

Attachments: [Foley Kiwanis Club - John Jackson](#)

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: 20-1169-RES

[20-0294](#)

A Resolution to Set a Public Hearing to Consider the Passage of an Ordinance to Amending the City of Foley Zoning Ordinance

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: 20-1170-RES

[20-0300](#)

A Resolution Authorizing Residential Sanitation Write Offs as Uncollectible in the Amount of \$169.75

Attachments: [Sanitation Write Offs](#)

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: 20-1171-RES

[20-0303](#)

A RESOLUTION SETTING A PUBLIC HEARING DECLARING WEEDS TO BE A PUBLIC NUISANCE AND ORDERING ITS ABATEMENT AT 308 N HICKORY ST

Attachments: [308 N Hickory Weed Abatement](#)

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: 20-1172-RES

[20-0305](#)

A Resolution to Appoint Two New Members to the Museum Archive Board.

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: 20-1173-RES

[20-0309](#)

A Resolution for the Use of Heritage Park and Pavilion for Community Day.

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: 20-1174-RES

Ordinances

[20-0239](#)

AN ORDINANCE TO APPROVE THE ANNEXATION OF TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF FOLEY, ALABAMA

Attachments: [Exhibit A - MAP](#)
 [Bald. Co. Letter](#)
 [Exhibit B - Res 2020-088](#)
 [Infrastructure Valuations](#)
 [ROW Valuations](#)

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

Enactment No: 20-2013-ORD

[20-0243](#)

ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY SAM AND LIDIA GERGES FROM B1A TO PUD

Attachments: [Palm City Rv Recommendation](#)

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: 20-2014-ORD

[20-0291](#)

(Second Reading) An Ordinance Amending the City of Foley Zoning Ordinance - RV Park District

Attachments: [RV Park District Recommendation Letter](#)

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

[20-0279](#)

A Resolution to Approve Police Department Vehicles to be Deemed Surplus

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: 20-1175-RES

[20-0281](#)

A Resolution Requesting a transfer of funds for the Sanitation Department

Attachments: [Sani Req to Trnsfr Dept Bdgt \\$\\$\\$ to another Category.PDF](#)
[Toter Quote for Garbage Cans.PDF](#)

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: 20-1176-RES

[20-0282](#)

A Resolution to Accept the Federal Aviation Administration's (FAA) Grant Offer for a Foley Municipal Airport Improvement Project

Attachments: [Grant](#)

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: 20-1177-RES

[20-0284](#)

A Resolution Appointing Elections Manager and Absentee Elections Manager

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: 20-1178-RES

[20-0285](#)

A Resolution Awarding Bid for HSIP Traffic Safety Improvements at County Road 12 and Foley Beach Express with Alternate.

Attachments: [Capital Project Worksheet HSIP CR12 & FBE](#)
[Capital Budget Increase HSIP CR12 & FBE](#)
[Certified Bid Tabulation HSIP Grant](#)

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: 20-1179-RES

[20-0287](#)

A Resolution Amending the Facade Improvement Incentive Grant Program to include the Foley Main Street District Boundary

Attachments: [5.2020 Amendments to CITY OF FOLEY FACADE GRANT PROGRAM](#)
[13-0486 RES](#)

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: 20-1180-RES

[20-0290](#)

A Resolution to Approve Murals & Street Art Requirements in the Local Downtown Historic District, National Register Historic District and the Foley Main Street District

Attachments: [FoleyMainStreetMuralDoc DRAFT](#)

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: 20-1181-RES

[20-0292](#)

A Resolution Approving Application For The State and Local Government Financial Wellness Grants Program

Attachments: [FINAL-RFP-FinWell-5.13.20 - State & Local Gvt Financial Wellness Grants Program](#)

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: 20-1182-RES

[20-0293](#)

A Resolution to Increase the Environmental Budget and Approve the Capital Purchase of a Mosquito Sprayer

Attachments: [Capital Purchase Request for Mosquito Sprayer.2020](#)
[Budget Increase Request Forms.2020.Mosquito Sprayer](#)
[Adapco Sprayer Quote](#)
[Clarke Sprayer Quote](#)
[Target Sprayer Quote](#)

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: 20-1183-RES

[20-0295](#)

A Resolution to Approve Program Administration for CDBG Aaronville Park Improvement Project

Attachments: [Grant Management Proposal](#)
[Foley FY20 CDBG Admin Contract](#)

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: 20-1184-RES

[20-0296](#)

A Resolution Approving the Re-filling of Budgeted Position Vacancies.

Attachments: [Pay Classification Plan - Effective 05-18-20](#)
[20-1116](#)

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: 20-1185-RES

[20-0297](#)

A Resolution to Approve FY20 Community Development Block Grants (CDBG) Application

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: 20-1186-RES

[20-0299](#)

A Resolution Approving Entering Into Lease Agreement with NAPA

Attachments: [NAPA Lease Request and Photo](#)
[Lease Agreement](#)

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: 20-2015 ORD

[20-0302](#)

A Resolution Approving Special Called Council Meetings to Canvass the Municipal Election Results

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: 20-1188-RES

[20-0304](#)

A Resolution Approving the Temporary Street Closure of Jessamine Street

Attachments: [Black Hats Society 102420](#)

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: 20-1189-RES

[20-0307](#)

A RESOLUTION APPROVING CONSTRUCTION BID AWARD FOR FY20 ANNUAL RESURFACING PROJECT (PH IX)

Attachments: [Capital Project Worksheet - Resurfacing](#)
 [Budget Increase Capital - Resurfacing Project](#)
 [Sawgrass Resurfacing Bid Award Recommendation](#)
 [Bid Tabulation](#)

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: 20-1190-RES

[20-0308](#)

A Resolution Accepting a Donation of Grain Rescue Equipment from Alabama Farmers Cooperative, Inc. for the Foley Fire Department

Attachments: [Grain rescue tube donation.pdf](#)
 [IMG_20200623_182005.jpg](#)

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: 20-1191-RES

[20-0301](#)

A Resolution Approving Installing Bike Racks In Downtown Foley

Attachments: [Proposal Bike Racks Foley Main Street 7.6.2020](#)

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: 20-1192-RES

Mayor's Comments

Visitor Comments

Lorinzo and Shirley Johnson, who resides at 503 Chestnut Street addressed Council with their concern of cars speeding down their street. They asked if speed bumps could be placed in the street to slow cars down. The Foley Police Department and City Engineering Department will assess the situation to see what remedies would be appropriate.

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 was adjourned at 5:14 p.m.