

COUNCIL WORK SESSION AGENDA MINUTES
CITY OF FOLEY
CONFERENCE ROOM, 407 E. LAUREL AVENUE
FOLEY, ALABAMA
MONDAY, AUGUST 3, 2009 4:00 P.M.

Mayor John Koniar called the meeting to order at 4:00 p.m. Those in attendance were Council Members Ralph Hellmich, Charlie Ebert, Wayne Trawick, Vera Quaites and Rick Blackwell. Also attending were Perry Wilbourne, Sandra Pate, Vicky Southern, Meg Hellmich, Joey Darby, David Wilson, Randy Bishop, Butch Stokes, Miriam Boutwell, David Thompson, Joe Bouzan, Jessica Nelson, Terry Burkle, Richard Peterson, and Kay Dunn.

ACTION ITEMS:

1. Approve Work Session Minutes of July 20, 2009.

Councilman Hellmich made a motion to approve and Councilman Ebert seconded the motion. The vote passed unanimously.

2. There are no Consent Agenda items for August 3, 2009.

3. Consider Baldwin County Department of Health's request to use the Civic Center to hold a flu clinic on Monday, November 2, 2009 and Monday December 14, 2009. There will be a \$15 charge per person or if they show a Medicare card, Medicaid Card or show proof of State Employees or Teachers Insurance there will be no charge for the shots. See attached letter for more details. If there is a consensus, move a resolution to the Council Agenda.

Kay Dunn, representative with the Baldwin County Health Department, reported the Health Department expects a large crowd for flu shots this season due to the threat of the Swine Flu and the need for regular flu shots. They will need a large space to accommodate the crowds and are requesting use of the Civic Center at no charge for this purpose. The clinic will be held on November 2, 2009. The fee of \$15.00 could be waived in the event that FEMA declared an emergency due to the Swine Flu. After brief discussion, resolution was moved to Council Agenda.

4. Consider FHS's request for the following: **A)** consider parade route for the Annual Homecoming Parade on Thursday, September 24, 2009 at 5:00 p.m., and **B)** Use Heritage Park Pavilion & Park for 5th Annual Leo in the Park pep rally. If there is a consensus move to the Council Agenda under New Business.

A) Deputy Chief Randy Bishop approved this based on the parade route being the same as last year. Item was moved to Council Agenda under New Business. B) Resolution to approve of use of the park and waiving fee for the pavilion was moved to the Council Agenda.

5. Consider resolution rescinding Resolution 3753-09 de-annexing property previously owned by Herndon Oil. They sold the property prior to the de-annexation process being final by the Judge of Probate's office.

A resolution was moved to the Council Agenda.

6. Consider the following Board appointments/reappointments: Board of Adjustments and Appeals – Monty Clark's term expires 9-18-09; Riviera Utilities Board – Charlie Ebert, Jr.'s term expires 9-30-09; Beautification Board – Robert Hellmich, see memo attached.

One item was moved to New Business to re-appoint Monty Clark to the Board of Adjustments and Appeals and to appoint Mayor John Koniar to the Riviera Utilities Board to replace Charlie Ebert, Jr. who has decided not to serve next

term. Second item was moved to New Business to memorialize appointment of Robert Hellmich to the Beautification Board retroactive to November 20, 2001.

DISCUSSION ITEMS:

7. Donna Watts: Report on Hot Air Balloon Festival.

Ms. Donna Watts was not present to report and this item was carried over.

8. Terry Burkle: Report on “Character Community” through Character First. This item was a result of Jaye Herrod’s letter to the Council requesting Council to consider Foley as a “Character Community” at the April 20th Work Session.

Mrs. Burkle reported that the Character First Program is a 501c3 organization which helps leaders model good character and integrates those practices into organizations. There are many cities that are a part of this program. However, Mrs. Burkle noted there is a cost associated with this for implementation, training, etc. She also reported that the Alabama State Legislature adopted ACT 95-313 which is something very similar that concentrates on character traits. This character education program is currently incorporated into the Baldwin County School system and Mrs. Burkle suggested the City consider partnering with the schools and reinforcing their program (instead of the Character First Program), since their program is already in place. She noted that the schools concentrate on one character trait every month and the City could do the same with their employees. She recommended the City promote and encourage the character traits among City employees and possibly come up with an incentive program to reward the character traits. After brief discussion, it was felt this was a good idea and Mayor Koniar asked City Clerk Perry Wilbourne and Sandra Pate to come up with a recommendation on who should coordinate with Mrs. Burkle regarding her recommendation. No official action was required.

9. Meg Hellmich: Consider resolution renewing “Joint Funding Agreement” (JFA) between the City and the US Geological Survey to cover the period from October 1, 2009 to September 30, 2010. This agreement is in the amount of \$15,450 and will allow continuation of the operation of a stream gauging station with data-collection platform on Wolf Creek. This is being handled by Riviera Utilities.

A resolution was moved to the Council Agenda.

10. Charlie Ebert: Discuss cameras at the park.

Charlie Ebert gave an update on the status of the cameras at the park. He noted there may be an option to use antennas to get the system up and running again that would be less expensive than using a DSL solution. The antenna system would have an upfront cost of about \$1,500 to \$2,000, but would not require monthly DSL charges. So, in the long run it would be less expensive. He noted this was an information item and that he would continue to do further research on the cameras and bring a request to Council at a later date.

11. Chief Wilson: **A)** Consider resolution approving purchase of thirty-six (36) Sig Sauer .40 Caliber handguns with rails. See attached memo. **B)** Resolution 3734-09 approved negotiations for food services. Have worked out a negotiation with Wood Fruiticher and are asking permission to use them as the food supplier for Foley City Jail. **C)** Consider memorializing emergency replacement purchase of PD’s server and other equipment. If approve move resolution to Council Agenda.

A) Resolution moved to Council Agenda. B) Resolution moved to Council Agenda. C) Resolution moved to the Council Agenda.

12. Joe Bouzan: Consider recommendation that the City of Foley grant the City of Robertdale's request for the remaining railroad property from CR48 South to CR83.

Mayor Murphy approached the City to purchase railroad property located from Silverhill Avenue to CR83. They plan to use the property to extend their hike/bike trail. A resolution was moved to the Council Agenda.

13. Butch Stokes: **A)** Consider resolution accepting and awarding Asphalt Services' bid for the Northwest Quadrant Drainage project. The background check was clear. **B)** Consider resolution accepting and awarding Calvert Construction's bid for the Sunset Circle Drainage project. The background check was clear.

A) Resolution was moved to Council Agenda, subject to successful financing currently being researched and negotiated. B) Resolution moved to Council Agenda.

14. Joey Darby: Consider resolution approving purchase of one ISG demo reconditioned thermal imaging camera from NAFECO in the amount of \$8,561. This is a Capital Item budgeted in the amount of \$12,000 under the Fire Department's Ad-valorem Account 02-600-7010.

Resolution moved to Council Agenda.

15. Mayor Koniar: Discuss authorizing Mayor Koniar to negotiate up to a one million dollar General Obligation Warrant for the purposes of a drainage project in the NW quadrant of the City. If approved, move resolution to Council Agenda.

Resolution moved to Council Agenda.

WORK SESSION ADD ONS 8-03-09

16. David Thompson: **A)** Consider a hold harmless agreement with adjoining property owner for overflow parking at Horse Arena. **B)** Consider moving two bleachers from Mel Robert's Park to Foley High School to be used by the Foley Youth and Freshmen Football program.

A) David Thompson reported there is not enough room for parking and they have been given permission from the property owner to bush hog the area for horses and trailers. David will get any holes filled and Lt. Massey will get the Explorers to help with cleaning the property. A resolution was moved to Council Agenda authorizing Mayor to sign the Hold Harmless Agreement. B) There was consensus to approve this item. No formal action required.

17. David Wilson: Discuss unfreezing three patrol officers with funding to be provided by three-year COPS grant. If approved move resolution to Council Agenda.

A resolution was moved to the Council Agenda.

INFORMATION ITEM:

20. Joey Darby: The Fire Department will be purchasing materials for the final repairs to the Fire Training Tower located on Bender Road. This purchase will allow us to repair and upgrade the original burn room that was constructed in 1995. Total cost for the materials will be \$25,513.82. This will come out of the Fire Department Ad-valorem Account.