

MINUTES
CITY OF FOLEY, ALABAMA
407 E. LAUREL AVENUE
COUNCIL CHAMBERS
CITY COUNCIL MEETING OF JANUARY 4, 2009
5:30 P.M.

COUNCIL MEETING:

Mayor John Koniar called the Council meeting to order at 5:30 p.m. Council members present were Wayne Trawick, Ralph Hellmich, Rick Blackwell, and Charles Ebert, III. Absent: Vera Quaites due to illness. Others present: City Clerk Perry Wilbourne, Vickey Southern, David Wilson, Joey Darby, Steve Smith, Clyde Abrams and Aubrey Fuller (Baldwin EMC); Justin Miller, Sexto Rivera, Jr., Byron Lipscomb, Daisy Miller (Club Evolution); Cindy Bergevin and Noel Bergevin (Rusty's); Eunchul Kim (Okki Steakhouse & Sushi Bar); Foley Firefighters Donald Weaver, Brooks McKenzie, Lee Steiner, Reid Cole, Leigh Booth; Volunteer Firefighters Roddy Burkle, Gabriel Rodriguez, John Oliver, Tim Oliver, Brandon Lesert, Seth Hughes, Barry Hughes, Lavon Parr, Michael Purvis, Cameron Cook, Robert Irwin, Neal Welch, Gus Martins, and Henry Wilson; William Jeffries, John Peterson (Hatch Mott MacDonald) and press representative Guy Busby.

SPECIAL GUESTS

Bucky Jakins, Aubrey Fuller and Clyde Abrams, Baldwin EMC Representatives to present tax check. Mr. Fuller stated that Mr. Jakins was unable to attend. Mr. Fuller explained that he is the District 3 representative and is thrilled to be present a check to the Mayor in the amount of \$292,927.47 that represented a percentage of 4,098 accounts within the City of Foley. Mayor Koniar thanked Mr. Fuller and Mr. Abrams for attending and presenting the City with a check.

Chief Joey Darby – Proclamation for Volunteer Firefighter Appreciation and Recruitment Month - Mayor Koniar presented the Foley Volunteer Firefighters with a proclamation declaring January as the Volunteer Firefight Appreciation and Recruitment Month and thanked the volunteers for their dedicated service to the City. Many of the Volunteer Firefighters were present to accept the proclamation.

APPROVAL OF THE MINUTES

Councilman Hellmich made a motion to approve the Council Meeting Minutes of December 21, 2009 and December 31, 2009 as written. Councilman Blackwell seconded the motion and the vote passed unanimously.

OLD BUSINESS: None to report.

NEW BUSINESS

Chief David Wilson recommended Council move forward with Okki's ABC License application.

Councilman Trawick made a motion to approve the 020- Restaurant Retail Liquor license for Okki Steakhouse and Sushi Bar, Inc., applicant, under the trade name of Okki Steakhouse and Sushi Bar for their location at 3187 McKenzie Street, Foley, Alabama. Councilman Ebert seconded the motion and the vote passed unanimously.

Chief Wilson recommended the Council move forward with the transfer of the El Paso Mexican Restaurant ABC License application.

Councilman Blackwell made a motion to approve the transfer of the 020 Restaurant retail Liquor license from Las Fuentes Mexican Restaurant, Inc. to El Paso Mexican Restaurant of Foley, Inc., applicant, under the trade name of El Paso Mexican Restaurant for their location at 3191 McKenzie Street, Foley, Alabama. Councilman Ebert seconded the motion and the vote passed unanimously.

Councilman Hellmich made a motion to set a public hearing to consider Planning Commission's recommendation for the rezoning of .29± acres located at 308 East Azalea Avenue, east of South McKenzie Street and on the south side of Azalea Avenue currently zoned A-O (Agriculture Open) with proposed zoning of B-2 (Neighborhood Business District) for applicant William Jeffries. Councilman Ebert seconded the motion and the vote passed unanimously.

ORDINANCES, RESOLUTIONS AND OTHER BUSINESS

The second reading of an Ordinance to establish procedures for the enforcement of code violations passed unanimously on motion by Councilman Trawick and was seconded by Councilman Hellmich.

A proclamation declaring January as Volunteer Firefighter Appreciation and Recruitment Month passed unanimously on motion by Councilman Ebert and was seconded by Councilman Blackwell.

The second reading of an ordinance declaring certain real property not presently needed for Municipal purposes and authorizing the lease of the same to Wolf Bay Lodge, Inc. or its assigns passed unanimously on motion by Councilman Hellmich and was seconded by Councilman Trawick.

The first reading of an Ordinance supporting "Last Call for alcohol" at 2:00 a.m. passed unanimously on motion by Councilman Ebert and was seconded by Councilman Hellmich.

A resolution declaring items in the Wilson Pecan Building as surplus except for those determined by the Purchasing Agent or Department Head to have a future use by the City that will be stored in the north building or another location passed unanimously on motion by Councilman Trawick and was seconded by Councilman Ebert.

A resolution appropriating funds and approving the City's intent to match the \$30,000 for the Glen Lakes Bike Path Project passed unanimously on motion by Councilman Hellmich and was seconded by Councilman Blackwell.

A resolution appropriating funds not to exceed \$1500 for Board members, Caboose Club members and volunteer firefighters' reception to be held on January 21, 2010 at 2:00 p.m. passed unanimously on motion by Councilman Trawick and was seconded by Councilman Hellmich.

A resolution waiving annexation and zoning fees for four parcels owned by the Holmes Family LLC passed unanimously on motion by Councilman Hellmich and was seconded by Councilman Trawick.

Councilman Hellmich questioned if item #5 declaring surplus articles included related expenses in an amount up to \$1500. Mayor Koniar reported that it did include the related funds.

VISITOR COMMENTS: None to report.

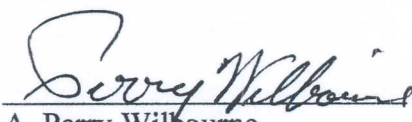
ADJOURN

Hearing no further comments the meeting adjourned at 5:43 p.m.



John E. Koniar, Mayor

ATTEST:



A. Perry Wilbourne
City Clerk/Administrator