

MINUTES
CITY OF FOLEY, ALABAMA
407 E. LAUREL AVENUE
COUNCIL CHAMBERS
CITY COUNCIL MEETING OF DECEMBER 31, 2009
8:30 A.M.

PUBLIC HEARINGS:

Mayor John Koniar opened the public hearing at 8:33 a.m. to consider voting on a proposed Resolution which would approve a proposed lease arrangement between the City of Foley and Wolf Bay Lodge, Inc, or its assigns, pursuant to which the City of Foley will make certain improvements to, and then lease, an existing structure and certain real property located on the "Wilson Pecan" property to Wolf Bay Lodge, Inc., or its assigns on certain terms and conditions promoting the economic and commercial development in the City, but where the tenant may pay the City less than fair market value rent. The private persons or entities that may receive a benefit from this transaction are Wolf Bay Lodge, Inc., Alice W. Bretz, Charlene W. Haber, or their related companies formed for this purpose. Hearing no comments Mayor Koniar closed the public hearing.

COUNCIL MEETING:

Mayor Koniar called the Council meeting to order at 8:34 a.m. Council members present: Wayne Trawick, Vera Quaites, Ralph Hellmich, Rick Blackwell and Charles Ebert, III. Others present: City Clerk Perry Wilbourne, Vickey Southern, Sandra Pate, Chief Joey Darby, Butch Stokes, Randy Bishop, Pam Ulrich, Jeff Rouzie, Skip Davis, Representative Steve McMillan, David Chapman, Chris Cummins, and press representative Guy Busby.

NEW BUSINESS

A resolution reappointing the City Prosecutor Michael Dasinger, III passed unanimously on motion by Councilmember Trawick and was seconded by Councilmember Ebert.

A resolution reappointing the Assistant City Prosecutor Frank Hollon passed unanimously on motion by Councilmember Hellmich and was seconded by Councilmember Blackwell.

A resolution memorializing emergency purchase of compressor for the Boys and Girls Club passed unanimously on motion by Councilmember Hellmich and was seconded by Councilmember Trawick.

The first 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 Councilmember Trawick and was seconded by Councilmember Hellmich.

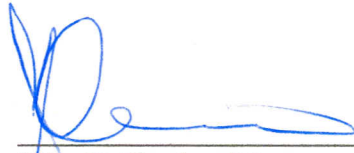
A discussion regarding the lease agreement with Wolf Bay Lodge, Inc. ensued regarding whether or not the lease terms could be changed. City Attorney Casey Pipes reported the draft resolution authorizes the Mayor to sign the agreement after the details have been worked out. At this point City Clerk Perry Wilbourne reported the formula on how the rental rate is derived is correct regardless of the amount of the owner's build out cost. Other details can be worked out at a later date and the final lease agreement can be brought to Council prior to being executed.

A resolution authorizing the lease of certain property to Wolf Bay Lodge, Inc. or its Assigns passed unanimously on motion by Councilmember Trawick and was seconded by Councilmember Hellmich.

VISITOR COMMENTS: None to report.

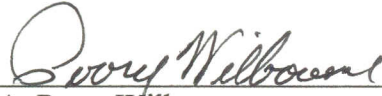
ADJOURN:

Hearing no further comments the meeting adjourned at 8:40 a.m.



John E. Koniar, Mayor

ATTEST:



A. Perry Wilbourne
City Clerk/Administrator