

COUNCIL WORK SESSION AGENDA MINUTES
CITY OF FOLEY
CONFERENCE ROOM, 407 E. LAUREL AVENUE
FOLEY, ALABAMA
TUESDAY, JANUARY 19, 2010 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, Rick Blackwell and Vera Quaites. Also attending were Perry Wilbourne, Sandra Pate, Vickey Southern, Joey Darby, David Wilson, Randy Bishop, Butch Stokes, Steve Horn, Miriam Boutwell, David Thompson, Jeff Rouzie, Frank Little, David Vosloh, Cindy Hamrick, and Guy Busby.

ACTION ITEMS:

1. Approve Work Session Minutes of January 4, 2010.

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 January 12, 2010.

3. Cindy Hamrick, Director Foley Housing Authority: Consider appointment to the Foley Housing Authority. (Carried over from 12-21-09)

Item moved to Council Agenda under New Business to appoint Ms. Patricia Smith to the Foley Housing Authority.

DISCUSSION ITEMS:

4. Cindy Hamrick & Donald Barnett: Status update on youth programs at the Foley Housing Authority. Opportunity for guests to speak on behalf of this agenda item. All meetings, research, etc. will take place prior to returning this item to the next work session agenda for February 2, 2010 in consideration of a final decision.

Ms. Hamrick distributed a proposed schedule for a Community Outreach Program to be held at the Ginwright Center. There was some discussion regarding the meeting that was supposed to take place between the Housing Authority, the YMCA and the Boys and Girls Club. After further discussion, it was decided to move a resolution to the Council Agenda for approval, but the meeting is still to take place between the three parties. Resolution moved to Council Agenda.

5. Perry Wilbourne: **A)** Discuss going into executive session to discuss an economic development prospect. **B)** Consider resolution memorializing purchase of irrigation system for greenhouse due to a need for more water pressure at the greenhouses. With the number of plants the City is now growing, we need to put

in automatic irrigation instead of watering manually. The cost of the system can pay for itself in two years or less with labor savings. The parts for the irrigation are estimated at \$800 so the total job should not exceed say \$3,000 with the new meter considered. If approved, move resolution to Council Agenda. **C)** Consider resolution concurring with Public Facilities Cooperative District on the appointment of successor trustee for the \$23,335,000 Bond Issue dated September 1, 2009. This changes the trustee from Bank of New York to Regions.

A) Perry informed the Council that the law allows for Council to go into Executive Session to discuss Economic Development without an attorney being present and/or an attorney's letter. The Mayor informed the Council that they will go into Executive Session tonight for about 30-45 minutes to discuss economic development. B) Resolution moved to Council Agenda. C) Resolution moved to Council Agenda.

6. Sandra Pate: consider resolution memorializing BCBE Community and Workforce Development Contract and Letter of Intent/Approval Form for one Baldwin County High School student to gain work experience through temporary/part-time employment with the City. No new budget funds are required. If approved, move resolution to Council Agenda. Carried over from 1-04-10.

Resolution moved to Council Agenda.

7. Bonnie Donaldson/Bill Gordon: Consider request to make available Caboose Club Revenues collected and recorded in Account 01-5070 and increase funding by \$599.00 in expense Account No. 01-623-5010 Small Tools/Equipment. If consensus to approve, move resolution to Council agenda.

Councilman Ebert requested amending the amount to \$700.00 for miscellaneous maintenance items. Resolution for approval of \$700.00 moved to Council Agenda.

8. Miriam Boutwell: **A)** Consider resolution waiving all but minimum CDD & Engineering permit fees related to Wilson Pecan Property Improvements in regards to Wolf Bay Lodge. **B)** Consider report on Broox Holmes Petition for Annexation. If ready to proceed move draft ordinances to Council agenda.

A) Resolution moved to Council Agenda. B) Vickey Southern complimented Donna Poole and Karen Childress on their good work regarding this annexation. Ralph Hellmich asked that Administration pass on the appreciation to these individuals for a job well done. Mayor Koniar then thanked Councilman Ralph Hellmich for all his hard work as well on this project and commented that it has been in the works for three years. Ordinance moved to Council Agenda for first reading.

9. Butch Stokes: **A)** Consider resolution accepting Hatch Mott MacDonald's proposal in the amount of \$19,950 for surveying and engineering design at Wilson Pecan property. **B)** Consider resolution assuming street lighting in Pebble Creek Subdivision, Phases I and II in the amount of \$334.46 monthly. They did not submit billing information for street lights at the time the subdivision's infrastructure was accepted under enabling Ordinance No. 985-07 adopted June 4, 2007. **C)** Discuss Mr. John Little's invoice to the City and finalize action. **D)** Further discuss surveying the north and south sides of E. Magnolia Avenue Property.

A) Councilman Trawick noted that the City needs to consider the master plan and future land use in laying out the detention facility, etc. for the Wolf Bay Lodge project and how it might impact future development at that site. Butch Stokes will follow up. Resolution moved to Council Agenda. B) Resolution moved to Council Agenda. C) Butch submitted a "Summary of All Costs" in the amount of \$11,810.00 regarding Mr. Little's property on County Road 20. There was consensus to approve payment of the charges to Mr. Little, not to exceed \$11,900.00, but only subject to Mr. Little signing the release that Casey Pipes has drafted. Mayor Koniar requested that Administration send the Release to Mr. Little so he can get it to his attorney for review. Resolution moved to Council Agenda. D) Butch reported that the ball was in Mr. Joe Bischoff's court, and that he was supposed to come back to the Council and show them what he wanted to do. Mayor Koniar asked Butch to remind Mr. Bischoff about this. No formal action taken.

10. David Wilson: **A)** Consider resolution declaring certain equipment (see attached list) as surplus and to authorize its disposal. Hard drives will be removed and destroyed separately. The equipment is of little to no value as it is outdated, broken, parts missing/destroyed, and so forth. All usable equipment has been reissued or reassigned. **B)** Consider request to purchase (6) Sig Sauer Automatic rifles to be used by our Special Response Team. These rifles will better prepare the team to face almost any fire power that we may encounter on the streets. If approved, move resolution to Council agenda. **C)** Consider resolution memorializing Capital Purchase of MUST Shields in the amount of \$3,390 and move funds from Account 01-608-5050 Patrol Drug Fund to Capital (Drug Fund) Account #01-608-7010.

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

11. Mayor Koniar: Further discuss settlement of Ellis Farms property.

The Mayor reported that legal research has revealed this property has a cloudy title and there is no clear title to either party. He reminded the Council there was

an agreement in place where the City offered to sell the property for ½ of the appraised value, to retain normal easements, etc. This price would be \$60,200 based on the appraised value. Ordinance declaring property surplus and authorizing sale of the property to Ellis Farms was moved to Council Agenda for first reading.

INFORMATION ITEMS:

12. Monthly Sales Tax, Lodging Tax and Rental Tax Reports.

ADD ON'S:

13. Steve Horn: Consider Harry Phillips', ESILL Representative, request to put up banners on City light poles to advertise the classes being offered through the Library. The banners are at no cost to the City and ESILL would maintain the banners.

Steve reported ESILL was not specific in their request and he thought they were asking for 8-10 banners to be located somewhere in the general vicinity of City Hall. They would be displayed probably September/October and February/March for about three to four weeks prior to the events. Mayor Koniar noted that he did not see a problem with it as long as it complies with City Ordinances, regulations, etc. After brief discussion, there was general consensus to proceed but Steve was instructed to get with Dan Hellmich to see how many and in what locations they could be displayed and to be certain they conformed to the City ordinances. Item was moved to Council Agenda for Voice Vote.