City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Draft

City Council

Monday, July 6, 2026 | **4:00 PM** | **Council Chambers**

Work Session/Council Meeting

Call to Order

Council President Pro Tempore Charles Ebert, III, called the meeting to order at 4:00pm.

Roll Call

All Council Members were present with the exception of Council President Wayne Trawick. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Christi Watkins, Stephanie Richardson, Leslie Gahagan, Taylor Davis, Jonathan Cottis, Sam Jones, Sara Filley, Jason Kudulis, Gary Wenzel, David Thompson, Keith Jackson, Christopher Dismuke, Logan Eberly, Kate Ray, Suzanne Kellams, Taylor Foster, Guy Busby, Katie Spratlin, Jeff Lee, John Bednarczyk, Angela Sherman, Jackie McGonigal, Kathy Sherman, Missty Org, Rachel Keith, Cynthia Abbott, Glenn Abbott, Jamie Smith, Darrelyn Dunmore, Nathan Smith, Joey Darby, Kevin Carnley, Wayne Dyess, Cian Harrison, Frank Shepard, Lindsey Hart, Bob Fennell, Raven Roberts, Brandon Mothershed, Erik Morris, and Shawn Mitchell.

Present: 4 - Tim Lower,Roderick Burkle,Larry Engel and Charles Ebert III

Absent: 1 - Wayne Trawick

Moment of Reflection

Pledge of Allegiance

Public Hearing

26-0275 Public Hearing To Consider An Ordinance Amending Ordinance No. 387-87 Rezoning Property Owned By Harold Motter From R-1A - Residential Single Family To B-3 - Local Business

President Pro Tempore Ebert, III, opened the Public Hearing at 4:01pm. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

26-0276 Public Hearing To Consider An Ordinance Amending Ordinance No.

387-87 Rezoning Property Owned By Vulcan Inc. From M-1 - Light Industrial To B-3 - Local Business

President Pro Tempore Ebert, III, opened the Public Hearing at 4:02pm. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

26-0277 Public Hearing To Consider An Ordinance Amending The City Of Foley Zoning Ordinance

President Pro Tempore Ebert, III, opened the Public Hearing at 4:03pm. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

26-0299 Public Hearing to Declare Weeds and Accumulation of Debris, Junk, and Litter to be a Public Nuisance and Ordering its Abatement at 406 E Myrtle Avenue.

President Pro Tempore Ebert, III, opened the Public Hearing at 4:03pm. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

26-0300 Public Hearing Declaring the Accumulation of Junk, Trash, and Litter to be a Public Nuisance and Deeming a Burned Dwelling Unsafe Therefore Ordering its Abatement at 3915 Linton Lane.

Attachments: Linton Lane Owner Request

President Pro Tempore Ebert, III, opened the Public Hearing at 4:04pm. He asked for comments from the public.

City Clerk Christi Watkins reported that Garrett Chavers, property owner of 3915 Linton Lane, submitted a letter requesting Council consider his circumstances and grant him additional time prior to authorizing City staff to abate the nuisance and imposing an assessment.

President Pro Tempore Ebert, III, closed the Public Hearing.

26-0301 Public Hearing to Declare Weeds and Accumulation of Junk, Trash, and Litter to be a Public Nuisance and Ordering its Abatement at 618 E Azalea Avenue.

President Pro Tempore Ebert, III, opened the Public Hearing at 4:05pm. He asked for comments from the public. Hearing no comments, he closed the Public Hearing.

26-0303 Public Hearing Declaring the Accumulation of Junk, Trash, and Litter to be a Public Nuisance and Ordering its Abatement at 635 E Gate Circle

President Pro Tempore Ebert, III, opened the Public Hearing at 4:05pm. He asked for comments from the public.

Sam Jones, the property owner of 635 E Gate Circle, reported that he runs his business from the property, explaining that any accumulation of junk, trash, and litter is temporary, stored on a trailer, and related to the business. He

reported that he does not understand why the public nuisance signs continue to be placed in his yard.

Mayor Hellmich reported that the violation is not regarding the trailer stored in his yard. He reported that the Environmental Department has contacted Mr. Jones on multiple occasions to clarify what constitutes a violation under the City Ordinance, and encouraged him to contact the department for further guidance.

Environmental Manager Jackie McGonigal reported that she had recently been contacted by a member of Mr. Jones' family and she provided them with specific examples of what needed to be cleaned in order to be in compliance. She offered to speak with Mr. Jones after the public hearing to address any other questions he might have.

President Pro Tempore Ebert, III, closed the Public Hearing.

Presentation

26-0292 Mobile Bay National Estuary Program - Jason Kudulis to Present

MBNEP Director Jason Kudulis gave a presentation on the Mobile Bay National Estuary Program.

Work Session Discussion

Additions/Removals/Carry-Overs

There were no additions, removals, or carry-overs to report.

Consent Agenda

26-0341 Work Session/Council Meeting Minutes of June 15, 2026

Attachments: 06-15-2026 Work Session Council Meeting Minutes - Draft

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, to approve the Work Session/Council Meeting Minutes of June 15, 2026. The motion carried by an unanimous vote.

Ordinances

26-0342 (First Reading) Ordinance Amending Ordinance No. 387-87 to Amend the Magnolia Walk East Planned Development District, Owned by SCP/BPG Magnolia Holdings, L.L.C., by Removing Approximately 23.56 Acres

Attachments: Recommendation Magnolia PDD Mod
PublicNotice
PDD26-04 Staff Report (1)

Planning Director Shawn Mitchell reported that the Planning Commission approved removing a portion of the Planned Development District with the intention of having it rezoned as a business district subject to City Council approval. She also reported that this ordinance clarifies some language regarding open space requirements and the placement of a sign.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

26-0343 (First Reading) Ordinance Amending Ordinance No. 387-87 Rezoning Property Owned By SCP/BPG Magnolia Holdings L.L.C. From PDD (Planned Development District) To B-1A (Extended Business District)

Attachments: Recommendation Magnolia Walk rezone
Z26-09 Staff Report
PublicNotice

Planning Director Shawn Mitchell reported that this is related to the 23.56 acres removed from the Planned Development District, that have been requested to be rezoned as Extended Business District.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Ordinance be approved on first reading. The motion carried by an unanimous vote.

26-0259 ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY HAROLD MOTTER FROM R-1A - RESIDENTIAL SINGLE FAMILY TO B-3 - LOCAL BUSINESS

Attachments: Recommendation Documents

There was no discussion on this item.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0260 ORDINANCE AMENDING ORDINANCE NO. 387-87 REZONING PROPERTY OWNED BY VULCAN INC. FROM M-1 - LIGHT INDUSTRIAL TO B-3 - LOCAL BUSINESS

Attachments: Vulcan rezoning docs

There was no discussion on this item.

A motion was made by Council Member Tim Lower, seconded by Council

Member Larry Engel, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0265 An Ordinance Amending Ordinance 391-87 Relating to the Speed Limits and Traffic Controls within the City of Foley (Irwin Street between Azalea Avenue and Michigan Avenue)

Attachments: 391-87 ORD

There was no discussion on this item.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0270 Ordinance Amending the City of Foley Zoning Ordinance

Attachments: Zoning Amendments Signage
Exhibits A & B

There was no discussion on this item.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0284 An Ordinance Authorizing The Donation And Conveyance Of Certain Former L&N Railroad Right-Of-Way Parcels To The City Of Loxley, Alabama

Attachments: Request from Loxley - Apr 29 2026
City of Loxley - Railroad ROW Maps - All Parcels
Property Details Summary - All Parcels
Reservations and Restrictions

There was no discussion on this item.

A motion was made by Council Member Larry Engel, seconded by Council Member Tim Lower, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0291 An Ordinance Accepting Public Rights-of-Way and Infrastructure Improvements in Bay Street Village Subdivision for City Maintenance

Attachments: Bay Street Village Subdivision
391-87ORD

There was no discussion on this item.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Ordinance be adopted. The motion carried

by an unanimous vote.

26-0313 ORDINANCE AMENDING ORDINANCE 26-2011 AN ORDINANCE ADOPTING A TECHNICAL DESIGN MANUAL (TDM) GOVERNING DESIGN, DEVELOPMENT, PERMITTING, AND CONSTRUCTION STANDARDS WITHIN THE CITY OF FOLEY; REPEALING CERTAIN PRIOR ORDINANCES

Attachments: 26-2011-ORD TDM
Technical Design Manual - Revised Final 4_6_26_Rev4_Traffic Calming
Technical Design Manual - Markups Final 4_6_26_Rev4_Traffic Calming

There was no discussion on this item.

A motion was made by Council Member Tim Lower, seconded by Council Member Roderick Burkle, that this Ordinance be adopted. The motion carried by an unanimous vote.

26-0316 An Ordinance Amending Ordinance 25-2020 the Currently Adopted Building Code Ordinance

Attachments: Building Code Amendments Marked Up

Building Official Jonathan Cottis reported that the elevation standards have been removed from this Ordinance.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Larry Engel, that this Ordinance be adopted. The motion carried by an unanimous vote.

Resolutions and Other Business

26-0254 A Resolution to Terminate the Agreement with Symbol Health Solutions, LLC

Human Resources Director Suzanne Kellams reported that staff requests approval to terminate the current services agreement between the City of Foley and Symbol Health Solutions effective September 30, 2026.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0354 A Resolution Authorizing Baldwin Health (Foley Clinic Corp) to Provide Employee Clinic Services

Human Resources Director Suzanne Kellams reported that staff requests authorization to sign an agreement between the City of Foley and Baldwin Health (Foley Clinic Corp) to provide employee clinic services to City employees and dependents, beginning October 1, 2026. She reported that this

will provide enhanced services to employees and their families and also cost savings to the City.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0294 A Resolution Amending The Pay Classification Plan In The Street Department

Attachments: Pay Classification Plan - Effective 06-15-26

Human Resources Director Suzanne Kellams reported that Resolution 26-1154 transferred a headcount from the Street Department to the Engineering Department with the understanding that the headcount lost would be added back for another function and need of the Street Department. She reported that this request adds one additional headcount in the position of Urban Forestry Technician I, broadening their ability to run two crews. She also reported that this request is budget neutral for this fiscal year due to vacancies.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0314 A Resolution Approving JADE Consulting's Professional Services Agreement for West Orange Avenue Streetscape Project from South Pine Street to South Alston Street

Attachments: Daisha-Barnes-Engineering

25.045R JADE - Orange Avenue Streetcape project - City of Foley - 7-1-2026

City Engineer Taylor Davis reported that this is the third installment of the modern streetscape plan, and the first in a residential area. He reported that the Engineering Department has sent letters to each of the affected residents, and received a favorable response from one of the property owners. He also reported that these streetscape projects promote pedestrian connectivity enhancement, vehicular traffic calming, increased street tree plantings and decorative lighting, and additional designed parking.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0325 A Resolution Approving the Implementation of the CivicPlus Digital Government Platform Suite, Authorizing Related Expenditures, and Approving Budget Modification

Attachments: CivicPlus Bundle SOW - 6_10_26

Christi-Watkins-06-17-2026

Clerk's Office Module Summary

Website Infrastructure Communications

City Clerk Christi Watkins reported this item is combined between the Clerk's Office and the Communications Department. She reported that the Clerk's component of the request is for three solutions, including Agenda and Meeting Management, DocAccess, and NextRequest. She also reported that this system is intended to enhance accessibility, transparency, operational efficiency, and better support compliance and records management.

Communications Director Lindsey Hart reported that the Communications Department is also requesting three solutions, including transitioning the website, AudioEye, and CivicReady. These solutions will provide a more robust, modern site, ensure ADA compliance, and strengthen communication with residents.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0326 A Resolution to Approve the Application for ALEA's FY26 Homeland Security Grant Program

Purchasing Agent and Grants and Agreements Administrator Logan Eberly reported that the Police Department requests Council's permission to submit an application for ALEA's FY26 Homeland Security Grant Program. She also reported that the maximum grant request is $200,000 with no match required.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0327 A Resolution Approving the Retirement of K9 Bo and declare as surplus to his handler.

Police Chief Kevin Carnley reported that the Police Department is requesting to retire K9 Bo and declare him as surplus. He reported that the department also requests that he be retired to Bo's handler, Cpl. Erik Morris, as is standard practice.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0328 A Resolution Approving the Third Amendment to the Local Public School Support Agreement Between the City of Foley and the Baldwin County Board of Education

Attachments: Foley Education Committee Partnership Amendment 3-signed 4.23.2026 (2)
Christi-Watkins-06-15-2026

Executive Director of Leisure Services David Thompson reported that this is the additional $50,000 needed to fulfill the support agreement with the Baldwin County Board of Education.

A motion was made by Council Member Roderick Burkle, seconded by Council

Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0329 A Resolution Authorizing Employees to Enter Upon the Property at 406 E Myrtle Avenue for the Purpose of Abating the Public Nuisance

Attachments: 406 E Myrtle Ave

Environmental Manager Jackie McGonigal reported that no improvements have been made to the property since the abatement process began in April.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0330 A Resolution Authorizing Employees to Enter Upon the Property at 3915 Linton Lane for the Purpose of Abating the Public Nuisance

Attachments: 3915 Linton Ln

Environmental Manager Jackie McGonigal reported that several notices have been sent to the owner, and they have been given ample time to abate the nuisance.

A motion was made by Council Member Tim Lower, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0331 A Resolution Authorizing Employees to Enter Upon the Property at 618 E Azalea Avenue, for the Purpose of Abating the Public Nuisance

Attachments: 618 E Azalea Ave

Environmental Manager Jackie McGonigal reported that despite some efforts by the property owner to abate the overgrown vegetation, a large debris pile remains on the property.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0333 A Resolution Authorizing Employees to Enter Upon the Property at 635 E Gate Circle for the Purpose of Abating the Public Nuisance

Attachments: 635 E Gate Cir

Environmental Manager Jackie McGonigal reported that in her discussion with the property owner following the Public Hearing, they were unable to come to an agreement regarding the abatement.

A motion was made by Council Member Larry Engel, seconded by Council

Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0334 A Resolution to Declare Evidence as Surplus and Donate listed items to the City of Foley Public Works Department and City of Foley Street Department.

Criminal Investigations Lieutenant Bob Fennell reported that the Police Department requests to declare items that have been seized as part of a criminal case and adjudicated as surplus. He reported that the department also requests permission to donate these items to the Public Works Department and the Street Department.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0335 A Resolution Authorizing the Mayor to Sign a Contract with FARO Technologies

Attachments: FARO Contract 7-1-2026 - 6-30-2029
Lisa-Meredith-06-19-2026

Criminal Investigations Lieutenant Bob Fennell reported that the Police Department purchased Crime Scene Mapping equipment with a grant in 2025. He reported that the warranty agreement is expiring and the Police Department is requesting to purchase an extended 3 year warranty for the hardware service and maintenance plan, effective July 1, 2026 through June 30, 2029.

A motion was made by Council Member Larry Engel, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0344 A Resolution of the City Council of the City of Foley, Alabama, Authorizing and Requesting an Opinion From the Attorney General of the State of Alabama Regarding the City's Record Retention Obligations for Audio and Video Recordings of City Council Meetings

City Administrator Mike Thompson reported that this is a request for clarification regarding the record retention obligations for audio and visual recordings of City Council meetings.

A motion was made by Council Member Larry Engel, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0345 A Resolution to Memorialize the Purchase and Donation of Food, Water and Condiments to Vanessa Williams Operating Under, "Our Children Do Matter, Inc." Juneteenth Day Celebration.

Police Chief Kevin Carnley reported this is to memorialize the purchase and donation of hot dogs, water, and condiments for the Juneteenth Day Celebration in Aaronville Park. He reported that this event will be added to the Police Department's community event list in the future.

A motion was made by Council Member Tim Lower, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0346 A Resolution Approving the Monthly Electrical Costs Associated with the Street Lights Located in Glenlakes Phase 3

Attachments: 554704-096 Glenlakes Lights (1)
Glenlakes HOA Request Email
Daisha-Barnes-06-25-2026

City Engineer Taylor Davis reported that this resolution pertains to the Glenlakes Phase 3 that was accepted at the June 15, 2026 City Council meeting.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0347 A Resolution Approving the Installation of a 3-Way Stop at the Albatross Drive and Lakeview Drive Intersection

Attachments: Map View Albatross & Lakeview

City Engineer Taylor Davis reported that the intersection located at Albatross Drive and Lakeview Drive is currently a single way stop. He also reported that due to increased pedestrian movement and low speed vehicles, the Engineering Department requests approval to install a 3-Way Stop.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0348 A Resolution Approving the Professional Services Proposal from The Capstone Engineering Group for the North Cedar Street Sidewalk Improvements from West Peachtree Ave to Village Square Blvd

Attachments: Scope & Fee Proposal

City Engineer Taylor Davis reported that the Engineering Department is requesting to continue the sidewalk project from West Peachtree Avenue to Village Square Boulevard to provide additional connectivity in the community. He also reported that there are available funds in the departmental budget to complete this project, so it is not a funding request.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0349 A Resolution Memorialize the Acceptance of the FY2026 Gulf Coast Resource Conservation and Development Council Grant

Attachments: City of Foley Mail - Fwd Approval and Cooperative Agreement
Assignment Notification - Gulf Coast RC&D Council
Budget Increase Form

Sustainability and Natural Resources Director Leslie Gahagan reported that the City has been awarded the FY2026 Gulf Coast Resource Conservation and Development Council Grant in the amount of $15,000 for new trail and interpretive signage at Graham Creek Nature Preserve. She reported that due to the limited time frame to spend the funding by August 1st, the Nature Parks Department has accepted the grant funds. She also reported that the Nature Parks Department requests to memorialize the acceptance of the funds and amend the budget accordingly.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0350 A Resolution Approving Application for the FY26 Pre-Disaster Mitigation (PDM) Congressionally Directed Spending Grant Program

Attachments: Award Notice

Purchasing Agent and Grants and Agreements Administrator Logan Eberly reported that this is the appropriation the City requested through Senator Katie Britt's office for the placement of underground utilities. She reported that the appropriation has been awarded, and the City is now required to submit an application for the FY26 Pre-Disaster Mitigation Congressionally Directed Spending Grant Program to obtain the funding. She also reported that if the application is approved, the City would be awarded $2,063,000, and that it will be a 75/25 split, with the City of Foley and Riviera Utilities splitting the 25% match equally, at 12.5% each. Mrs. Eberly reported that staff requests permission to submit the application on behalf of the City of Foley and Riviera Utilities.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0351 A Resolution to Appropriate funding for The Street Department's in-house Construction of the North/South Corridor of Wilson/Equestrian Park Rd.

Attachments: Chad-Raybon-Street-Department (21)

City Engineer Taylor Davis reported on behalf of Public Works that the Street Department is requesting funding for materials for the in-house build of the North/South corridor of Wilson Avenue and Equestrian Park Road.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0353 A Resolution Amending RES #26-1215 A Resolution to Approve Williams Blackstock Architects' Proposal for Professional Services for the New Senior Center

Attachments: 26-1215-RES
2026.6.4 Foley SrCtr Exhibits- Working Draft (1)
David-Thompson-Senior-Center (1)

Executive Director of Leisure Services David Thompson reported that the Leisure Services Division requests to amend Resolution 26-1215 to include reimbursable expenses per the Professional Services Proposal, not to exceed $32,000.

A motion was made by Council Member Larry Engel, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0355 A Resolution Setting A Public Hearing Declaring Accumulation of Junk, Trash, and Litter To Be A Public Nuisance And Ordering Its Abatement at 407 Cedar Ct

Attachments: 407 Cedar Ct Public Nuisance July 2026

There was no discussion on this item.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0359 A Resolution Approving the South Baldwin Chamber of Commerce's Chicago Street Supper Club Event

Attachments: Event Map 2026 (1)
2026 City Application CSSC (1)

Director of Parks and Recreation Jeff Lee reported that this is the South Baldwin Chamber of Commerce's annual request to hold a Chicago Street Supper Club event on Friday, October 16, 2026 between 6:00pm and 10:00pm on North Chicago Street. He reported that the support requested is the same as requested in previous years, with Parks and Recreation staff assisting with setup and breakdown before and after the event, Public Safety support, and the street closure from E. Violet Avenue to the east entrance of Heritage Park.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0360 A Resolution of the City Council of the City of Foley, Alabama, Establishing a Policy Regarding the Ownership, Operation, Maintenance, Replacement, and Electrical Service Costs of Streetlights Within HOA-Controlled Residential Subdivisions

City Engineer Taylor Davis reported that this resolution draws clear lines regarding the ownership of streetlights within HOA-controlled subdivisions. He reported that HOAs will be the responsible entity for those streetlights, and that the City does not by default accept streetlights when accepting right-of-way infrastructure, unless otherwise expressly approved by the City Council through a separate written agreement.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0361 A Resolution to Rescind Resolution 26-1205 Purchase of Emotional Support Dog

Police Chief Kevin Carnley reported that at the previous meeting, Council approved the purchase of an Emotional Support Dog. He reported that after further consideration, the Police Department has decided not to move forward with this purchase and requests to rescind the resolution in its entirety.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0362 A Resolution to Approve Allen Engineering and Science's (AllenES) Professional Services Agreement Amendment #2 for the Wilson Ave and Equestrian Park Road Project

Attachments: Amend 2 Wilson-Equestrian Ltr Agreement
Daisha-Barnes-Engineering (74)

City Engineer Taylor Davis reported that this amendment would allow for design modifications to reduce the roadway right-of-way along an approximate 700 foot section of the western portion of Wilson Avenue, from AL 59 eastward, from 80 feet to 60 feet. He reported that this would also allow for the adjacent parcels north of the roadway to retain an approximate 120 foot frontage.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0364 A Resolution to Set a Public Hearing to Consider an Ordinance Amending Ordinance No. 387-87 to Amend the Magnolia Walk East Planned Development District, Owned by SCP/BPG Magnolia Holdings, L.L.C., by Removing Approximately 23.56 Acres

There was no discussion on this item.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Larry Engel, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0365 A Resolution to Set a Public Hearing to Consider an Ordinance Amending Ordinance No. 387-87 Rezoning Property Owned By SCP/BPG Magnolia Holdings L.L.C. From PDD (Planned Development District) To B-1A (Extended Business District)

There was no discussion on this item.

A motion was made by Council Member Larry Engel, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

26-0366 A RESOLUTION APPROVING FOLEY MAIN STREET'S DOWNTOWN FOLEY "SALTIEST DOG" PARADE

Attachments: Foley Main Street Third Thursday Dog Parade application 2026

Executive Director of Foley Main Street Darrelyn Dunmore reported that Foley Main Street requests approval to host a Downtown Foley "Saltiest Dog" pet walk and costume contest Thursday, August 20, 2026 from 4:00pm - 7:00pm in conjunction with the Downtown Foley Third Thursday "Arrr-gust Adventure," in an effort to bring more people downtown.

A motion was made by Council Member Roderick Burkle, seconded by Council Member Tim Lower, that this Resolution be adopted. The motion carried by an unanimous vote.

Mayor's Comments

Mayor Hellmich reported that the Grand Opening of the new Foley Public Library will be held on August 4, 2026.

He also reported that there will be a laser light show held at OWA on July 25, 2026.

He reported that the 4th of July and 250th celebrations were successful and well attended.

Mayor Hellmich reported that he received an email from Half Shell Oyster House which announced that Foley has had the most successful opening of any Half Shell Oyster House location.

He reported that an ordinance concerning electric bicycles will be introduced to the Council in the near future, providing the City with enforcement capabilities to address non-compliant individuals.

He also reported that the City is currently developing the budget, to be passed in September.

He reported that the entrance to a private road was recently closed to encourage the owner to make the necessary repairs to prevent vehicle damage.

Visitor Comments

Visitor Sara Filley, of 9071 Albatross Drive, addressed Council on behalf of the Glenlakes Unit 1 Property Owners Association to thank the City Council, City Staff, and the Engineering Department for the assistance provided to Glenlakes property owners. She reported that there were specific items she wanted to mention, including: Council's acceptance of the right-of-way for Phase 3, Council accepting responsibility for the electricity costs associated with the street lights located within Glenlakes Unit 1 POA, Council's approval to convert the Albatross and Lakeview intersection to a 3-way stop, the City's legal counsel drafting and executing a series of documents to fully protect Lennar, the City, and the POA, ensuring no questions go unresolved while creating the Phase 4 Pond Escrow, and the transplanting of 50 trees between Phase 4 and the existing lots on Carnoustie Drive.

Council Member Roderick Burkle reported that he received a letter from homeowners in the Wolf Bay Point Subdivision, requesting that the City of Foley consider a speed limit reduction within the subdivision.

Sustainability and Natural Resources Director Leslie Gahagan reported that Graham Creek Nature Preserve will continue to host their 250th Anniversary Scavenger Hunt through the month of July.

Executive Session

City Administrator Mike Thompson reported the need to go into executive session to discuss certain aspects of a possible real estate transaction and potential litigation. Mr. Thompson reported that the executive session would take approximately 30 minutes and Council may come back to vote.

A motion was made by Council Member Tim Lower, seconded by Council Member Larry Engel, to go into executive session.

City Administrator Mike Thompson took the following roll call vote: Council Member Lower, aye; Council Member Burkle, aye; Council Member Engel, aye; Council President Pro Tempore Ebert, III, aye. The vote was unanimous to go into executive session.

The Council meeting recessed at 5:48pm.

The Council meeting reconvened at 6:36pm.

Council President Pro Tempore Charles Ebert, III, called the meeting back to order. All Council Members were present. Also present: Mayor Ralph G. Hellmich, City Administrator Mike Thompson, City Clerk Christi Watkins, Keith Jackson, Chief Darby, and Frank Shepard.

26-0369 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LEGAL

SERVICES AGREEMENT WITH RILEY & JACKSON, P.C. AND AFFILIATED CO-COUNSEL FOR THE INVESTIGATION AND PROSECUTION OF CLAIMS RELATING TO THE FIRE APPARATUS MANUFACTURER ANTITRUST LITIGATION

Attachments: Retainer Agreement

There was no discussion on this item.

A motion was made by Council Member Tim Lower, seconded by Council Member Roderick Burkle, that this Resolution be adopted. The motion carried by an unanimous vote.

Adjournment

A motion was made by Council Member Roderick Burkle, seconded by Council Member Larry Engel, to adjourn the meeting. The motion carried by an unanimous vote.

The meeting adjourned at 6:37pm.