

STATE OF ALABAMA)(
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in regular session at 6:00 p.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Monday, 22 October 2012.

Present were Council President Lonnie L. Mixon, Councilmembers: Debbie W. Quinn, Daniel Stankoski, Michael A. Ford, and Rick Kingrea, City Attorney Marion E. Wynne, and City Clerk Lisa A. Hanks. Mayor Timothy M. Kant was absent.

There being a quorum present, Council President Mixon called the meeting to order. The invocation was given by Associate Pastor Judson Shores of Celebration Church and the Pledge of Allegiance was recited. Council President Mixon asked if there were any corrections to the minutes from the 8 October 2012, regular meeting. He then stated if there are no corrections, the minutes stand approved as written.

Council President Mixon asked if there were any corrections to the minutes from the 8 October 2012, work session meeting. He then stated if there are no corrections, the minutes stand approved as written.

Councilmember Quinn addressed the City Council and thanked the residents of Fairhope for giving her the opportunity to be a Councilmember for the last sixteen years and five years prior to that on the Planning Commission. Her dad was on the Council for twelve years and then City Judge for another four years. They have a combined thirty eight years of good planning, great public amenities, and sense of pride in our home town. She detailed some of the accomplishments that were obtained while she was in office. Councilmember Quinn stated she hoped the citizens will give the new Council their time and expertise which is needed to continue making the right decisions for Fairhope.

Councilmember Stankoski addressed the City Council and also thanked the residents for allowing him to serve the community and give back to the community. He has lived here for over twenty years and his family lives here too. Councilmember Stankoski said he has served on the Council for the past eight years. In his first year of service, he said revenues were down and expenses up; and it was not looking good. We had to make hard decisions and not always popular decisions. We did what was best and right for the City. There was transparency over the last eight years. The Financial Advisory Committee was held open to the public; just as the Budget Committee, Citizens Advisory Committee, and the Educational Advisory Committee were open meetings. Councilmember Stankoski also detailed some of the major accomplishments made during his term of office.

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Councilmember Ford addressed the City Council and stated that contrary to what everyone believes he did enjoy serving with them and would continue to be friends. He too thanked the citizens of Fairhope.

Councilmember Kingrea addressed the City Council and said it was an honor and privilege serving on the Council the last four years. He asked the citizens to stay involved with the Council and the Mayor's office. There are great folks coming on the Council; and we must trust and verify. There is going to be change and the new Council must prepare for change and keep Fairhope a great City.

Council President Nixon addressed the City Council and thanked the citizens for allowing him to be a Councilmember over the last four years. He also thanked the Department Heads and employees for their hard work.

Jim Jeffries, Chairman of the Executive Committee of American Legion Post 199, introduced the City of Fairhope's Veteran of the Year, Major Mordecai "Mawk" Arnold. Mr. Jeffries read excerpts from the following:

**Biography of
Major Mordecai Roberts (Mawk) Arnold
United States Marine Corps (Retired)**

Mordecai (Mawk) Arnold, one of 8 children of Jack and Mordie Arnold, moved from Tyler, Texas to Fairhope, Alabama, in 1931. As a child he and his family resided in what is now American Legion Post 199 in Fairhope. He enlisted in the Marine Corps on 3 June 1943 after graduating from the Organic School in Fairhope.

Completing recruit training at Parris Island, South Carolina, in August 1943, Arnold was assigned to Radar Technician's Course at Camp Lejeune, North Carolina. As a radar technician he served in Marine Corps Air Warning Squadron 17 at Cherry Point, North Carolina. He was then assigned to Air Warning Squadron 1 on Guam and then Peleliu where he served until three months after the end of World War II. In December 1945 he was transferred to Beijing (then Peking), China. He was one of the "China Marines".

Returning to the United States in June, 1946, Arnold was released from active duty and attended Troy State Teachers College, Troy, Alabama, (now Troy University). He maintained his service as Marine Corps Reservist at the rank of Staff Sergeant. At Troy, Arnold married fellow student Alice Morrison. Graduating in 1950 with a teacher's degree, he returned to active duty in the Marine Corps until the end of the Korean War. Arnold returned to reserve status from 1952 until 1955 while he taught English and music at the Cherokee Indian School in Cherokee, North Carolina at which time he integrated into the regular Marine Corps and remained on active duty until his retirement.

Rising through the ranks to Master Sergeant and then Warrant Officer, Arnold was then commissioned as a 2nd Lieutenant in Public Affairs in 1962 at Camp Lejeune, NC. He served two years as coordinator of the Armed Forces Radio and Television Services network at Misawa Air Force Base in northern Japan. Arnold saw 14 months of action in Vietnam and had three tours of duty in Okinawa. Arnold also served in various public affairs assignments at Parris Island, New Orleans, and Atlanta. Major Mordecai retired from the United States Marine Corps on 30 June 1977 with 34 years of honorable service.

Major Arnold's Marine Corps awards and decorations include:

- Navy Marine Corps Commendation Medal
- Air Force Commendation Medal
- Marine Corps Achievement Medal
- Combat Action Ribbon
- Presidential Unit Citation
- Meritorious Unit Commendation
- Marine Corps Good Conduct Ribbon-4 awards

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American Campaign Medal
 Asiatic Pacific Campaign Medal
 World War II Victory Medal
 National Defense Service Medal
 China Marine Medal
 Vietnam Service Medal
 Marine Corps Reserve Ribbon
 Republic of Vietnam Medal
 Vietnam Cross of Gallantry

After retiring from the Marine Corps, Maj. Arnold obtained a Masters Degree in College Teaching at Auburn University and taught Public Relations and Public Speaking at Auburn for seven years. He was hired by Troy University in 1984 to teach Public Relations, Print and Broadcast Journalism. Maj. Arnold was then recruited by the University of Miami, Coral Gables, Florida as Assistant Professor of Public Relations and Cross Examination Debate Coach. His wife's impending death led Arnold to retire from Miami in 1990. From 1993 to 1997 Arnold returned to his home town of Fairhope, Alabama, as Director of his elementary through high school alma mater, the Organic School, where he still serves as director emeritus.

Alice and Mawk have three daughters; Cynthia, Marla and Rachel. They also have a son, Kevin. They have eight grandchildren. Alice died of pancreatic cancer in 1991. Mawk re-married in 1993 to another Troy graduate, Laura Turner. Laura died in 2000 from heart failure. Alice Schermer Curran of Fairhope became his wife on 9/11 of 2001.

Maj. Arnold is a Lifetime member of the American Legion, a life member of the Veterans of Foreign Wars and a life member and chaplain of the Marine Corps Combat Correspondents Association. Maj. Arnold is also an active member of the Jesse Andrews Jr. Detachment of the Marine Corps League.

Since returning to Fairhope, Major Arnold has worked tirelessly on veteran related projects and initiatives, as well as for various community projects, particularly dealing with education. Besides the Marine Corps and veterans, Mawk's love has always been the education of our youth.

Mordecai "Mawk" Arnold not only thanked everyone who was here, he thanked the City of Fairhope, the City Council, all of those who have served, Mayor Kant. He also thanked all of his friends in Fairhope that he has known for the past 81 years here. And he thanked those who nominated him for this: the American Legion, the Veterans for Foreign Wars, the DAV, and all of those who have chipped in to help him be here today. Mr. Arnold said he is very appreciative and questioned whether or not he actually deserved it, but said is very happy to have it.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to support the passage of the One-Cent Sales Tax to maintain Educational Programs and Services in the Baldwin County Public Schools. The motion was seconded by Councilmember Kingrea.

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Councilmember Quinn commented that since this Council was leaving office she wanted to pass this item. We could ask the Mayor to write a letter if he supports this tax or have the new Council write a letter. Councilmember Quinn said she doesn't support it.

Councilmember Stankoski said he notes three comments in this resolution. The first is that well-funded schools and prosperous communities go hand in hand. The second comment is that our schools are cited as the single most important factor in attracting new residents and businesses not only Baldwin County, but to Fairhope. The last comment is that we need to do something to benefit our children as well as every aspect of life in our community. We do need to support our schools, but we need to search for a permanent type of funding and a long term solution. Councilmember Stankoski said "I will vote for this resolution and also the one-cent sales tax. I do support Baldwin County education and Fairhope schools."

After discussion, motion passed by the following voice votes: AYE – Stankoski, Mixon, Ford, and Kingrea. NAY – None. ABSTAIN - Quinn.

RESOLUTION NO. 1983-12

Supporting Passage of the One-Cent Sales Tax to Maintain Educational Programs and Services in the Baldwin County Public Schools

Whereas, the correlation between strong, well-funded schools and thriving, prosperous communities is demonstrated daily across our nation; and

Whereas, our own public schools are often cited as the single most important factor in attracting new residents and businesses to Baldwin County; and

Whereas, the Baldwin County Board of Education has been responsive to recent calls from elected officials and local residents to provide new facilities and innovative instructional programs to meet the demands of rapid growth and higher public and governmental expectations; and

Whereas, many improvements in the Fairhope schools have been noted over the past twenty years which continue to benefit our children as well as every aspect of life in our community; and

Whereas, failure to pass the proposed one-cent sales tax would result in irredeemable losses to educational and economic development opportunities over the coming years as well as higher dropout and unemployment rates, lower property values and a widely diminished civic reputation.

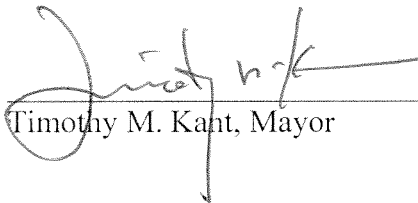
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WHEREAS, the 10 mil match equity funding causes an undue burden to the Baldwin County School System, we urge our legislative delegation to begin now to seek a relief to the disproportionate contribution that our school system is required to make, and to pursue modifications in the policy to provide a more stable funding system for our education throughout Alabama.

NOW BE IT RESOLVED that the Fairhope City Council supports the November 6, 2012 ballot measure to provide approximately \$26 million annually to maintain needed teachers, administrators and programs which promote student safety and academic success.

BE IT FURTHER RESOLVED that the Fairhope City Council encourages the citizens of Fairhope and all of Baldwin County to vote in favor of providing a local funding source for public schools that will sustain the progress now under way and keep school doors open, teachers in their classrooms and our children on tract to transition successfully to college and 21st century careers.

Adopted on this 22nd day of October, 2012



Timothy M. Kant, Mayor

Attest:



Lisa A. Hanks, MMC
City Clerk

Councilmember Quinn introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing the acceptance of the grant from ADCNR and authorizing Mayor Timothy M. Kant to execute the Grant Agreement and other related grant documents to develop Low Impact Design (LID) Allowances. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

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RESOLUTION NUMBER 1984-12

**AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH
THE ALABAMA DEPARTMENT OF CONSERVATION AND
NATURAL RESOURCES**

WHEREAS, the City of Fairhope was recently awarded a Coastal Zone Management Section 306 Grant (No. CZM-306-13-1) from the Alabama Department of Conservation and Natural Resources (ADCNR) to develop Low Impact Design (LID) Allowances; and

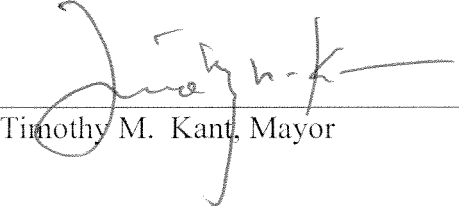
WHEREAS, the total project cost is \$26,000, of which the grant amount is \$13,000 and the City will provide a one to one local "in-kind" match of \$13,000 in staff time spent on the project; and

WHEREAS, an Agreement regarding this project effective October 1, 2012 has been received by ADCNR and is awaiting execution; and

WHEREAS, the City's Planning Department will provide oversight of the project;

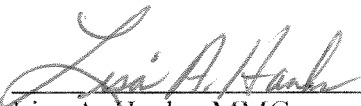
THEREFORE, BE IT RESOLVED BY THE City of Fairhope, IN REGULAR SESSION ASSEMBLED, that by this Resolution the City of Fairhope authorizes acceptance of the grant award from ADCNR and authorizes the Mayor to sign the Grant Agreement and other grant related documents on behalf of the City;

DULY ADOPTED THIS 22ND DAY OF OCTOBER, 2012



Timothy M. Kant, Mayor

ATTEST:



Lisa A. Hanks, MMC
City Clerk

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Councilmember Kingrea introduced in writing, and moved for the adoption of the following resolution, a resolution authorizing Mayor Timothy M. Kant to execute a contract with Southern Linc Wireless for a Push to Talk Radio System off the Alabama State Department of Purchasing Bid List. Seconded by Councilmember Stankoski, motion passed unanimously by voice vote.

RESOLUTION NO. 1985-12

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, as follows:

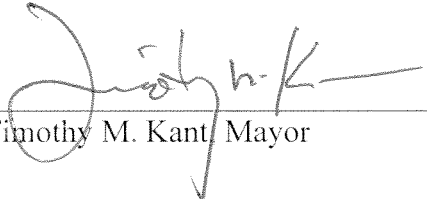
[1] That the City of Fairhope authorizes Mayor Timothy M. Kant to execute a contract between the City of Fairhope and Southern Linc Wireless for a Push to Talk Radio System and the type of Equipment and Service needed is on the Alabama State Department of Purchasing bid list and therefore does not have to be let out for bid; and

[2] The following is the Alabama State Department of Purchasing contract information:

Bid Number for Radio System: T129 Contract Number: 4011729


Contract for Push to Talk Radio System **Not to Exceed \$34,807.00**

Adopted on this 22nd day of October, 2012



 Timothy M. Kant, Mayor

Attest:



 Lisa A. Hanks, MMC
 City Clerk

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City Council reviewed an application for a Special Retail License by William Boyd Little, d/b/a Oak Hollow Farm, Inc., located at 14210 Greeno Road, Fairhope, Alabama for Angel Ride. Councilmember Ford moved to approve the issuance of the license. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

City Council reviewed an application for a Restaurant Liquor License by Harry P. Johnson, Courtyard at 311, LLC, d/b/a Courtyard at 311 located at 311 Fairhope Avenue, Fairhope, Alabama. Councilmember Kingrea moved to approve the issuance of the license. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Councilmember Quinn moved to grant the request of Alexi Vrael, Lower Alabama Multisports, requesting for a few waiver for street usage and police officers for LAMS and BARC Doggie Fun Run on Saturday, November 17, 2012. The motion was seconded by Councilmember Stankoski. Chief Petties was questioned about the waiver; and he commented it would be best if they met half way with the overtime of the officers. Councilmember Kingrea mentioned the City Ordinances and resolution regarding fee waivers. Councilmember Ford questioned the cost of the event and how far along were they with it. The response was there were plans already made and sponsors for the event. They anticipated some fees, but hoped the fees would be waived. Council President Mixon suggested passing this item to the other Council for a budgeted item. Sherry Sullivan, Community Affairs Director, stated that the amount to be waived was \$630.00 for Police Officers and \$150.00 for street closing application. After further discussion, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 6:34 p.m.



Jack Burrell, Council President



Lisa A. Hanks, MMC
City Clerk